CHURCH NOTES

RADIANT LIVING

You can see more on a Farm

By Rev. C. M. Griffeth

Pastor Ridgely M. E. Church

Ridgely, Md.

It was just the other day when late in the afternoon we went to visit a friend who lived on a farm. The heat of the day was still lingering in the house, so went out on the lawn. It was stil lingering in the house, It was spacious, green, cool and refreshing. We distributed ourselves about on the white slatted chairs and relaxed into a pleasant conversation.

Sitting there, my eyes roamed out across the restful landscape. It was as flat as a floor and stretched out before me until it became lost in some distant trees and haze. Overhead there stretched across the wide dome of the sky, tinted with a delicate pink, the afterglow of the colorful sun which, after a long day's work, had gone home over the horizon.

As we sat there and chatted, the color above faded into a light blue and then deepened into darker shades. Presently heaven's night shift came on duty. Silently they switched on their lights in the great space above us and began their all night toil of building for us a new day.

In my earlier years I had always thought that one had to go to the city to see things. There we would find the wonder of tall buildings, hear the roar of traffic, and go exploring about in bargain basements.

There is much to see in cities, but when you have seen one, you have seen them all. There is that cut rate beplastered drug store on the corner, the big red front five and ten, the buzzing department stores, and the noisy colorful newstands. Whether in the east or west, there is much the sameness in every city.

But out on the farm in that twilight hour I saw something that the city is to small to display.

Sprawled out in that white slatted lawn chair, I saw the machinery of the universe in operation. I witnessed the smooth mysterious and noiseless change of day into night. I saw in operation the marvelous wisdom of a Great Creative Mind.

Christ Methodist Church
Chestertown, August 27, 1939
W. P. Roberts, D. D., minister.
10 a. m. Sunday School, T. D. Bowers, Supt.
11 a. m. Worship, Subject, "True Values, from the Viewpoint of Jesus."
7 p. m. Our church will have charge of the Park Service.
Tuesday, The Woman's Missionary Society will meet at the home of Misses Emma and Mary Knight at 7.30 p. m.
Owing to the absence of the pastor who will attend the Summer Conference for ministers at Westminster, Maryland, there will be no Prayer Meeting this week.
Next Sunday A. M. Holy Communion.
P. M. The closing Park Service for the summer will be held at 7 p. m. The Chestertown Band will furnish the music.
"No tongue ever collapsed under gentle words."

First Methodist Church Chestertown
Paul E. Reynolds, pastor.
Prayer is the greatest force in all the world. Are we able to use it and are we making the most of this wonderful power?
9.45 a. m. Church School, Mr. Richard B. Groves, Supt.
11 morning worship, sermon by the pastor.
7 evening worship service in the Park. Dr. W. P. Roberts will be the minister in charge.
7.30 Wednesday evening prayer meeting at the church.

Betterton Methodist Church
Charles E. Davis, Pastor.
Sunday, August 27, 1939.
Church School at 10 a. m.
Worship service at 8 p. m. Sermon by the pastor.

Still Pond Methodist Church
Charles E. Davis, Pastor.
Sunday, August 27, 1939.
Church School at 9.30 a. m.
Worship service at 11 a. m. sermon by the Rev. J. H. Douglas, B. D., pastor of the Clifton Heights, Presbyterian Church.

Kennedyville M. P. Church
Rev. W. F. Bauscher, Minister.
10 a. m. Church School and Men's Bible Class. Supt. Mr. Harvey Hopkins, Lesson Topic, "Uzziah; A King Who Forgot God."
11 a. m. morning worship, sermon and special music.

Asbury Methodist Church, Millington
A. T. McFarland, pastor.
10 a. m. Church School.
11 a. m. morning worship, sermon by pastor.
The pastor has returned from vacation this week and our work will soon be in full swing with a new Fall program.
Prayer service each Friday at 8 p. m.

Fairlee Methodist Church
O. T. Baynard, Minister.
10 a. m. Church School, Supt. Mr. James Foreman.
No preaching service this Sunday.

Worton Methodist Church
O. T. Baynard, minister.
No preaching this Sunday morning.
10.30 a. m. Sunday School Hour, Supt. Mr. B. F. Rash.

Piney Neck Methodist Church
O. T. Baynard, minister.
2 p. m. Sunday School, Supt. Mr. Merle Taylor.
No preaching service this Sunday evening.

Trinity Evangelical Lutheran
701 W. High St., Chestertown.
Theodore H. Ernst, pastor.
Sunday School at 10.15 a. m.
Regular service at 11 a. m.
Sermon, "The Wonderful Growth In The Kingdom of God." Matthew 13, 31-35.

