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*Act for the Licensing and Regulation of Auctioneers in the City and Precincts of Baltimore*

... of an auctioneer, by selling of any property, real or personal, by the mode of public sale, or highest bidder is deemed the purchaser, within the city and precincts of Baltimore, who has previously obtained a license in the manner hereinafter mentioned, under the penalty of ten dollars for every such sale: Provided, That nothing in this act contained shall extend to the sale of property, real or personal, made pursuant to, or in execution of any order, decree or judgment, of any court of the United States, or either of them, or made in virtue of any writ or process, or for which a distress is allowed by law, or made by or on behalf of a sheriff or other officer, as such; and the governor, by and with the advice of the council, shall, upon the application of any citizen of the city or precincts of Baltimore, complying with the regulations hereinafter prescribed, grant a license for the term of one year to exercise the trade or business of an auctioneer, and for such license the person or persons obtaining the same shall pay, or cause to be paid, to the treasurer of the western shore, the sum of seven hundred and fifty dollars, and no such license shall be granted or renewed until the person or persons applying for the same, shall have given bond to the state of Maryland, with sureties to the satisfaction of the governor, in the penal sum of thirty thousand dollars current money, with condition that he or they shall duly pay and satisfy all just claims that may be against him or them as auctioneer or auctioneers, and will faithfully execute the office and employment of an auctioneer, and in all things well and faithfully perform the several duties required by this act.

*And be it enacted*, That no auctioneer or auctioneers licensed as aforesaid, shall demand or receive from any person, directly or indirectly, for his or their services, a commission exceeding the rate of ten dollars for every hundred dollars of the purchase money arising by the sale at auction of any property, real or personal, exclusive of all duties, except as is hereinafter mentioned.

*And be it enacted*, That any person desirous of pursuing the business of an auctioneer, for the sole purpose of vending horses and carriages, may apply to the governor for a special license for that purpose; and the governor, by and with the advice of the council, shall thereupon grant such special license, upon the terms and conditions aforesaid; Provided, That the penal sum of the bond given by such person shall be one thousand dollars, and the person obtaining such license shall pay therefor fifty dollars, and that such auctioneer shall be entitled to receive for his services a commission not exceeding the rate of three dollars for every hundred dollars of the purchase money arising from such sale, exclusive of duties; and every such auctioneer shall and he is hereby directed, to keep a registry of all horses that shall or may be sold by him, specifying the description of every horse, the sum of money for which he may have been sold, and also the name and residence of the seller and of the purchaser; which registry shall, at the end of each and every year, be by him deposited for safe-keeping with the clerk of Baltimore county.

*And be it enacted*, That any person or persons desirous of pursuing the business of auctioneers, for the sole purpose of selling books, maps, or prints, may apply to the governor for a special license for that purpose; and the governor by and with the advice of the council, shall, upon such person's complying with the conditions hereinafter mentioned, grant such special license for the term of one year, for the trade or business of an auctioneer, by selling of books, maps or prints, by auction, and the person or persons obtaining such license shall pay therefor fifty dollars; and no such license shall be granted or renewed until the person or persons applying for the same shall have given bond to the state of Maryland, with sureties to the satisfaction of the governor, in the penal sum of three thousand dollars, current money, with condition that he or they shall duly pay and satisfy all just claims that may be against him or them as auctioneer or auctioneers, and will faithfully execute the office and employment aforesaid, and no auctioneer or auctioneers aforesaid, shall demand and receive from any person, directly or indirectly, for his or their services, a commission exceeding the rate of ten dollars for every hundred dollars of the purchase money arising from such sale, exclusive of all duties.

*And be it enacted*, That any person or persons desirous of pursuing the business of an auctioneer of household furniture and wearing apparel, which hath been previously to the sale thereof deposited with him, may apply to the governor for special license for that purpose; and the governor, by and with the advice of the council, shall thereupon grant such special license; provided, that the penal sum of the bond given by such person shall be three thousand dollars, and the person obtaining such license shall pay therefor one hundred dollars, and such auctioneer shall be entitled to receive for his services a commission not exceeding the rate of four dollars, clear of all duties, for every hundred dollars of the purchase money arising from each sale; and the auctioneers who hold licenses authorizing them to sell by public sale, ware and merchandise, may and are hereby authorized to charge a commission of four per cent, clear of all duties, upon the sale of household furniture and wearing apparel aforesaid, sold by them; and upon the sale of books, maps or prints, they charge a commission of ten per centum clear of all duties, and things contained herein shall be construed notwithstanding.

*And be it enacted*, That every auctioneer shall, out of the moneys which he or she may receive from any sale, and pay to the treasurer of the western shore, at the rate of one dollar for every hundred dollars of the amount of all the sales made by him or them, and shall, within three months, after the expiration of each year, account for and pay the same to the treasurer of the western shore; and if the said moneys shall not be accurately kept and rendered, it is hereby made void, and any of such moneys which shall be received to day, as often as any sale shall be made, by any such person, shall be deemed to be the property of the respective rates made by him or them, which shall be paid to the treasurer of the western shore, and for every violation of this act, such person shall be liable to pay the sum of five thousand dollars.

*And be it enacted*, That if any person shall violate any of the provisions of this act, or shall do any thing contrary to the tenor of his or her license, or shall do any thing which is prohibited by this act, he or she shall be liable to a suit or suits, of law or equity, upon the application of any person who shall have a right to institute a suit or suits, of law or equity, upon the violation of any of the provisions of this act.