

gauger of wine, rum, molasses, and other liquid merchandises, in the town aforesaid, by the commissioners of Baltimore town aforesaid, for the time being, or the major part of them, which commissioners or the major part of them, are hereby empowered to appoint such gauger, and him remove and another in his stead appoint, the said gauger (before he enters upon his said office, having taken an oath, or affirmation if a quaker, well and truly to execute the office of gauger in said town between buyer and seller,) is hereby empowered by himself, or his proper deputy or assistant, to gauge all such rum, wine, molasses, or other liquid merchandise, imported, brought, or put in any butt, tun, pipe, hogshead, barrel, or other cask, in the said town, when he the said gauger, or his deputy, shall be thereunto required; and that they shall mark and set down the true number of gallons, according to the English standard and excise of wine measure, which each cask or vessel will truly contain, with their own mark; all which casks, with their true marks and numbers, and owners' names, shall be entered in a book or books to be kept for that purpose by the said gauger, or his proper deputy, to which recourse may be had as occasion may require; for a copy of which entry they shall receive three-pence common money, and for each cask so by them gauged and marked they shall receive the sum of four-pence common money, and no more; and if any cask or other vessel, gauged and marked by the said gauger, or his lawful deputy, shall be found lacking one or more gallons of the quantity numbered or marked on the said cask or vessel, the aforesaid gauger shall forfeit eight shillings current money for each gallon lacking or exceeding the number or mark so set down on each cask.

Penalties,  
how to be  
recovered,  
&c.

SEC. 5. *And be it further enacted,* That all and every the penalties and forfeitures in and by this act set and appointed, shall be applied, one-half toward defraying the county charge, and the other half to the informer, or him or them that will sue or warrant for the same, if the said penalties do not exceed fifty shillings current money, to be recovered before one justice of the peace as in case of small debts, and if above fifty shillings, to be sued for and recovered in any court of record within this province.

Duration.

SEC. 6. This act to continue three years, and to the end of the next session of assembly which shall happen thereafter.

Continued by the annual continuing laws.

AN ACT to regulate the Gauging of Casks and the Inspection of Domestic Distilled Liquors in this State.—1827, ch. 181.

Governor  
and council  
to appoint  
gaugers  
annually.

SEC. 1. *Be it enacted, by the General Assembly of Maryland,* That from and after the passage of this act, it shall be the duty of the governor and council to appoint annually, not less than