

Disposition of fine. stamped, branded, stenciled, marked or labeled, or in any case of retail sale without delivery of a label required by section first of this act, shall for each such offence forfeit and pay a fine of one hundred dollars, to be recovered by indictment in any court of this state of competent jurisdiction for the trial of misdemeanors; and the one-half of such fine, when paid, to go to the informer, and the residue to be paid into the treasury of the state.

Guilty of misdemeanor. Penalty. Proof. SEC. 3. *Be it enacted*, That every person who shall sell, or offer or expose for sale, or who shall cause or procure to be sold, or offered or exposed for sale any article or substance required by the first section of this act to be stamped, branded, stenciled, marked or labeled, not so stamped, branded, stenciled, marked or labeled, shall be guilty of a misdemeanor, and shall be imprisoned in the jail of the city or county in which the sale was made for not less than ten nor more than thirty days, in the discretion of the court, for the first offence, and not less than thirty or more than ninety days for the second offence, and not less than three months or more than one year for the third offence; and on trial for such misdemeanor proof of the sale or offer or exposure alleged shall be presumptive evidence of knowledge of the character of the article so sold or offered or exposed.

Sold in markets. SEC. 4. *Be it enacted*, That all oleomargarine sold by the pound, piece or parcel in the public markets of the city of Baltimore shall be in conformity with section one of this act, and any person selling or offering or exposing oleomargarine for sale, not in accordance with section one, shall forfeit the same, and it shall be seized and taken by the clerk of the respective markets and sold for the use of the city.

Authorized to pass ordinance. SEC. 5. *Be it enacted*, That the mayor and city council of Baltimore shall have full authority to pass all ordinances necessary to carry into effect the powers granted by the preceding section, and to impose such fines and penalties as they may deem necessary and proper for the enforcement thereof.

Effective. SEC. 6. *And be it enacted*, That this act shall take effect from the date of its passage.

Approved April 8, 1884.