

C H A P.

XXIV.

Ordinary-keepers to sell by sealed measures, &c.

X. And be it enacted, That every licensed ordinary-keeper shall sell only by sealed measures, except bottled cider, perry, quince drink, and strong beer, of the produce of this state, and such liquors as shall come into this state in bottles; and that any ordinary-keeper, who shall neglect to keep a sealed quart, pint, half-pint, and gill measure, and shall refuse or neglect to sell by the same, as aforesaid, shall forfeit and pay six hundred pounds of tobacco.

Persons not to sell liquor without licence, &c.

XI. And be it enacted, That from and after the first of July and September next, on the eastern and western shores respectively, any person whatsoever, not being licensed to keep ordinary, who shall presume to sell any rum, brandy, cider, or other spirituous liquors, mixed or unmixed, and suffer any part thereof to be drank in or about the house or plantation of such person, or who shall sell any spirituous liquors, as aforesaid, at or near the court-house of any county in this state, or at or near the place of any muster or training of the militia, or on board any vessel within this state, and suffer the same to be drank in such vessel, except to sailors, or persons belonging to, or employed to labour on board such vessel, such person, so offending, shall forfeit and pay six hundred pounds of tobacco for every such offence.

Provido.

XII. Provided always, That nothing in this act shall be construed to prohibit any merchant, or person keeping store, for the sale of merchandise, from retailing liquors, so as such liquors be not drank at the house, store or place, where the same shall be sold.

Provido.

XIII. Provided also, That nothing in this act contained shall be construed to prohibit any person, or his agent, clerk, or other manager, to dispose of any strong or spirituous liquors to tradesmen, labourers, or others, hired or employed by such person, or his agent, clerk, or other manager.

None but licensed ordinary-keepers to sell at races, &c.

XIV. And be it enacted, That it shall not be lawful for any person whatsoever, other than a licensed ordinary-keeper, to sell or dispose of, at any horse-race, any wine, rum, brandy, cider, or other strong liquors, or any mixture thereof, under pain of forfeiting, for every quantity of the same sold at one time to one or more persons, six hundred pounds of tobacco.

Provido.

XV. Provided always, and be it enacted, That it shall not be lawful for any licensed ordinary-keeper, to sell or dispose of, after sun-set, at the time and place of horse-racing aforesaid, any such strong or spirituous liquors, or mixed drink, on pain of forfeiting, for every such offence, eight hundred pounds of tobacco.

Persons licensed to enter into recognizance, &c.

XVI. And be it enacted, That it shall not be lawful for the justices of any county court, to grant a licence to any person to keep an ordinary, until such person enter into a recognizance to the state, in the sum of six thousand pounds of tobacco, with two sufficient sureties, conditioned, That if the person so obtaining such licence shall keep good rules and orders, and not suffer loose, idle, or disorderly persons, to tittle, game, or commit any disorders, or other irregularities, in such ordinary, and shall also well and truly observe, perform, fulfil and keep, the several matters and things in this act particularly specified, and in every respect conform himself thereto, then the said recognizance to be void, otherwise of force; for which said licences and recognizances, a copy of the rates of liquors and other accommodations, every ordinary-keeper shall pay, to the clerk of each respective county court, the sum of thirty-two pounds of tobacco, and no more.

Ordinary-keepers not to harbour apprentices, &c.

XVII. And be it further enacted, That if any ordinary-keeper shall harbour, entertain, or sell any liquor to, any indented apprentice, or apprentice bound out by any county court of this state, or any bought, indented or convicted servant, or any slave belonging to or employed by any person or persons within this state, without leave or licence in writing first had and obtained from the respective master, mistress or owner, of such apprentice, servant or slave, such ordinary-keeper shall, for every such offence, forfeit and pay one hundred and sixty pounds of