

person for whom it shall be made is actually sick or such liquor is absolutely required as a medicine; any physician who shall make or sign any prescription for any such liquor, except such as is to be used strictly as medicine as aforesaid, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined not less than fifty dollars nor more than three hundred dollars, and costs of prosecution, and be committed to the county jail, until such fines and costs are paid; nor shall anything in the said sections be construed to prohibit a sale by such druggist of such liquor to be used by or for a sick person in case of extreme illness, when delay may be dangerous to the patient; provided, that if any person shall obtain from any druggist any such liquor under false pretense of any kind, such person shall be deemed guilty of a misdemeanor, and on conviction shall be fined and be liable to be fined in all the penalties of this section.

Evidence in
trial of
cases.

SEC. 9. *And be it enacted*, That in the trial of any person, or any house, company or body corporate, for a violation of any of the five preceding sections, it shall be lawful for the State to prove that such person, house, company, association or body corporate, on trial, has or have paid, if such be the case, a special tax to the Government of the United States, under the internal revenue laws thereof, upon or for his or its business as brewers or retail dealers in liquors or wholesale dealers in liquors, or retail dealers in malt liquors or wholesale dealers in malt liquors, as the case may be, in Wicomico county for a period of time within which such violations has occurred, and to prove that he or it has or have registered his or its business for said period, as such dealers, with the Collector of Internal Revenue for the district of which Wicomico county shall form a part; that he or it made application to said Collector to be so registered; and it shall be lawful for the State, in such case, to offer in evidence said internal revenue laws relating to said special taxes, and the payment of said special tax upon; and the registering of his or its said business may be proved by a certificate of said Collector or any of his deputies, or by the sworn testimony of him, or any of them, and the copy of the application of any person, house, company, association or body corporate, for registering on the said revenue laws, made and attested by the said collector, or any of his deputies, shall be *prima facie* proof of such application.

Duty of con-
stables,
sheriff, etc.

SEC. 10. *And be it enacted*, That it shall be the duty of any constable, police officer, sheriff, deputy sheriff, or any such other officer in the said county, town, city or election district