

Distillery Warehouses.

An. Code, sec. 61. 1906, ch. 19.

61. Bonded warehouses of the United States, known as distillery warehouses, as defined by and existing under the laws of the United States of America and situated in this State, shall be deemed to be warehouses within the contemplation and meaning of this section, and such distillery warehouses shall be subject to all the provisions of this article not inconsistent with the laws of the United States regulating the conduct and operation of such distillery warehouses, and all warehouse receipts issued after February 27, 1906, by such a distillery warehouse shall be governed by and subject to all the provisions of this article as fully to all intents and purposes as the warehouse receipts of any other warehouseman, corporation or person conducting a general warehousing business in this State.

This section is constitutional and valid. A distillery warehouse receipt represents the property and its transfer in the usual course of business by way of sale or pledge, operates as a delivery of the property therein described. Pledgees held to take a good title as against creditors. *Merchants Bank v. Roxbury Distilling Co.*, 196 U. S. 100. See also the opinion of the special master in this case, particularly on page 82.

See sec. 58.

While the acts of 1910, chs. 336 (p. 33) and 406 (p. 46), do not specifically refer to the act of 1908, ch. 548, the latter was no doubt repealed by the acts of 1910, particularly in view of sec. 60 of ch. 406.