

CHAP. 312.

bushel for every bushel he shall measure, exclusive of all necessary expense for labour, and the procurement of scales and measures, to be paid in disputed cases by the party in error, and in other cases by the employer.

Selling without
Scales prohib-
ited

SEC. 5. *And be it enacted*, That hereafter no person or persons shall retail coal in the city of Baltimore without a suitable scale, approved of by the inspector of weights for said city, and no person or persons shall sell anthracite or hard coal from a vessel, without using a suitable scale, approved as aforesaid.

Penalty for vio-
lating

SEC. 6. *And be it enacted*, That the said inspector and measurers shall be entitled to receive, demand and recover by action at law, in the name of the State for their use, before any single justice of the peace, the aforementioned fees and expenses for all weighing and measuring done by them, and if any person shall violate the provisions of this act, he, or they, so offending shall forfeit and pay a penalty of ten dollars for each and every offence, the sum to be recovered before any justice of the peace, one half thereof to the use of the informer and the remainder to the State.

Act of 1836 ch.
265, repealed

SEC. 7. *And be it enacted*, That the act to provide for the inspection and weight of anthracite or hard coal, and for the measuring of bituminous coal, passed at the December session eighteen hundred and thirty-six, chapter two hundred and sixty-five, be, and the same is hereby repealed.

CHAPTER 317.

Passed Mar. 29, 1838. *An act to authorise and require the Commissioners of the Tax of Carroll county, to Fence in a Garden at the Jail of said county.*

Direction given

Be it enacted by the General Assembly of Maryland, That the Commissioners of the Tax of Carroll county be, and they are hereby authorised and required to fence in a sufficient quantity of the lot attached to the jail of said county, to serve for a garden for the sheriff or jailer of said county, and that they be required to have the said garden enclosed by a good fence, of such materials as may be proper for the purpose, on or be-