the usual compensation to the Assistant Collector superintending such removal.

**And be it enacted and ordained*, That it shall be lawful for any person who may be the owner of any goods, wares or merchandise stored in the public warehouse as aforesaid, to remove the same at his pleasure, by paying the expenses due upon the said goods so removed, and ten per centum duty upon the same.

And be it enacted and ordained, That if the Collector shall not receive punctual payment of the storage of any goods, wares or merchandise, or if any goods, wares or merchandise shall be in danger of perishing, it shall be lawful for the Governor to order the Collector by writing, under his hand, setting forth the reasons for the proceeding, to sell the same at public auction, or so much thereof as may be necessary to pay all charges on the whole parcel of goods, and the duty on the portion so sold.

†*And be it enacted and ordained*, That if the Collector shall suspect any fraud in any invoice, it shall be lawful for him to apply to the Governor, who shall appoint three suitable persons to appraise all the goods, wares, and merchandise, in such invoice, agreeably to the rates of selling the same in Maryland in Liberia, and if such appraisement shall exceed the invoice price, taking the whole invoice together, more than one hundred per centum, duties shall be calculated upon such appraisement, otherwise upon the invoice; and such appraisers shall be entitled to such reasonable compensation as the Governor and Council shall from time to time direct, to be paid out of the duties collected on such goods, but the Governor may in any case in which he may be satisfied that no fraud was intended, direct the duties to be calculated upon the invoice price.

And be it enacted and ordained, That it shall not be lawful to introduce into Maryland in Liberia, by land, any goods, wares, or merchandise, not the produce or manufacture of the continent of Africa, without making entry and obtaining permit, and paying duties in the same manner as if the same had been imported in a ship or vessel, and all such goods, wares, and merchandise, except as aforesaid, so introduced, shall be forfeited, and every person concerned in introducing such goods, shall forfeit and pay one hundred dollars, and double the value of the goods so introduced, to be recovered as aforesaid; and all the provisions and regulations of this ordinance shall apply to goods, wares, and merchandise introduced by land, in the same manner as if imported by sea.

* This section is repealed, see page 120. † This section is repealed.

And be it enacted and ordained, That it shall be the duty of the Collector, to seize all goods forfeited under any of the provisions of this ordinance, and for the purpose of enabling him to do so, he is hereby authorized and required, by writing, under his hand, to direct the sheriff to assist him therein, and summon to his aid all good citizens; and it shall be lawful in case of any goods, wares, or merchandise being wrongfully seized by the Collector, for the owner or owners thereof to institute an action of replevin against the Collector, in which it shall be lawful for the Collector to shew title to the goods in the government, by proving the violation of law, and consequent seizure.

And be it enacted and ordained, That whenever the Collector shall seize any goods, wares, or merchandise, under the provisions of this ordinance, he shall cause a list of the same to be set up in the custom-house, and at the door of the court-house, and if within ten days no writ of replevin shall be served upon him, the said goods shall be sold, and the purchasers shall have good title thereto, but the original owners may, if they think proper, try the same question in an action of debt, for money had 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

Maryland Historical Society

The Maryland State Colonization Society Papers

XIII. Colonization Pamphlets

1. The Declaration of Rights,
The Constitution of the
State of Md. in Liberia
(rough draft, engrossed copy, printed copy)