Wesley Chapel M. P. Church
J. C. Byrd, S. H. D., Minister.
9.30 a. m. Sunday Church School, S. Elwood Burgess, Supt.
10.30 a. m morning worship, "The Question Which Every Man Must Answer."
Sermon by The Rev. A. N. Stubblebine.
7.30 p. m. Christian Endeavor. These services are affording splendid Open Forum opportunities for discusing every day problems of interest to every one. Fine congregations are enjoying these. Don't miss your chance to share, and enjoy Dr. Byrd's short, pithy summations.

Raum Chapel M. P. Church
J. C. Byrd, S. J. D. Minister.
9.30 a. m. Sunday Church School, James Boulter, Supt.
7.30 p. m. Christian Endeavor. An enjoyable half hour aranged to cover things of interest in every day living. People are going to these services. Share this time — get something worthwhile for your selves.
8 p. m. evening worship, "Certain Things About Which I Must Be Concerned."

St. James Methodist Church
Melvin Kay, Minister
Sunday School at 10 a. m. Mr. Geo. A. Carroll, Supt.
Worship at 11 a. m. A former minister of St. James, Rev. G. A. Morris will preach at this service. All members and friends of St. James will want to hear him.
C. E. at 7.30 p. m. the leaders, S. J. Lee, Julian Lee Crew, Billy Crouch. The topic, "What can we do about Misleading Advertising."
The pastor and his family are spending the rest of this month in the hills of Carroll County with their home folks. The pastor will also attend the Summer Conference for Ministers which at Western Maryland College during the last week in August.

Rock Hall Methodist Church
F. Charles Louhoff, Jr., pastor.
Services Sunday, August 27.
Sunday wil be a Special Day in this church the Rev. Mrs. Estella Gibbons and Mr. Carlton B. Gibbons Evangelists and singers will assist the pastor in the services all day.
Church School at 9.45 a. m. Stanley Grant Supt.
11 a. m. divine worship, Mrs. Robert Shallcross, organist.
Mr. and Mrs. Gibbons wil sing.
Sermon by the Rev. Estella Gibbons.
7.30 p. m. the evening worship, Mr. and Mrs. Gibbons will sing. Sermon by Mrs. Gibbons.

Value of Toys for Children

Toys are valuable objects only as they serve the two primary purposes: To amuse and to educate the child, says Hygeia, the Health magazine. Generally speaking the younger the child, the larger should be the toy.

Wedding Days

The old rhyme about wedding days is: "Monday for wealth, Tuesday for health, Wednesday the best day of all, Thursday for losses, Friday for crosses, Saturday no luck at all."

Egyptians Skilled Surgeons

Egyptians had the instruments to perform surgery. They were skilled in mending broken limbs, also. Many skeletons have been found that still had splints on them.

The following

PUBLIC GENERAL LAWS

enacted by the

1939 GENERAL ASSEMBLY OF MARYLAND

have been selected for publication by the Governor and Attorney General of the State, as provided by Article 76 of the Public General Laws of Maryland.

CHAPTER 126

AN ACT to repeal and re-enact with amendments Section 141 of Article 27 of the Annotated Code of Maryland (1924 Edition), title "Crimes and Punishments," sub-title "False Pretenses," relating to worthless checks.

Section 1. Be it enacted by the General Assembly of Maryland, That Section 141 of Article 27 of the Annotated Code of Maryland (1924 Edition), title "Crimes and Punishments," sub-title "False Pretenses," be and it is hereby repealed and re-enacted with amendments, to read as follows:

141. Every person who, with intent to cheat and defraud another, shall obtain money, credit, goods, wares or anything of value by means of a check, draft or any other negotiable instrument for the kind drawn, whether by such person or by any other person, persons, firm or corporation, upon any bank, person, firm or corporation, not known to the drawer, or where the drawer or drawers thereof, shall not have provided for the payment or acceptance, and the same be not paid upon presentation, shall be deemed to have obtained such money, credit, goods or things of value by means of a false pretense, and upon conviction, shall be fined or imprisoned, or both, as provided in Section 139 of this Article, at the discretion of the Court. The giving of the aforesaid worthless check, draft or negotiable instrument shall be prima facie evidence of intent to cheat or defraud; provided that if such person shall be a bona fide resident of the State of Maryland and shall deposit with the drawee of such paper within ten days thereafter funds sufficient to meet the same, with all costs and interest which may have accrued, he shall not be prosecuted under this section, and no prosecution either by presentment, indictment or otherwise, shall be instituted or commenced until after the expiration of said period of ten days.

Sec. 2. And be it further enacted, That this Act shall take effect June 1, 1939.

Approved: May 24, 1939.

