

County, Prince George's County, St. Mary's County, Carroll County, Queen Anne's County, Washington County, Worcester County, Talbot County, Wicomico County, Dorchester County and Kent County; provided that in Worcester County this section shall also apply to beaches adjacent to residential riparian property and provided further that no bonfires shall be built nor allowed to burn on any beach or other property in Worcester County between the hours of 1:00 o'clock a.m. and 5:00 o'clock a.m.

§ 134. Fraudulent receipt of consigned property without owner's consent; liability to owner.

If any person shall purchase or fraudulently receive, without the consent of the owner or owners of such property, any coal, iron, lumber or other articles of merchandise, or any property whatever, consigned to any person in this State, or any other state, or the District of Columbia, knowing the same to be so consigned, from any captain of a canal boat, or any other person engaged in transporting the said property, such purchaser shall be liable to pay such owner or owners double the value of the property so purchased, to be recovered by civil action, before any justice of the peace, or in any court having jurisdiction thereof; and the said action may be brought in the name of either the consignor or consignee.

§ 140. Obtaining money, etc., under false pretenses with intent to defraud.

Any person who shall by any false pretense obtain from any other person any chattel, money or valuable security, with intent to defraud any person of the same, shall be guilty of a misdemeanor, and being convicted thereof shall be liable, at the discretion of the court, to be punished by fine and imprisonment, or by confinement in the penitentiary for not less than two years nor more than ten years, as the court shall award; provided always, that if upon the trial of any person charged with such misdemeanor it shall be proved that he obtained the property in question in any such manner as to amount in law to larceny or robbery, he shall not by reason thereof be entitled to be acquitted of such misdemeanor; and no person tried upon such misdemeanor shall be afterwards liable for larceny or robbery upon the same facts; and provided also, that a mere promise to be prosecuted for future payment, though not intended to be performed, shall not be sufficient to authorize a conviction under this section. [In Wicomico County, St. Mary's County, Worcester County, Caroline County, Prince George's County, Baltimore County and Anne Arundel County where the amount of money or the value of the thing received does not exceed three hundred dollars (\$300.00), the people's court and the trial magistrates, respectively, shall have concurrent jurisdiction with the circuit court to try persons charged with violating this section and §§ 142 and 144 of this article, provided that persons so convicted in the people's court or trial magistrate's court shall not be sentenced to the penitentiary by that court. In Baltimore City where the amount of money or the value of the thing received does not exceed five hundred dollars (\$500.00), the Municipal Court of Baltimore City shall have jurisdiction to try persons charged with violating this section, provided that persons so convicted in the Municipal Court shall not be sentenced to the penitentiary by that court.]