

1904, art. 27, sec. 288. 1888, art. 27, sec. 183. 1860, art. 30, sec. 118.
1860, ch. 388, sec. 10.

313. The preceding sections relating to lotteries shall apply to all lotteries, whether authorized by any other State, district or territory or by any foreign country; and the prohibition of sale of any lottery ticket or other device in the nature thereof shall apply to lotteries drawn out of this State, as well as those drawn within it.

See notes to section 302.

Ibid. sec. 289. 1888, art. 27, sec. 184. 1860, art. 30, sec. 119.
1860, ch. 388, sec. 11.

314. The courts shall construe the foregoing provisions relating to lotteries liberally, and shall adjudge all tickets, parts of tickets, certificates, or any other device whatsoever, by which money or any other thing is to be paid or delivered on the happening of any event or contingency, in the nature of a lottery, to be lottery tickets.

This section applied to an Austrian bond—see notes to section 302. *Ballock v. State*, 73 Md. 5. And see *Horner v. U. S.*, 147 U. S. 449.

Ibid. sec. 290. 1888, art. 27, sec. 185. 1886, ch. 480, sec. 1.

315. No person or body corporate shall be permitted, either directly or indirectly, by agent or otherwise, to barter, sell or trade, or to offer for barter, sale or trade, by any publication, or in any way, any wares, goods or merchandise of any description, in package or bulk, holding out as an inducement for any such barter, sale or trade, or the offer of the same, any scheme or device by way of gift enterprise of any kind or character whatsoever.

This section in so far as it prohibits gifts not involving the element of chance to a purchaser of goods as an inducement to make the purchases, is unconstitutional and void. This section referred to in construing section 456, *et seq.*—see notes thereto. *State v. Caspare*, 115 Md. 16; *Long v. State*, 74 Md. 565; *State v. Hawkins*, 95 Md. 143. And see *Horner v. U. S.*, 147 U. S. 449.

A scheme held to be a "gift enterprise" within the meaning of this section; evidence held admissible. *Long v. State*, 73 Md. 528.

Ibid. sec. 291. 1888, art. 27, sec. 186. 1886, ch. 480, sec. 2.

316. Any person or body corporate violating the provisions of the preceding section shall be deemed guilty of a misdemeanor, and upon conviction thereof before any justice of the peace or court of competent jurisdiction in this State, shall be fined not less than fifty dollars for any such offense.

Maiming.

Ibid. sec. 292. 1888, art. 27, sec. 187. 1860, art. 30, sec. 120.
1860, ch. 138, sec. 4.

317. Every person, his aiders and abettors, who shall be convicted of the crime of mayhem, or of tarring and feathering, shall be sentenced to the penitentiary for not more than ten years nor less than eighteen months.