CHAPTER 230

AN ACT to repeal and re-enact with amendments Section 67 of Article 89B of the Annotated Code of Maryland (1935 Supplement), title "State Roads," sub-title "Road Signs," restricting the erection of signs along public highways.

Section 1. Be it enacted by the General Assembly of Maryland, That Section 67 of Article 89B of the Annotated Code of Maryland (1935 Supplement), title "State Roads," sub-title "Road Signs," be and it is hereby repealed and re-enacted with amendments to read as follows:

67. Any person, firm, corporation or association which in any manner paints, puts or fixes any advertisement, sign, notice or other writing or printing other than notices posted in pursuance of law on or to any stone, tree, fence, stump, pole, building or other structure which is in or upon the public highway or which is on the property of another, without first obtaining the written consent of such owner, shall be guilty of a misdemeanor, and upon conviction shall be punishable by fine of not more than $10.00, which fine shall be payable to the State Board of Forestry for the purposes described in this section; provided, however, that it shall be illegal for any person, firm, corporation or unreasonably restraining trade, or tending to create a monopoly in any line of commerce, is an unfair method of competition, contrary to public policy, and in contravention of the policy of this Act.

117. Any retailer who shall, in contravention of the policy of this Act, advertise, offer to sell or sell at retail any item or to be used in trade at less than cost to the retailer as defined in this Act; or any wholesaler who shall, in contravention of the policy of this Act, advertise, offer to sell, or sell at retail pay a fine of fifty dollars ($50) for the first offense and a fine of one hundred dollars ($100) or thirty days (30) in jail for the second and subsequent offenses. Provided, however, that nothing herein contained shall prohibit any person, firm, corporation or association with the approval of the owner and the State Roads Commission from erecting a sign or signs to indicate the direction and distance to a specific place or places designated on said sign or signs.

Sec. 2. And be it further enacted, That this Act shall take effect June 1, 1939.

Approved: May 3, 1939.

CHAPTER 245

AN ACT to add a new section to Article 51 of the Annotated Code of Maryland (1935 Supplement), title "Juries," said new section to be known as Section 25 and to follow immediately after Section 24 of said Article, providing for alternate jurors upon the request of either party or upon the court's motion.

Section 1. Be it enacted by the General Assembly of Maryland, That a new section be and it hereby is added to Article 51 of the Annotated Code of Maryland (1935 Supplement), title "Juries," to be known as Section 25, to follow immediately after Section 24, and to read as follows:

25. Whenever it appears that the trial of an action triable by a jury is likely to be a protracted one, the court may, upon the request of either party or upon its own motion, direct the calling of one or two additional jurors, to be known as "Alternate Jurors." Such jurors must be drawn from the same source, and in the same manner, and have the same qualifications as the jurors already sworn, and be subjected to the same examinations and challenges. Such alternate jurors shall be seated with the jurors with equal power and facilities for seeing and hearing the proceedings in the case, and sail take the same oath as the jurors already selected, and must attend at all times upon the trial of the cause in company with the other jurors; and for a failure so to do are liable to be punished for contempt. They shall obey the orders of and be bound by the admonition of the court upon each adjournment of the court; and except, as hereinafter provided, shall be discharged upon final submission of the case to the jury. If before the final submission of the case, a juror die, or become ill, or for any other reason he be unable to perform his duty, the court may order him to be discharged and draw the name of an alternate, so qualified as herebefore set forth, who shall then take the seat of the discharged juror in the jury box, and be subject to the same rules and regulations as though he had been selected as one of the original jurors.

Sec. 2. And be it further enacted, That this Act shall take effect June 1, 1939.

Approved: May 3, 1939.

CHAPTER 248

AN ACT to repeal Sections 115 to 121, inclusive, of Article 83 of the Annotated Code of Maryland (1935 Supplement), title "Sales and Notices," subtitle "Fair Trade Act," as said Sections were enacted by Chapter 211 of the Acts of 1937, and to enact in lieu thereof six new Sections, to be known as Sections 115 to 120, inclusive, relating to certain unfair trade practices.

Section 1. Be it enacted by the General Assembly of Maryland, That Sections 115 to 121, inclusive, of Article 83 of the Annotated Code of Maryland (1935 Supplement), title "Sales and Notices," subtitle "Fair Trade Act," as said Sections were enacted by Chapter 211 of the Acts of 1937, be and they are hereby repealed, and that six new Sections, to be known as Sections 115 to 120, inclusive, be enacted in lieu thereof, to read as follows:

115. (a) When used in this Act, the terms "cost to the retailer" shall mean the invoice cost of the merchandise to the retailer, or the replacement cost of the merchandise to the retailer in the quantity last purchased, whichever is lower; less all trade discounts except customary discounts for cash; to which shall be added (1) freight charges not otherwise included in the cost of the merchandise, (2) cartage to retail outlet if done or paid for by the retailer, which cartage cost shall be deemed to be three-fourths (¾) of one per cent. of the cost of the merchandise to the retailer as herein defined, unless said retailer claims and proves a lower cartage cost, and (3) a mark-up to cover in part the cost of doing business, which mark-up, in the absence of proof of a lesser cost, shall be six (6) per cent. of the total cost at retail outlet.

