in an action of debt, for money lade and received, against the Collector, commenced within three months after the sale, during which time and during the pendency of such action, the Collector shall not be bound to pay over the proceeds of sale, and in case of a verdict and judgment against the Collector in any such action of replevin or debt, the costs shall be paid either by the Collector or by the public, as the court before whom the case is tried shall direct.

And be it enacted and ordained, That no person shall open a store, or transact business as an importer, commission merchant, or wholesale merchant, without obtaining from the Collector a license so to do, the price of which shall be one hundred dollars per annum for an importer, commission merchant and wholesale merchant, one license sufficing for the three occupations, and twenty five dollars per annum for a retail store, and every person doing business without such license shall forfeit and pay ten dollars for each and every day, and it shall be the duty of the Collector to enforce payment of the said forfeiture by daily action of debt before a justice of the peace, who shall have jurisdiction thereof, but the provisions of this section shall not extend to persons dealing exclusively in African produce, or to females whose whole stock in trade shall not exceed one hundred dollars.

And be it enacted and ordained, That all actions of debt against the master or other officer of any ship or vessel, for any violation of this ordinance, may be enforced by

attachment against such ship or vessel, whether she belong in whole or in part to the defendant or not, or by any other lawful means whatever.

And be it enacted and ordained, That it shall be the duty of the Governor and council to make all such provisions, rules and regulations as may be necessary or expedient for effectually enforcing all the provisions of this ordinance, and shall have the power to require or dispense with a bond from the Collector, conditioned for the faithful discharge of his duty as such officer, and shall also have power to fix the amount of penalty of such bond.

And be it enacted and ordained, That the court of monthly sessions shall have jurisdiction in all matters growing out of the foregoing ordinance, except where it has been otherwise specially provided for.

Doctor Briscoe offered the following amendment to the last section but one - and was adopted, viz: "and shall have the power to require or dispense with a bond from the Collector, conditioned for the faithful discharge of his duty as such officer, and shall also have power to fix the amount of penalty of such bond."

On motion of Mr. Thomas Wilson, the foregoing ordinance as amended was unanimously adopted.

On motion of Mr. Wm. Crane the Report of the Committee was adopted and a copy of the same ordered to be sent to the Colony.

Maryland Historical Society

The Maryland State Colonization Society Papers

I. Minutes
A. Records of the Meetings of the Board of Managers

4. June 1838--October 1851

1843