

livery stable, and shall subsequently refuse, decline or fail to pay for his credit, board or lodging, or use of horse or food or stabling for horse furnished him, shall be guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not more than one hundred dollars or by imprisonment in jail for a term of not less than one month nor more than six months, or by both such fine and imprisonment in the discretion of the court.

1904, art. 27, sec. 121. 1894, ch. 418. 1898, ch. 287, sec. 84B. 1912, ch. 687.

134. Every person who shall at any hotel, inn, boarding house or livery stable receive or cause to be furnished any food or accommodation for man or beast, and shall fraudulently fail to pay for the same, and every person who shall obtain credit at any hotel, inn or boarding house by the use of any false pretense or device, or by fraudulently depositing at such hotel, inn or boarding house any baggage or property of value less than the amount of such credit or of the bill by such person incurred; and every person who, after obtaining credit or accommodation at any hotel, inn or boarding house shall abscond or fraudulently depart or remove his baggage therefrom without discharging the debt as aforesaid incurred, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than one hundred dollars or by imprisonment in jail for a term of not less than one month nor more than six months, or by both such fine and imprisonment, in the discretion of the Court. And in determination of any question arising under this section the fact that such departure or removal was without the knowledge or consent of the proprietor or manager of such hotel, inn or boarding house or the representatives or agent of such proprietor or manager, shall be treated as presumptive evidence that such departure or removal was fraudulent. Nothing in this section shall apply to or affect the prosecution of any offense which may have been committed prior to the passage of this section, or the punishment provided for such offense.

Fraud—Butter—Oleomargarine.

Ibid. sec. 122. 1888, art. 27, sec. 88. 1886, ch. 455, sec. 1. 1888, ch. 312, sec. 1. 1900, ch. 496. 1910, ch. 437 (p. 87).

135. No person shall manufacture, offer or expose for sale, sell or deliver, or have in his possession with intent to sell or deliver within this State, as for natural butter, renovated butter, butter made by the Quinness patent or process, or that made by other similar process, whereby casein of milk or other ingredients are made to imitate and resemble natural butter made from cream or other substitute made or colored to imitate natural butter.

That the oleomargarine in the traverser's possession was made in another state and was retained by him in the original package unbroken; that it was a pure article of commerce though colored in imitation of yellow butter; and that the traverser had not offered such oleomargarine for sale as butter constitutes a defense to an indictment under this section. It makes no difference that the oleomargarine was colored in imitation of yellow butter unless it be alleged and proven that the coloring matter is impure