(b) When used in this Act, the term "cost to the wholesaler" shall mean the invoice cost of the merchandise to the wholesaler, or the replacement cost of the merchandise to the wholesaler, in the quantity last purchased, whichever is lower; less all trade discounts except customary discounts for cash; to which shall be added (1) freight charges not otherwise included in the cost of the merchandise, and (2) cartage to the retail outlet if done or paid for by the wholesaler, which cartage shall be deemed to be three-fourths (¾) of one per cent. of the cost of the merchandise to the wholesaler as herein defined, unless said wholesaler claims and proves a lower cartage cost.

(c) Where two or more items are advertised, offered for sale or sold at a combined price, the price of each item named shall be governed by the provisions of paragraphs (a) or (b), respectively, of this section.

(d) The terms "cost to the retailer" and "cost to the wholesaler" as defined in paragraphs (a) and (b) shall mean bona fide costs; and sales to consumers, retailers and wholesalers at prices which cannot be justified by existing market conditions within this state shall not be used as a basis for computing costs with respect to sales by retailers and wholesalers.

(e) The terms "sell at retail," "sales at retail" and "retail sale" shall mean and include any transfer for a valuable consideration, made in the ordinary course of trade or in the usual prosecution of the seller's business of title to tangible personal property to the purchaser for consumption or use other than resale or further processing or manufacturing. The above terms shall include any transfer of such property where title is retained by the seller as security for the payment of such purchase price.

(f) The terms "sell at wholesale," "sales at wholesale" and "wholesale sales" shall mean and include any transfer for a valuable consideration made in the ordinary course of trade or in the usual prosecution of the seller's business, of title to tangible personal property to the purchaser for purposes of resale or further processing or manufacturing. The above terms shall include any such transfer of property where title is retained by the seller as security for the payment of the purchase price.

(g) The term "retailer" shall mean and include every person, partnership, corporation or association engaged in the business of making sales at retail within this state; provided that, in the case of a person, partnership, corporation or association engaged in the business of making sales both at retail and at wholesale, such term shall be applied only to the retail portion of such business.

(h) The term "wholesaler" shall mean and include every person, partnership, corporation or association engaged in the business of making sales at wholesale within this State; provided that, in the case of a person, partnership, corporation or association engaged in the business of making sales both at wholesale and at retail, such term shall be applied only to the wholesale portion of such business.

116. It is hereby declared that advertisement, offer to sell, or sale of any merchandise, either by retailers or wholesalers, at less than cost as defined in this Act, or giving, offering to give or advertising the intent of giving away of any merchandise, either by retailers or wholesalers, for the purpose of injuring competitors or destroying competition, or with the result of deceiving any purchaser or prospective purchaser, substantially lessening competition, unreasonably restraining trade, or tending to create a monopoly in any line of commerce, is an unfair method of competition, contrary to public policy, and in contravention of the policy of this Act.

117. Any retailer who shall, in contravention of the policy of this Act, advertise, offer to sell or sell at retail any item or to be used in trade at less than cost to the retailer as defined in this Act; or any wholesaler who shall, in contravention of the policy of this Act, advertise, offer to sell, or sell at retail any item of any merchandise at less than cost to the wholesaler as defined in this Act, or any retailer or wholesaler who shall, in contravention of the policy of this Act, advertise, offer to give or advertise the intent to give away any merchandise for the purpose of injuring competitors and destroying competition, or to advertise brands or types of merchandise they are not prepared to supply, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than $500.00. Proof of any such advertisement, offer to sell or sale by any retailer or wholesaler in contravention of the policy of this Act shall be prima facie evidence of a violation of this Act. Provided, however, that nothing herein shall preclude any retailer or wholesaler from offering merchandise "Free," in combinations with other merchandise, but in such case the cost of the "Free" merchandise shall be considered as a part of the cost of the merchandise sold.

