

File No. 14000 Continued.

more City, who is hereby authorized to grant the same, a license, which said license is to expire on the first day of January in each and every year.

51. A license of twenty-five dollars is required for any person or persons, or firm to sell fresh fruits, vegetables or other perishable articles from any wagon within the limits of the City of Baltimore, and a license of fifteen dollars is required from any person or persons selling said articles in said city, from any basket.
52. Each wagon shall be attended by not more than two men, and such persons and each basketman shall wear a badge conspicuously displayed, to be supplied by the Collector of Water Rents and Licenses and to be numbered in conformity with the number of the license and wagon under which they and each of them are selling.
53. Any person or persons selling or offering for sale the articles named in Section 51 of this Article, without first having obtained the license and wagon number, as provided for in said Section 51, shall forfeit and pay a fine of twenty dollars for each and every offence; and any person or persons neglecting to conspicuously display the badge, as provided in section 52 hereof, shall forfeit and pay a fine of one dollar for each and every offence, and the fines and moneys received from the licenses named in said section 51 are to be deposited with the Comptroller to the credit of the City of Baltimore.

In addition to the foregoing Act of the Legislature and Ordinances, I find that there was passed on June 23rd, 1904, an ordinance which provides as follows:

No. 117.

"An Ordinance imposing a license tax upon wholesale commission merchants selling any country produce from wagons, carts or other vehicles within the City of Baltimore.

Section 1. Be it ordained by the Mayor and City Council of Baltimore, That it shall not be lawful for any wholesale commission merchant to sell from wagons, carts, vehicles, boats, cars, and all other means of transportation within the City of Baltimore any country produce of any sort without first taking out a license therefor, for which he shall pay the sum of fifty dollars per year; this section, however, not to apply to persons selling only their own produce from wagons, carts or other vehicles, owned, rented or occupied by them.

Section 2. And be it further ordained, That any person violating the provisions of this ordinance shall be subject to a fine of not less than five dollars, or more than twenty dollars, for each and every offense; said fines to be collected as other city fines are collected.

Section 3. And be it further ordained, That this ordinance shall take effect from the date of its passage."

You will observe that the Legislative Enactment prohibits the imposition of any charge or fee upon countrymen attending any of the markets of the City with produce to sell in said markets of his own