

scriptions shall be filed and kept by such pharmacist and druggist, and no prescription shall serve for more than one purchase; but no physician shall make or sign any such prescription unless the person for whom it is made is actually sick, and such liquor is deemed by such physician necessary as a medicine; any physician who shall make or sign any prescription for such liquor, except as aforesaid, shall be deemed guilty of a violation of this act, and upon conviction thereof shall be fined not less than fifty dollars, nor more than two hundred dollars for each offence; and if the buyer shall obtain a prescription by misrepresentation, he shall likewise be deemed guilty of a violation of this act, and upon conviction thereof shall be subject to the same fine as the physician who shall violate the same; the one-half of said fine to be paid to the informer, and the residue to the board of school commissioners of said county, for the benefit of the public schools thereof, and said violators shall be committed to the county jail of said county until such fine and costs are paid.

Pharmacist.

SEC. 18. *And be it enacted*, That all prosecutions for violations of this act may be either upon presentment, indictment, or by trial before a justice of the peace, who shall have jurisdiction, original and concurrent with the circuit court for said county, and the said justice shall have power to issue all process, and to do all acts which may be necessary to the exercise of his said jurisdiction, and may try and determine all cases whereof he may have jurisdiction, and may pronounce judgment and sentence to the same extent and manner as the circuit court for said county could do in such cases if they were tried before said court without the intervention of a jury; provided, however, that if any person when brought before any justice shall, before trial pray a jury trial, or if the State's attorney for said county shall pray a jury trial for the alleged offence on the part of the State, it shall be the duty of said justice to commit such offender for trial, or hold him to bail to appear for trial in the circuit court for said county, at its then session, if it be then in session, or at its next session if it be not then in session, and to return the commitment or recognizance with the names and residences of the witnesses for the prosecution endorsed therein forthwith to the clerk; and it shall be the duty of said justice to inform the person charged of his, her or their right to a jury trial in all cases.

Prosecution.

SEC. 19. *And be it enacted*, That any person or persons, corporation, company or association violating any of the provisions of this act by selling directly or indirectly, bartering or trading any kind of intoxicating liquors in said county, upon conviction in a court of justice, shall in the discretion of the court, pay a fine of not more than three hundred dollars nor less than fifty dollars, or be imprisoned in the county jail for not less than thirty days nor more than three months, or both fine and imprisonment, in the discretion of the court.

Fine.