

1780. MARCH.

L A W S O F M A R Y L A N D.

C H A P
XXIV.

ordinary-keeper, with sufficient covering for the same, and Indian corn, oats, hay, straw and stabling, for ten horses at least; and if at any place in the county other than the court-house, three spare beds, with covering, and sufficient stabling and provender for six horses at least, under the penalty of eight hundred pounds of tobacco.

Provifo.

VI. PROVIDED ALWAYS, That no person shall be admitted to keep an ordinary, other than the master, principal, or head of the house, in which such ordinary shall be kept.

Justices may
suppress disorderly
houses,
&c.

VII. AND BE IT ENACTED, That if any ordinary-keeper shall keep a disorderly house, upon complaint made thereof to the justices of the county court, they are hereby authorized and required to suppress such ordinary; and during the recess of the court, upon complaint made to any two justices of the peace, or upon their own observation of such misbehaviour, contrary to the directions of this act, it shall be lawful for them to suspend such ordinary-keeper, until the next county court, who may hear and finally determine the matter, and either entirely suppress, or permit the continuance of such ordinary.

Fine on persons
suspended,
&c.

VIII. AND BE IT ENACTED, That if any person so suspended shall presume, during such suspension, to keep ordinary, such person shall incur the same penalty and forfeiture as persons keeping ordinary without licence are subject to by this act.

For keeping ordinary
without
licence, &c.

IX. AND BE IT ENACTED, That if any keeper of an ordinary which shall be so suppressed, or other person that shall presume to keep ordinary, without licence first obtained as aforesaid, shall, for every month he or she shall so keep ordinary, forfeit and pay one thousand pounds of tobacco, and so proportionably for a longer or shorter time.

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.

Not to sell
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 in 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.

Provifo.

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.

This section is excepted out of the acts of 1784, ch. 7, and ch. 37, and is not now in force. See the note on the continuances.

Provifo.

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 ordinary-keepers
to sell, &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.

See the note on section 12.

Provifo.

XV. PROVIDED ALWAYS, AND BE IT ENACTED, That it shall not be lawful for any licensed ordinary-keeper to sell or dispose of, after sunset, 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.

XVI. AND