118. In addition to the penalties provided in this Act, the courts of this State are hereby invested with jurisdiction to prevent and restrain violations of this Act, and it shall be the duty of the several state's attorneys, in their respective districts, to institute proceedings in equity to prevent and restrain violations. Any person injured by any violation, or who may be threatened with injury or injury by reason of a violation of this Act, shall be entitled to sue for and have injunctive relief in any court of competent jurisdiction, to prevent, restrain and enjoin such violation or threatened violation. If in such action a violation or threatened violation of this Act shall be established, the court shall enjoin and restrain or otherwise prohibit such violation or threatened violation.

119. The provisions of this Act, shall not apply to sales at retail or sales at wholesale (a) where merchandise has been purchased at a forced, bankrupt, close-out sale, or other sale outside of the ordinary channels of trade and is kept separate from merchandise purchased in the ordinary channels of trade, and advertised, marked and sold as such, and the advertisement shall state the quantity of such merchandise to be sold or offered for sale; (b) where merchandise is sold in bona fide clearance sales, if advertised, marked, and sold as such and the advertisement shall state the quantity of such merchandise to be sold or offered for sale; (c) where perishable merchandise must be sold promptly in order to forestall loss; (d) where merchandise is imperfect or damaged or is being discontinued and is advertised, marked and sold as such and the advertisement shall state the quantity of such merchandise to be sold or offered for sale; (e) where merchandise is sold upon the final liquidation of any business; (f) where merchandise is sold for charitable purposes or to relief agencies; (g) where merchandise is sold on contract to departments of the government or governmental institutions; (h) where the price of merchandise is made in good faith to meet competition; (i) where merchandise is sold by any officer acting under the order or direction of any court.

120. If any section, sentence, clause or provision of this Act shall for any reason be held invalid or unconstitutional, the validity of the remaining parts hereof shall not be affected thereby.

Sec. 2. And be it further enacted, That this Act shall take effect June 1, 1939.

Approved: May 3, 1939.

CHAPTER 373

AN ACT to repeal and re-enact with amendments Section 257A of Article 77 of the Annotated Code of Maryland (1935 Supplement), title "Public Education," sub-title "Free Scholarships," to include Allegany County, Anne Arundel County and Washington County and St. Mary's County and Calvert County and Garrett County in the list of counties in which appointments for scholarships are made by the Senate.

Section 1. Be it enacted by the General Assembly of Maryland, That Section 257A of Article 77 of the Annotated Code of Maryland (1935 Supplement), title "Public Education," sub-title "Free Scholarships," be and it is hereby repealed and re-enacted with amendments, to read as follows:

257A. All scholarships to Blue Ridge College, Charlotte Hall, Maryland Institute, St. John's College, St. Mary's Female Seminary, Washington College and Western Maryland College, to which the Senatorial Districts of Baltimore City and Allegany, Anne Arundel, Washington, St. Mary's, Calvert, Garrett, Kent, Queen Anne's and Dorchester Counties are entitled under the preceding sections of this sub-title, or under any other provision of law, shall be awarded by the State Senator of the Legislative District and of Allegany, Anne Arundel, Washington, St. Mary's, Calvert, Garrett, Kent, Queen Anne's and Dorchester Counties entitled thereto. The said scholarships shall be awarded only after competitive examinations given by the said respective institutions and from the list of successful applicants passing said examinations, the said list to be furnished to the respective Senators by the respective institutions with the grades of each applicant. Provided, however, that the said respective Senators, in making said appointments, shall take into consideration the financial condition of the parents or guardians of the several applicants, and no applicant whose parents or guardians are able to pay said tuition and/or board shall be appointed. All laws inconsistent with the provisions of this Section are hereby repealed to the extent of such inconsistency.

Sec. 2. And be it further enacted, That this Act shall take effect June 1, 1939.

Approved: May 17, 1939.

CHAPTER 384

AN ACT to add a new section to Article 27 of the Annotated Code of Maryland (1924 Edition), title "Crimes and Punishments," sub-title "False Pretenses," said new section to be known as Section 141A and to follow immediately after Section 141 of said Article, providing for making fraudulent nonpayment of wages a misdemeanor punishable by fine or imprisonment.

Section 1. Be it enacted by the General Assembly of Maryland, That a new section be and it is hereby added to Article 27 of the Annotated Code of Maryland (1924 Edition), title "Crimes and Punishments," sub-title "False Pretenses," said new section to be known as Section 141A, to follow immediately after Section 141 of said Article, and to read as follows:

141A. Every person who, with intent to cheat and defraud another, shall obtain services from such other on a promise of payment of wages therefor, and shall fail to pay for said services when payment is due and demanded shall be guilty of a misdemeanor and upon conviction shall be fined not more than Twenty-five Dollars ($25.00).

Sec. 2. And be it further enacted, That this Act shall take effect June 1st, 1939.

Approved: May 3, 1939.

