

CHAP 170.

Persons selling less than ten gallons at one time, deemed a retailer. Distillers, &c. not prohibited from retailing, &c.

Not lawful to sell liquors, or buy from negroes after sun-set.

Proviso.

Negroes &c. obtaining certificates of good character, &c. not prohibited from selling, &c.

Certificates given to free negroes, &c. to be attested, &c.

Persons not prohibited from buying or selling in any market-house, &c.

Certificates to be recorded by clerk of county, or to be void.

Penalty for selling or buying contrary to the provision of this act.

2. *And be it enacted,* That every person selling any of the liquors above mentioned in Kent county, under the quantity of ten gallons at any one time, shall be deemed a retailer, and no retailer shall retail less than a pint of the liquors above mentioned, at any one time.

3. *And be it enacted,* That nothing herein contained shall be deemed, construed or taken, to prohibit the maker, distiller, or brewer of any spirituous liquors, beer or cider, in Kent county, from retailing the same, such person not selling less than one quart at any one time.

4. *And be it enacted,* That from and after the first day of June next, it shall not be lawful for any person to sell any of the liquors above mentioned, nor to sell, buy or barter, any wheat, corn, rye, oats, bacon, or any goods, wares or merchandise, or personal property whatever, in Kent county, to, of, with or from, any negro or mulatto slave, or servant, or any free negro or free mulatto, between sun-set and sun-rise of the succeeding morning; *Provided,* that nothing herein contained shall prohibit any person from selling, buying or bartering, any article or thing whatever in the said county, to, of, with or from, any servant or slave, who shall have a written order or license for that purpose from his or her master, mistress, overseer, or other person, in whose employment such servant or slave may actually be, with the consent of his or her owner or owners.

5. *And be it enacted,* That nothing herein contained shall prohibit any person from selling, buying or bartering, any article or thing whatever, in the said county, to, of, with or from, any free negro, or free mulatto, who shall at the time have obtained a certificate of his or her good character, and permission to sell, buy or barter, any article whatever in Kent county, after sun-set, from two magistrates of the said county.

6. *And be it enacted,* That all certificates given to free negroes, or free mulattoes, by virtue of this act, shall express the day of the month and year, of granting the same, and shall be attested under the hand and seal of the magistrates granting the same.

7. *And be it enacted,* That nothing in this act contained shall extend to or prohibit any person from selling, buying or bartering, any article whatever, to, of, with or from, any slave or servant, free negro or free mulatto, in any market-house in the said county now established by law, or which hereafter may be established, in the time in which the same may be open by law for the purpose of selling and buying therein.

8. *And be it enacted,* That the certificates obtained by free negroes or free mulattoes, as aforesaid, shall be by them presented to the clerk of Kent county court, and by him recorded in a book to be kept for that purpose, within ten days from the date thereof, or such certificate shall be void and of no effect, and the said clerk shall have a right to demand and receive, from each free negro or free mulatto, whose certificate he shall record, the sum of ten cents for recording the same, and all certificates obtained and recorded as aforesaid shall be good and available in law for twelve months from the date thereof, and no longer.

9. *And be it enacted,* That if any person or persons shall sell, buy or barter, any of the articles before mentioned, or any article or thing whatever in Kent county, to, of, with or from, any slave