

CHAPTER 158.

A further SUPPLEMENT to the ACT, entitled, a Supplement to the Act laying duties on Licenses to Retailers of Dry Goods, and for other purposes, passed at December Session, eighteen hundred and twenty-one, chapter two hundred and forty-six.

Every provision in this act appears to be merged in 1827, ch. 117; 1828, ch. 85, 95, 129; 1829, ch. 217; 1830, ch. 184; 1831, ch. 262; 1832, ch. 273; 1833, ch. 266; 1834, ch. 232; 1837, ch. 124; yet as there is no repealing clause, it is reprinted.

Former
clause
repealed.

SEC. 1. *Be it enacted, by the General Assembly of Maryland,* That all such parts of the act to which this is a further supplement, which requires importers of foreign articles or commodities, to take out licenses be, and the same are hereby repealed.

Wholesale
merchants
required to
have
licenses.

SEC. 2. *And be it enacted,* That every vender of goods or merchandise of foreign growth and manufacture by the case, package or piece, or of wine, rum, brandy, whiskey, or other distilled spirituous liquors, by the puncheon, pipe, tierce or quarter cask, whether he may or may not be an importer, shall be deemed and taken to be a wholesale merchant who is required to take out license under the act to which this is a further supplement; *Provided,* that nothing herein contained shall be construed to apply to those persons who are ordinarily termed retail merchants.

Retailers of
liquors ex-
empt from
retail dry
good license

SEC. 3. *And be it enacted,* That no licensed retailer of spirituous liquors, who is not a vender of cloths, linens, and cotton goods, shall be compelled to take out a license as a retailer of dry goods.

Persons
neglecting.
License for
one year.

SEC. 4. *And be it enacted,* That if any person or persons shall neglect to take out license or licenses as required by this act, and the act to which this is a further supplement at the time therein specified, or within three days after the meeting of the first county court of the county where such person or persons reside, after the first day of August in each and every year, such person or persons may and shall be proceeded against in the manner provided by the act to which this is a further supplement; and there shall not any licenses be granted to wholesale merchants or retailers for a shorter period than one year.

See 1827, ch. 117, sec. 2, which provides that the licenses shall be taken out until the 1st of May.

Proof of
foreign
growth.

SEC. 5. *And be it enacted,* That when any wholesale merchant or retailer is prosecuted under the provisions of this act or the act to which this is a further supplement, it shall not be necessary for the attorney prosecuting for the state, to prove that the goods, wares or merchandise sold by such wholesale merchant or retailer were of foreign growth or manufacture, but they shall be so considered unless the contrary is proved by the defendant, in such prosecution.