CHAPTER 408

AN ACT to add a new Section to Article 89B of the Annotated Code of Maryland, 1935 Supplement, title "State Roads," said new Section to follow immediately after Section 9 of said Article, and to be known as Section 9A, to prohibit the removal of dirt, sand, gravel, stone, rock or any other material from the State Road, or highway of the State, and providing penalties for violating the provisions of this Act.

Section 1. Be it enacted by the General Assembly of Maryland, That one new Section be and the same is hereby added to Article 89B of the Annotated Code of Maryland, 1935 Supplement, title "State Roads," to follow immediately after Section 9 of said Article, and said new Section to be known as Section 9A of said Article, and to read as follows:

9A. It shall be unlawful for any person to remove such quantities of dirt, sand, gravel, stone, rock or any other material from the land adjoining any highway of the State, so as to affect from or otherwise injuring a competitor, or with the result of deceiving any purchaser or prospective purchaser, substantially lessening competition, unreasonably restraining trade, or tending to create a monopoly in any line of commerce, is an unfair method of competition, contrary to public policy, and in contravention of the policy of this Act.

117. Any retailer who shall, in contravention of the policy of this Act, advertise, offer to sell or sell at retail any item or to be used in trade at less than cost to the retailer as defined in this Act; or any wholesaler who shall, in contravention of the policy of this Act, advertise, offer to sell, or sell at retail any item of any merchandise at less than cost to the wholesaler as defined in this Act, or any retailer or wholesaler who shall, in contravention of the policy of this Act, advertise, offer to give or advertise the intent to give away any merchandise for the purpose of injuring competitors and destroying competition, or to advertise brands or types of merchandise they are not prepared to supply, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than $500.00. Proof of any such advertisement, offer to sell or sale by any retailer or wholesaler in contravention of the policy of this Act shall be prima facie evidence of a violation of this Act. Provided, however, that nothing herein shall preclude any retailer or wholesaler from offering merchandise "Free," in combinations with other merchandise, but in such case the cost of the "Free" merchandise shall be considered as a part of the cost of the merchandise sold.

118. In addition to the penalties provided in this Act, the courts of this State are hereby invested with jurisdiction to prevent and restrain violations of this Act, and it shall be the duty of the several state's attorneys, in their respective districts, to institute proceedings in equity to prevent and restrain violations. Any person injured by any violation, or who may be threatened with injury or injury by reason of a violation of this Act, shall be entitled to sue for and have injunctive relief in any court of competent jurisdiction, to prevent, restrain and enjoin such violation or threatened violation. If in such action a violation or threatened violation of this Act shall be established, the court shall enjoin and restrain or otherwise prohibit such violation or threatened violation.

119. The provisions of this Act, shall not apply to sales at retail or sales at wholesale (a) where merchandise has been purchased at a forced, bankrupt, close-out sale, or other sale outside of the ordinary channels of trade and is kept separate from merchandise purchased in the ordinary channels of trade, and advertised, marked and sold as such, and the advertisement shall state the quantity of such merchandise to be sold or offered for sale; (b) where merchandise is sold in bona fide clearance sales, if advertised, marked, and sold as such and the advertisement shall state the quantity of such merchandise to be sold or offered for sale; (c) where perishable merchandise must be sold promptly in order to forestall loss; (d) where merchandise is imperfect or damaged or is being discontinued and is advertised, marked and sold as such and the advertisement shall state the quantity of such merchandise to be sold or offered for sale; (e) where merchandise is sold upon the final liquidation of any business; (f) where merchandise is sold for charitable purposes or to relief agencies; (g) where merchandise is sold on contract to departments of the government or governmental institutions; (h) where the price of merchandise is made in good faith to meet competition; (i) where merchandise is sold by any officer acting under the order or direction of any court.

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Section 1. Be it enacted by the General Assembly of Maryland, That a new section be and it is hereby added to Article 27 of the Annotated Code of Maryland (1924 Edition), title "Crimes and Punishments," sub-title "False Pretenses," said new section to be known as Section 141A, to follow immediately after Section 141 of said Article, and to read as follows:

141A. Every person who, with intent to cheat and defraud another, shall obtain services from such other on a promise of payment of wages therefor, and shall fail to pay for said services when payment is due and demanded shall be guilty of a misdemeanor and upon conviction shall be fined not more than Twenty-five Dollars ($25.00).

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CHAPTER 408

AN ACT to add a new Section to Article 89B of the Annotated Code of Maryland, 1935 Supplement, title "State Roads," said new Section to follow immediately after Section 9 of said Article, and to be known as Section 9A, to prohibit the removal of dirt, sand, gravel, stone, rock or any other material from the State Road, or highway of the State, and providing penalties for violating the provisions of this Act.

