

twenty-one years of age any such spirituous or fermented liquors or lager beer, or knowingly allow upon the premises occupied by him, her or them any person who is a minor or under the age of twenty-one years to drink any such spirituous or fermented liquors or lager beer sold or bartered by him, her or them; nor shall any licensee under this Act allow any person who is a minor or under twenty-one years of age to frequent, loaf or loiter on or about his saloon or premises where spirituous or fermented liquors or lager beer is sold; no licensee under this Act shall knowingly sell, furnish or give any intoxicating, spirituous or fermented liquors or lager beer to an habitual drunkard, or to any person whose parent or parents, guardian, husband, wife, son, daughter, brother or sister, or public officer, minister of the Gospel or any religious or charitable society or the officer thereof, shall have given notice, that such person is of intemperate habits, and requesting such licensees not to sell to him or her; no person shall sell, give or furnish to any person who is a minor or under twenty-one years of age any spirituous or fermented liquors or lager beer, except upon the written order of the parent or guardian. No person not a licensee shall sell, furnish or give to any person, who is a minor or who is under twenty-one years of age, any spirituous or fermented liquors or lager beer. The word "Knowingly," as used in this Act as to minors shall be construed to mean such knowledge as a reasonable man would have under ordinary circumstances from the appearance of the minor or individual and as to habitual drunkards the word, "Knowingly" shall be construed to mean such knowledge as a reasonable man would have under ordinary circumstances from the habits, appearance or personal reputation of the habitual drunkards.

1894, ch. 140, sec. 175-I.

308. Druggists and apothecaries shall not be required to obtain license under the provisions of this Act, but they shall not sell intoxicating liquors, except upon written prescription of a regular physician, nor more than once on any prescription of any physician, and said prescriptions shall be filed and preserved by the druggist or apothecary filing the same, and upon complaint, verified by affidavit, shall be produced before the Circuit Court for Allegany County when required, and the failure to comply with the provisions of this section shall render such druggist or apothecary so failing liable to the same penalties as if he sold intoxicating liquors without license.

1894, ch. 140, sec. 175J.

309. Any person who shall hereafter be convicted of selling intoxicating, spirituous or fermented liquors, or lager beer or any admixture thereof, in Allegany County, without a license under the provisions of this Act, shall be sentenced to pay a fine of not less than one hundred dollars nor more than five hundred dollars, or undergo imprisonment in the county jail, of not less than three months nor more than twelve months, or both fine and imprisonment, in the discretion of the Court before which such offender or offenders shall be tried.