

ARE NOT MERCHANDISE.

proposes that tickets may be sold as freely as

held that tickets are not merchandise, but are the individual and the carrier. They are not at a wholesale rate to be disposed of by him. They are sold to all persons at the same rate under the same circumstances, and whether bought in large or small quantities. They are intended to be bought or sold at a profit. The carrier, must establish and publish its fares and rates, and only at its established rates, and it is an

is an entire perversion of the nature and character of a railroad ticket instead of being merchandise is the price paid for the payment of the cost of a journey on the part of the railroad to carry the passenger. The price of carriage has been paid and that the character and kind of transportation indicated by the

reports, page 392.

Corbett, 58 English and American Railway

h Railway, 66 Minnesota Reports, page 153.