

CHAP. 117.  
 Guilty of  
 misdemeanor

SEC. 2. *And be it enacted*, That any person or persons violating any of the provisions of this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof before any justice of the peace of Garrett county, or before the Circuit Court for said county, shall be fined not less than five dollars nor more than twenty-five dollars for each offense and stand committed until fine and costs are paid; one-half of said fine to go to the informer or informers upon whose evidence the conviction is obtained.

When  
 effective and  
 when  
 inoperative.

SEC. 3. *And be it enacted*, That this Act shall take effect on the first day of November, 1902, and shall cease to be in operation on the first day of December, 1903, (nineteen hundred and three).

Approved March 27, 1902.

#### CHAPTER 117.

AN ACT to refund to sundry firms, persons, joint stock companies and corporations, certain sums of money erroneously paid into the Treasury of the State of Maryland as taxes on cove oysters since April 6, 1894.

Preamble.

WHEREAS, Under the provisions of an Act of the General Assembly of Maryland, chapter 257, section 4, of the Acts of 1884, and a subsequent Act of the General Assembly of Maryland, chapter 380 of the Acts of 1894, it was claimed by the State of Maryland that all persons, firms, joint stock companies and corporations, who use shell oysters for packing as hermetically sealed cove oysters, as a condition upon which they shall be permitted by the State to carry on said business, shall render a sworn statement at the end of each month to the Comptroller of the State Treasury of the number of bushels of such oysters so used, and at the same time pay into the State Treasury one-tenth of one per cent. per bushel for each and every bushel of such oysters used for said purpose, to constitute a fund to be called the "Oyster Packers' Fund;" and

WHEREAS, Said chapter 257, section 4, of the Acts of 1884, codified as section 54 of Article 72 in the Code of 1888, was repealed by chapter 380 of the Acts of the General Assembly of Maryland, approved April 6, 1894, and has not been re-enacted; and

WHEREAS, Under said claim of the State of Maryland, the firm of Thomas Kensett & Company erroneously paid to the State Treasurer the sum of two hundred and ninety-two dollars and twenty-two cents (\$292.22) since April 6, 1894; and