Section 1. Be it enacted by the General Assembly of Maryland, That one new Section be and the same is hereby added to Article 89B of the Annotated Code of Maryland, 1935 Supplement, title "State Roads," to follow immediately after Section 9 of said Article, and said new Section to be known as Section 9A of said Article, and to read as follows:

9A. It shall be unlawful for any person to remove such quantities of dirt, sand, gravel, stone, rock or any other material from the land adjoining any highway of the State, so as to affect from surface or construction of said highway, either by changing the supporting slopes in a fill or the slopes supporting the adjoining land in a cut, and in cases where the State Roads Commission has built up protecting barriers to protect or support any road, such as sand fences, retaining walls or any other structure, it shall be unlawful for any person to remove any material hereinbefore mentioned which shall be harmful to the construction or protection of the highway. Any person violating the provisions of this Section shall be guilty of a misdemeanor and shall be fined not less than Ten Dollars ($10.00) nor more than One Hundred Dollars ($100.00), and upon conviction of a second offense in violation of this statute, shall be fined not less than One Hundred Dollars ($100.00) nor more than One Thousand Dollars ($1,000.00), and be imprisoned for not more than six months, or in the discretion of the Court, may be both fined and imprisoned, as aforesaid.

Sec. 2. And be it further enacted, That this Act shall take effect June 1st, 1939.

Approved: May 3, 1939.

CHAPTER 448

AN ACT to repeal and re-enact with amendments Section 269A of Article 56 of the Annotated Code of Public General Laws of Maryland, 1935 Supplement, as such section was amended by Chapter 193 of the Acts of 1937, Regular Session, title "Licenses," sub-title "Motor Vehicles," sub-heading "Rules of the Road," to require school busses operating throughout the State to carry a special design and color, to limit the speed of school busses, to require school busses to carry a fire extinguisher, to require school busses to have an emergency rear door, to require vehicles to stop in front of and behind such school busses, to prohibit the use of vehicles marked as school busses when not actually used as such, to require inspection of school busses, to exempt from the operation of certain portions of this Act cities and towns of more than five thousand population, and to provide penalties for violation hereof.

Section 1. Be it enacted by the General Assembly of Maryland, That Section 269A of Article 56 of the Annotated Code of Public General Laws of Maryland, 1935 Supplement, as such section was amended by Chapter 193 of the Acts of 1937, Regular Session, title "Licenses," sub-title "Motor Vehicle," subheading "Rules of the Road," be and the same is hereby repealed and re-enacted, with amendments, to read as follows:

269A. 1. Definition: The term "school bus" as used in this Act shall be defined as a motor vehicle having a seating capacity of ten or more persons and transporting children to and from the elementary and/or high schools in the State and not operating under the jurisdiction of the Public Service Commission and/or not operated by a public service corporation furnishing mass transportation in a town of a population of more than 50,000 inhabitants.

2. Every vehicle when used as a school bus shall have both on the front and on the rear a sign plainly visible containing the words "school bus" in letters not less than four inches in height, with each stroke of not less than half an inch in width; such school bus shall also be equipped with stop signals visible both to the front and to the rear, and the body of such school bus shall be painted orange and black; with the orange color predominating. The Commissioner of Motor Vehicles is empowered to adopt rules and regulations, not inconsistent with this Article, relative to such school bus signs and stop signals.

3. The driver of a vehicle upon a highway outside the corporate limits of incorporated cities and towns of more than five thousand population, upon meeting or overtaking any school bus which has stopped on the highway for the purpose of receiving or discharging any school child or children, shall come to a full stop at least ten (10) feet from such school bus, either in front or rear thereof as the case may be, and such vehicle shall remain standing until the children are received or discharged and the school bus has again started. The foregoing shall be applicable only in the event the school bus shall be equipped with the school bus signs and stop signals and painted in the color scheme as prescribed in this Act, and shall not apply to vehicles approaching such school bus from the front on dual highways.

4. No school bus operating in the State while it is carrying any passengers to or from school shall be operated at a rate of speed greater than 35 miles per hour.

5. Every school bus operating within the State shall be equipped with a fire extinguisher which bears the label of approval of the Fire Underwriters' Association and which shall be kept properly filled and in satisfactory operating condition at all times. This extinguisher shall be placed in the school bus in a location readily accessible to the driver.

6. Every school bus operating in this State shall have a door in or near the rear of the bus readily accessible for the discharging of pupils in case of emergency. The rear bumper shall be so placed that it will not interfere with the egress of the passengers using the emergency door. The door shall be controlled by a safety device which in case of emergency may easily be operated independently of the driver and the device shall be protected against accidental or unauthorized release.

