Chapter 459.

AN ACT to repeal and re-enact with amendments section forty-three of article thirty-seven of the Code of Public General Laws, title "Evidence."

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That section forty-three of article thirty-seven of the Code of Public General Laws, title "Evidence," be repealed and re-enacted with amendment so as to read as follows:

Repealed and re-enacted.

43. The oath of any clerk, storekeeper or disinterested credible witness taken before any officer of this state, authorized by law to administer an oath, to the delivery or payment of any money, or delivery or sale of any goods, wares, merchandise, effects or chattels by any merchant, manufacturer, trader or other person within this state to any person within this state, shall be good and sufficient evidence in any court of this state, or before any justice of the peace of this state, to charge the person to whom such money shall be delivered or paid, or such goods, wares, merchandise, effects or chattels shall be sold or delivered, and also to prove the assumption of the receiver or any person claiming under him to pay for the same; provided the party bringing suit for such wares, or the price of such goods, wares, merchandise, chattels and effects shall make oath or affirmation before some officer within this state, authorized to administer an oath, that he believes the money, goods, wares, merchandise, effects or chattels charged in the account to which such oath shall be annexed were *bona fide* delivered as charged, and that he hath not, nor any person for him to his knowledge or belief, received any payment or satisfaction for the articles charged, more than credit is duly given for in and appearing upon the said account, nor hath he received any security for the same, and the balance charged and claimed is justly due according to the best of his knowledge and belief.

Shall be suffi-cient evidence

SEC. 2. *And be it enacted,* That this act shall take effect from its passage.

Effective.

Approved April 5, 1888.