

alcohol, and every mixture of liquors which shall contain less than two per cent. of alcohol if the same shall be intoxicating. Nothing in this subdivision of this Article shall be construed to authorize the sale of any intoxicating liquor or any admixture thereof in any part of said city where such sale is or shall hereafter be prohibited by special law.

State v. Stiefel, 74 Md. 546. Trageser v. Gray, 73 Md. 251.

1890, ch. 343. 1392, ch. 13. P. L. L. (1888). Art. 4, sec. 653B.

668. The Governor, by and with the advice and consent of the Senate, shall appoint three persons who shall constitute a Board of Liquor License Commissioners for Baltimore City, who shall hold office for two years, and until their successors are appointed and qualified; and their duties shall be such as hereinafter described; provided, however, that the Liquor License Commissioners appointed in April, eighteen hundred and ninety, shall continue in office until the expiration of the term for which they were appointed.*

Trageser v. Gray, 73 Md. 251.

1890, ch. 343. P. L. L. (1888), Art. 4, sec. 653C. 1900, ch. 704. P. L. L. (1888), Art. 4, sec. 669. 1908, ch. 197.

669. Said Board shall appoint such clerk or clerks and counsel as the proper transaction of the business of the Board shall require, and shall keep a full record of all applications for licenses, of all recommendations for and remonstrances against the granting of licenses, and their action thereon; and the vote of the members of said Board by yeas and nays shall be taken on the question of granting or refusing every application for licenses, and whenever any license granted by said Board shall be hypothecated or assigned for any of the purposes set forth in Section 690A of this Article, the said Board shall at the request of the person, firm, association or corporation to whom said license has been hypothecated or assigned, record the instrument of hypothecation or assignment in a suitable book kept for that purpose and shall return said instrument to the party presenting the same after having endorsed thereon the fact of such recording and the day and date thereof; and said records of said Board shall at all suitable times be open to the inspection of the public, and shall be deemed and taken as actual notice to all persons of the matters and facts recorded therein; all necessary books and stationery shall be furnished by the Mayor and City Council of Baltimore, and all salaries and expenses incident to the business of the Board shall be paid by the Mayor and City Council of Baltimore.

*Ord. 73 (1923-24), attempted to repeal and ordain secs. 668-670 and 679 by abolishing the Liquor License Board and transferring its duties to the Collector of Water Rents and Licenses, as well as transferring to the City Treasury all liquor license fees. Since Ord. 105 (1923-24) attempted to do the same thing so far as auctioneers and their fees were concerned and was pronounced void in *Gaither v. Jackson*, 147 Md. 655, it would appear that Ord. 73 is invalid and is so treated by the codifier.