

section 220, such justice of the peace shall issue his warrant, directed to any officer whom the complainant may designate having power to serve criminal process, commanding him to search premises described and designated in such complaint and warrant and the appurtenances thereof, and if any such shall be found there to take into his possession and safely keep all intoxicating liquor and the vessels in which it is contained, if the same shall be found in quantities and under such conditions to suggest that it be kept for sale, and all the means used for the sale of the same, all the paraphernalia or part of the paraphernalia of a barroom or drinking saloon, and any United States internal revenue tax receipt for the sale of intoxicating liquor, effecting for the period of time covering the alleged offense, and forthwith report in writing all the facts and make immediate return on said warrant. (B) The warrant for search shall be directed to the proper officer and shall show by a copy of the affidavit inserted therein or annexed and referred to, or recite all of the material facts alleged in the affidavit and particularly described, the thing to be searched for and the place to be searched. A warrant for search substantially in the following form shall be sufficient: State of Maryland, Somerset county, ss.: To _____ greeting: Whereas there has been filed with the undersigned an affidavit, of which the following is a copy (here copy affidavit); these are therefore to command you in the name of the State of Maryland, together with the necessary and proper assistance, to enter into (here describe the house or place described in the affidavit) of the said _____ of _____ in the county aforesaid, and there diligently search for the said intoxicating liquor and means used for the sale of the same (here describe the articles as in the affidavit), and that you bring the same or any part hereof found in such search forthwith before me to be disposed of and dealt with according to law. Given under my hand this _____ day of _____ A. D. _____ J. P. Such liquor and means used for the sale of the same shall be held subject to the order of the justice of the peace issuing the warrant, to be used as evidence in the prosecution of any case for violation of this Act. (C) If fluids be poured out or otherwise destroyed when the premises are searched or about to be searched said fluids shall be held prima facie to be intoxicating liquor, and intended for sale in violation of this Act. (D) If upon final judgment of the justice of the peace or court the accused shall be found to be guilty, the intoxicating liquor seized from him shall, after the time for appeal has expired, and if no appeal is taken, be ordered to be destroyed, and the other property shall be held as the property of the accused or shall be returned to the person from whom it was taken. (E) When any liquor shall have been seized by virtue of such warrant the same shall not be discharged or returned to any person claiming the same by reason of any alleged insufficiency in the description in the complaint or warrant of the liquor or place, but the claimant shall be entitled to a hearing when the case is tried. (F) If no one is found in possession of the premises where intoxicating liquor may be found, the officer taking the same shall post in a conspicuous place on said premises a copy of his warrant and take possession of such liquor and means used for