

LEGISLATION AGAINST INJURIOUS INSECTS.

CALIFORNIA.

CHAPTER LXXV.

An act to protect and promote the horticultural interests of the State.

The people of the State of California, represented in senate and assembly, do enact as follows:

SECTION 1. Whenever a petition is presented to the board of supervisors of any county, and signed by five or more persons who are resident freeholders and possessors of an orchard, or both, stating that certain or all orchards, or nurseries, or trees of any variety, are infected with scale bug, codlin moth, or other insects that are destructive to trees, and praying that a commission be appointed by them whose duty it shall be to supervise their destruction, as hereinafter provided, the board of supervisors shall, within twenty days thereafter, select three commissioners for the county, to be known as the county board of horticultural commissioners. The board of supervisors may fill any vacancy that may occur in said commission, by death, resignation, or otherwise, and appoint one commissioner each year, one month or thereabouts previous to the expiration of the term of office of any member of said commission. The said commissioners shall serve for a period of three years from the date of their appointment, except the commissioners first appointed, one of whom shall serve for one year, one of whom shall serve for two years, and one of whom shall serve for three years from the date of appointment. The commissioners first appointed shall themselves decide, by lot or otherwise, who shall serve one year, who two years, and who three years, and shall notify the board of supervisors of the result of their choice.

SEC. 2. It shall be the duty of the county board of horticultural commissioners in each county, whenever they shall be informed by complaint of any person residing in such county, that an orchard, or nursery, or trees, or any fruit-packing house, storeroom, sale room, or any other place in their jurisdiction, is infested with scale bug, codlin moth, red spider, or other noxious insect liable to spread contagion dangerous to the trees or fruit of complainant, or their eggs or larvae, injurious to the fruit or fruit trees, they shall cause an inspection to be made of the said premises, and, if found infected, they shall notify the owner or owners, or the person or persons in charge or possession of the said trees, or places, as aforesaid, that the same are infected with said insects, or any of them, or their eggs or larvae, and shall require such person or persons to disinfect the same within a certain time to be specified. If, within such specified time, such disinfection has not been accomplished, the said person or persons shall be required to make application of such treatment for the purpose of destroying them as said commissioners shall prescribe. Said notices may be served upon the person or persons owning or having charge or possession of such infested trees, or places, or articles, as aforesaid, by any commissioner, or by any person deputed by the said commissioners for that purpose, or they may be served the same way as a summons in a civil action. If the owner or owners, or the person or persons in charge or possession of any orchard, or nursery, or trees, or places, or articles infested with said insects, or any of them, or their larvae or eggs, after having been notified as above to make application of treatment as directed, shall