

ACTS
OF THE
CALLED SESSION, 1862,
AND OF THE
SECOND REGULAR ANNUAL SESSION
OF THE
GENERAL ASSEMBLY OF ALABAMA,
HELD IN THE
CITY OF MONTGOMERY,
COMMENCING ON THE
27TH DAY OF OCTOBER AND SECOND MONDAY IN NOVEMBER, 1862.

JOHN GILL SHORTER, Governor.
WALTER H. CRENSHAW, Speaker of House of Representatives.
R. M. PATTON, President of the Senate until Nov. 10, 1862.
J. M. CALHOUN, President of the Senate.

MONTGOMERY, ALA.:
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1862.

of February, 1863, from the sale, whether at auction or by private sale, of all liquors, groceries, breadstuffs, meats, salt, grains, provisions, leather, hides, shoes, tobacco, cotton, horses, mules, negroes, beef cattle, hogs, bagging, rope, guns, pistols, powder, shot, lead, percussion caps, candles, cigars, jewelry, gold and silver plate, and plate of other sorts, snuff, fruit, confectioneries, drugs, medicines, dye-stuffs, hardware, queensware, earthenware, cutlery, and all other kinds of merchandize or commodities sold during said year, which may have been obtained by purchase or barter, whether such purchase or barter was made before or after the first day of March, 1862; and on each free bank of this State, including the Savings Bank of Mobile, on each hundred dollars of its stock there shall be assessed and collected a sum equal to thrice the amount of the tax levied on land. There shall also be assessed and collected a tax of five per cent. on the net profits of agents, brokers, or factors for the purchase or sale of cotton or other articles of merchandize, either on domestic or foreign account; also, on commissions of auction sales of any of the articles herein enumerated: and whenever goods, wares, merchandize, or property of any kind enumerated in this section, is the property of non-residents of this State, and sold at auction in this State, the same shall be subject to a tax of two per cent.; and the auctioneer selling such goods shall be held liable to pay the same under the penalties herein prescribed in other cases. And in estimating the profits under this section, it shall be done in reference to the original price paid to the producer or manufacturer, or paid by the importer, adding in all cases the expense of transportation, insurance, exchange, and all other *bona fide* expenses.

Net profits of
incomes.

• SEC. 4. *Be it further enacted*, That there shall be assessed and collected a tax of five per cent. on the net profits derived during the year ending on the last day of February, 1863, from all rail roads, steam boats, omnibuses, stage coaches, hacks, warehouses, drays, saw, grist, and other mills, distilleries, breweries, tanneries, foundries, forges, hotels, restaurants, establishments for manufacturing or repairing shoes, harness, hats, carriages, wagons, guns, pistols, pikes, bowie knives, establishments for manufacturing iron, woolen and cotton goods, cotton yarns, or for carding and spinning woo

or cotton, mining, quarrying, working marble, and all other kinds of manufacturing establishments, presses for compressing cotton, printing establishments, cotton pickeries, wharves, toll bridges, ferries, and livery stables; also a tax of five per cent. upon the net profits realized by any express company, telegraph and gas companies, brokers and dealers in exchange.

• SEC. 5. *Be it further enacted*, That in estimating the net profits under the preceding section, it shall be done in reference to the amount of capital actually invested and necessarily employed, and shall include the profits on sales and re-sales, made directly or indirectly, either in or out of this State.

How net profits are to be estimated.

• SEC. 6. *Be it further enacted*, That no tax shall be assessed and collected upon the capital employed in any business the net profits of which are taxed by any law of this State, except on capital employed in tanneries, and establishments for manufacturing woolen or cotton goods, cotton yarns, or in the manufacture and sale of shoes, or invested in steam boats.

When net profits are taxed, no tax on the capital. Exception.

SEC. 7. *Be it further enacted*, That upon all notes or bills, drafts, orders, checks, certificates of deposit, or paper of any kind or form, heretofore emitted without the authority of the law of Alabama, by and on behalf of, or for the benefit of any resident of this State, or on the behalf of, or for the benefit of any corporation created by or under any law of this State, or doing business in this State, or on behalf of, or for the benefit of any individual or partnership in this State, to answer the purposes of money, or for circulation as money or change bills, whether made or emitted in or out of the State, there shall be assessed and collected on the amount of all such notes, bills, drafts, orders, checks, certificates of deposit, or paper money of any kind or form, so emitted or put into circulation, a tax of two and one-half per cent. for the tax year ending on the last day of February, 1863; and for each tax year thereafter, there shall be assessed and collected a tax of fifteen per cent. upon such amount as may be outstanding and unredeemed at the commencement of such tax year: *Provided, however*, That every kind of paper referred to or mentioned above in this section, emitted by any court of county commissioners, or any municipal corporation in this State, shall be exempt from taxation.

Change bills or Shipplasters for year to March 1863.

For each year thereafter.

Provido as to those issued by Commissioners' Courts and Municipal Corporations.