

An. Code, sec. 34. 1904, sec. 34. 1890, ch. 159, sec. 34C.

38. No person other than a resident voter of the State of Maryland shall conduct the said business or obtain the license specified in the two preceding sections.

An. Code, sec. 35. 1904, sec. 35. 1890, ch. 159, sec. 34D.

39. The license specified in the three preceding sections shall be issued by the clerk of the court of common pleas in the city of Baltimore as other licenses are issued.

An. Code, sec. 36. 1904, sec. 36. 1890, ch. 159, sec. 34E.

40. The fee or price for shipping each man shall be two dollars and no more, one dollar thereof to be paid by the captain of the boat whereon the man is to serve and one dollar to be paid by the man to be shipped.

An. Code, sec. 37. 1904, sec. 37. 1890, ch. 159, sec. 34F.

41. Nothing in the five preceding sections shall be so construed as to prohibit or prevent the captain of any oyster dredging boat from shipping his men himself by personal application to them.

Traders.

An. Code, sec. 38. 1904, sec. 38. 1888, sec. 35. 1858, ch. 414, sec. 1. 1880, ch. 349.

42. No person or corporation, other than the grower, maker or manufacturer shall barter or sell or otherwise dispose of, or shall offer for sale any goods, chattels, wares or merchandise, within this State, without first obtaining a license in the manner herein prescribed; provided that persons carrying on the shad and herring fisheries in this State may sell and dispose of so much salt as may be necessary to cure the fish purchased of them during the months of March, April and May and no longer without license, and that nothing herein contained shall extend to vendors of cakes or to the vendors of beer and cider who are the makers of such beer and cider; but nothing herein shall exempt any vendors of lager beer from the requirement to obtain a license to sell said lager beer.))

Secs. 37 to 40 of art. 56 of Code of 1860 were declared unconstitutional in *Ward v. Maryland*, 12 Wall, 418. This section and the following ones are constitutional, embrace non-residents as well as residents, and apply to sales by sample. (See, however, sec. 68.) *Corson v. State*, 57 Md. 263. And see *Ward v. Maryland*, 12 Wall. 418.

A person holding a trader's license in one city or county, is not authorized to sell and deliver goods from a wagon in another county. Design of this section. *Salner v. State*, 84 Md. 302.

For discussion of nature of license tax formerly imposed by sec. 37 of art. 56 of Code of 1860, and of licenses in general, see *Ward v. State*, 31 Md. 284. (Reversed in *Ward v. Maryland*, 12 Wall. 418).

As to licenses for fishing in Potomac River, and in Chesapeake Bay below Poole's Island, see art. 39, secs. 50, *et seq.*, and 127, *et seq.*

As to licenses for tonging, dredging and packing oysters, see art. 72.

As to a license being required of non-residents who hunt, etc., upon certain waters, and also of persons pushing boats of persons so hunting, see art. 99, sec. 77, *et seq.*

See secs. 2, 3 and 4 and notes to sec. 43.