

C H A P.
VI.Persons not to
play in ordi-
naries, &c.

VI. *Be it further enacted*, That if any person or persons shall, at any time, play in an ordinary, house of entertainment, race field, or any other public place, at any of the games above mentioned, or any other game or games whatsoever, or shall bet on the sides or hands of such as do game, every such person, upon conviction thereof before any justice of the peace in any county within this state, by the oath of one or more credible witness or witnesses (which oath the said justice is hereby empowered and required to administer) or by the view of such justice, or the confession of the party accused, shall forfeit and pay seven pounds ten shillings current money, to be levied on the person, goods or chattels of the offender, by warrant under the hand of the justice before whom such conviction shall be, and for the use of the poor of the county wherein such offences shall be committed; and moreover, every person so convicted shall be committed to the county gaol, there to remain, unless he, she, or they, give sufficient security for his, her or their good behaviour for six months next after such conviction.

Ordinary-
keepers suffer-
ing gaming in
their houses to
pay 200l. &c.

VII. *And be it further enacted*, That if any ordinary-keeper shall suffer or permit any person or persons whatsoever to play at any of the games above mentioned, or any other game or games whatever, in his house, shed, booth, arbour, or stall, either by night or day, every such ordinary-keeper, being thereof convicted by due course of law, on indictment, in the county court of his county, or in the general court, shall forfeit and pay two hundred pounds current money, to be applied in like manner as the other last mentioned fine is by this act directed to be applied: And if any justice or justices of peace shall be present at any gaming, at any time or place, except in private houses, and shall neglect to issue his warrant for levying the fine on every person so gaming or betting, every such justice shall forfeit and pay twenty pounds, one half to the informer, and the other half to the use of the poor of the county.

Proviso.

VIII. *Provided always*, That any person aggrieved by the judgment of any justice of peace, upon any conviction for any of the offences in this act cognizable before him, may within ten days appeal to the court to be held for the county where such person shall be convicted, but shall give notice of such appeal to the party prosecuting him or her, and shall also enter into recognizances with two sufficient sureties, before some justice of the county wherein the judgment was given, on condition to try such appeal at the next court held for the same county after the entering such appeal, which shall be by the said court then heard and finally determined.

Proviso.

IX. *Provided also*, That no such judgment shall be set aside for want of form, wherein it shall appear to the court that the facts were sufficiently proved at the trial, nor shall any such judgment be removed or removable by appeal, or any writ or process whatsoever, into the general court.

Persons win-
ning by frau-
dulent gaming
to forfeit 5
times the mo-
ney, &c.

X. *And be it further enacted*, That if any person or persons whatsoever, do or shall, at any time or times, by any fraud, shift, cozenage, circumvention, deceit, unlawful device, or evil practice whatsoever, in playing at or with cards, dice, or any other game or games, or in or
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