7. Every school bus operating in the State shall be required to come to a full stop within at least 10 feet and not more than 50 feet before crossing at grade any track or tracks of a railroad.

8. It shall be unlawful for any person to operate or permit to be operated any motor vehicle with the words "school bus" painted or printed thereon if such bus is not more or less regularly used as a bus for the transportation of children to and from school.

9. Every school bus transporting children to public schools in each county shall be inspected at least twice each year. Such inspection shall be made by the county superintendent of schools or his duly authorized agent, assisted by a person to be designated by the Commissioner of Motor Vehicles. One of the two inspections mentioned above shall be made during the month of September.

10. Any person operating a motor vehicle which fails to stop as required in Section 3 of this section, when a school bus, with the stop signal set, stops to take on or discharge children, or who otherwise violates the provisions of this section shall be, if he actually halts for the purpose of taking on or discharging children, shall be guilty of a misdemeanor and shall upon conviction be fined not less than Five Dollars ($5.00) nor more than Fifty Dollars ($50.00). Furthermore, any school bus owner or operator permitting a school bus to be operated which does not meet the requirements of Section 269 of this section or which violates any other provision of this section shall be guilty of a misdemeanor and shall upon conviction be fined not less than Five Dollars ($5.00) nod more than Fifty Dollars ($50.00).

Sec. 2. And be it further enacted, That this Act shall take effect September 1, 1939.

Approved: May 3, 1939.

CHAPTER 555

AN ACT to add eleven new sections to Article 2A of the Annotated Code of Maryland (1935 Supplement), title "Agriculture," said new sections to be known as Sections 29 to 39, inclusive, to follow immediately after Section 28 of said Article, as said section was enacted by Chapter 437 of the Acts of 1937 (General Session), to be under a new sub-title to be known as "Fruits and Vegetables," said new sub-title to read as follows:

29. For the purpose of this sub-title, unless otherwise required by the context:

(a) The term "Board" means the State Board of Agriculture.

(b) The term "Department" means the State Department of Markets.

(c) The term "person" means any person, firm, corporation or association.

(d) The terms "fruit" and "vegetable" mean any fruit or vegetable, both singular and plural, sold, offered or exposed for sale, shipped or presented for intrastate or interstate shipment, but not any fruit or vegetable which has been canned, dried, pickled or frozen.

(e) The terms "sell" and "sold" mean sale, offer or expose for sale, pack for sale, transport for sale, ship, or present for intrastate or interstate shipment, in the present, future or past tenses.

30. The State Board of Agriculture through the Maryland State Department of Markets and its duly authorized agents may, after investigation and public hearing: (1) prescribe from time to time, official standards or grades for any fruit or vegetable; (2) promulgate from time to time rules and regulations governing the markings which shall be required upon containers of any fruit or vegetable, for the purpose of showing: (a) the name of the variety of the product in accordance with any such standards or grades promulgated by the Board, and/or (b) the name and address of the grower or packer, and/or (c) the name of the State where grown, and/or (d) the variety, quantity, quality, condition and size of the product.

31. Standards, grades, rules or regulations established under Section 30 shall not take effect until thirty (30) days after having been officially adopted, but thereafter, every container of any fruit or vegetable shall be clearly and conspicuously upon the outside thereof such markings as are prescribed by the Board under the provisions of this subtitle.

32. No standard, grade, rule or regulation prescribed under this sub-title shall affect the right of any person to sell any fruit or vegetable without conforming thereto, but no person shall mark his fruit or vegetable, or container thereof in such a manner as to indicate that his fruit or vegetable conforms with any standard, grade or rule, unless he shall have conformed with all rules and regulations of the Board in relation thereto.

33. The Board, through the Department and its agents, shall enforce the provisions of this sub-title and may promulgate and enforce such rules and regulations as may be necessary to secure the uniformity in the enforcement of this sub-title and the proper marking of containers of any fruit or vegetable.

34. All persons whose power or duty it is to enforce the provisions of this sub-title may enter any building, vehicle or other enclosure or conveyance within this State, where any fruit or vegetable is produced, stored or sold; may examine any fruit or vegetable found in such place; and may take for further examination such samples of the produce and containers as may be necessary to determine whether or not this sub-title has been violated.

35. Any person violating any provisions of this sub-title or wilfully interfering with the Board or its duly authorized agent in the performance of its duties, is guilty of a misdemeanor and shall, upon conviction, be fined not less than $5.00 nor more than $50.00 for the first offense, not less than $50.00 nor more than $100.00 for the second offense, and not less than $250.00 for each subsequent offense.

36. The State's Attorney and/or any other prosecuting officer of any county or city in which any violation of this