

or larger quantity than is actually contained in such package or parcel, and any auctioneer, commission merchant or other dealer so selling, shall in each case forfeit and pay to the purchaser of each package or parcel, double the value of the quantity of goods which on actual measurement it shall be found there is wanting in such package or parcel to make up the number of yards or quantity marked thereon.

24. All sums not exceeding one hundred dollars forfeited and payable under the preceding section, shall be recoverable by the purchaser before a justice of the peace as other debts, and all sums exceeding one hundred dollars by action of debt in the court having jurisdiction thereof in the city or county where such sales were made.

ARTICLE XCVII.

State Wharfinger and Wharves.

SEC. 1. The Governor, by and with the consent of the Senate, shall biennially appoint one or more persons of integrity as Wharfingers in the city of Baltimore.

2. The person so appointed shall, before proceeding to act, enter into bond to the State of Maryland, with two securities to be approved by the Governor, in the penalty of five thousand dollars, conditioned for the faithful and impartial discharge of the duties of State Wharfinger in the city of Baltimore, according to law.

3. The bond executed by said wharfinger shall be filed by the Secretary of State among the papers and documents in his charge, and a copy thereof certified under his hand and seal shall be evidence of the execution and approval thereof, and shall be good evidence in any court of law or equity in this State.

4. It shall be the duty of the State wharfinger so appointed to take charge of the wharves which he may be directed and authorized to take charge of belonging to, or rented by the State within said city, and to charge and collect from all vessels and persons resorting to or using any of said wharves that he may have charge of, the rates of wharfage as are now authorized by