

such offence, the sum of fifty dollars to be recovered and applied in manner and form as provided by the second section of this act; *Provided nevertheless,* Proviso.

SEC. 5. *And be it enacted,* That the provisions of the section last aforesaid, shall not extend to the case of a sale or delivery of spirituous or fermented liquors, to any servant or slave who may have a written order or license for the purpose from his master, mistress, overseer or other person in whose employment he may be with the consent of his owner; *and provided, also,* Proviso. that if it shall appear in any case that the spirituous or fermented liquor sold or delivered to any negro or mulatto servant or slave, against the provisions of this act, was so sold or delivered for cause of sickness or other reasonable and sufficient cause to be judged of by the court or jury by whom the case shall be tried, then the party accused shall be entitled to a verdict and judgment of acquittal against such charge.

SEC. 6. *And be it enacted,* That if any retailer, ordinary keeper or licensed trader shall be convicted of any offence against the provisions of this act, the court before whom the conviction is had shall and may in its discretion adjudge the license of the person convicted to be forfeited, and in such case no other license shall be granted to the person so convicted, or to any person for his use at any time within the space of five years thereafter, without the special allowance of the said court. License to be forfeited.

SEC. 7. *And be it enacted,* That a copy of this act shall be furnished by the clerk, to each person receiving a license under the provisions of this bill, for which he shall receive fifty cents, and the clerk shall, before he delivers any license granted by this act, administer and endorse upon the said license the following oath or affirmation. I. A. B. do swear upon the Holy Evangelily of Almighty God, that I will faithfully comply with the provisions of the act passed at the session of eighteen hundred and fifty-four, &c. Copy of act to be furnished.

SEC. 8. *And be it enacted,* That this act shall extend to Saint Mary's, Charles, Prince George's, Calvert, Anne Arundel, Howard and Somerset counties, and shall go into effect on and after the first day of May next. To what particular counties applicable.