

the absolute and exclusive control of such person or corporation, in the other case, at the time when such instrument shall be issued; and any principal person or corporation, or any agent or officer whatsoever, of any person or corporation wilfully violating the provisions or any provision of this section shall be guilty of a misdemeanor, and on conviction thereof shall be subject to a fine of not less than one thousand nor more than five thousand dollars, in the discretion of the court.

A receipt issued by a firm engaged in the business of canning vegetables, for goods of their own canning and which were to remain in their possession subject to the order of the holder, same not purporting to be a warehouse receipt and the indictment not charging that the parties issuing it were warehousemen, is not a warehouse or storage receipt within the meaning of the act of 1876, ch. 262. *State v. Bryant*, 63 Md. 67 (*cf. dissenting opinion*).

As to "Bills of Lading," see article 14.

Fraud—Breach of Trust, Bills of Lading, Elevator or Warehouse Receipts.

1904, art. 27, sec. 119. 1890, ch. 309, sec. 87A.

132. If any person or persons shall on his or their own behalf, or shall for or on behalf of any other person or persons, or shall for or on behalf of any firm, copartnership or corporation, receive, accept or take in trust from any person, persons, firm, copartnership or corporation any warehouse receipt or elevator receipt, or bill of lading or any document giving or purporting to give title to or the right to possession of any goods, wares, merchandise or other personal property of any kind, under or subject to any written contract or agreement expressing the terms and condition of such trust; and if such person or persons so receiving any warehouse receipt or elevator receipt, bill of lading or any document giving or purporting to give title to or the right to possession of any goods, wares or merchandise or other personal property of any kind shall, in violation of good faith, fail, neglect or refuse to perform or fulfill the terms and conditions of such trust as expressed in such written contract or agreement, then and in every such case such person or persons so failing, neglecting or refusing to perform or fulfill the terms and conditions of such trust shall, on being convicted thereof, be imprisoned in the penitentiary for a term not more than ten years nor less than one year, or be fined not more than five thousand dollars nor less than five hundred dollars, or both, in the discretion of the court.

See section 210.

As to "Warehouse Receipts," see article 14A.

Fraud—Boarding House, Hotel and Livery Stable Keepers.

Ibid. sec. 120. 1892, ch. 42. 1894, ch. 418. 1898, ch. 287, sec. 84A.

133. Every person who shall by any false or fraudulent representations, or by any false show of baggage, goods or chattels, which are calculated to deceive any hotel proprietor, keeper or manager, obtain lodging or credit, or the use of any horse or vehicle, or food or stabling for a horse or horses in any hotel in this State, or from the keeper of any