

less than thirty nor more than two hundred dollars, and the costs of prosecution, or instead of such fine, if a person shall be imprisoned in the county jail for thirty days, in the discretion of the court; and on the second and every subsequent conviction the minimum and maximum of said fines, for the next preceding offence, shall be doubled, with the costs of prosecution in each case added; and the imprisonment for the second offence, if a person, shall not be less than thirty nor more than sixty days, and the minimum and maximum of imprisonment for every subsequent conviction shall be alike, the double of that next preceding.

SEC. 3. *And be it enacted*, That no person, corporation, company or association, shall deposit or have in his or its possession any intoxicating liquors with intent to sell the same in violation of law, or with intent that the same shall be sold by any person, corporation, company or association, or to aid, assist any person, corporation, company or association in such sale; and any person, corporation, company or association, violating the provisions of this section, shall be subject to the like fines and punishment as are presented for violations of the provisions of the second section of this act.

Subject to
like fines.

SEC. 4. *And be it enacted*, That all prosecutions for violations of the provisions of this act may be either upon presentment and indictment, or by trial before a justice of the peace who shall have jurisdiction, original and concurrent, with the several circuit courts, [or by trial before a justice of the peace, who shall have jurisdiction original and concurrent with the several circuit courts]; provided, that in all cases when justices of the peace have jurisdiction as aforesaid, either party may have the right to appeal to the circuit court.

Concurrent
jurisdiction.

SEC. 5. *And be it enacted*, That State's attorneys and justices of the peace having knowledge of any previous conviction of any person accused of violating the provisions of this act, in preparing warrants, presentments and indictments, shall allege such previous conviction therein; and it shall be the duty of the clerks of the circuit courts to furnish such infor-

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