

*And be it further Enacted by the Authority aforesaid,* That any Ordinary-keeper disabled or suppressed as aforesaid, or any other Person that shall presume to keep Ordinary without Licences first had and obtained as aforesaid, shall, for every Month he, she, or they shall keep Ordinary, forfeit and pay Ten Pounds Current Money, and so proportionably for a longer or shorter Time, that any Person shall sell Liquors, or do contrary to this Law, one half to the Commissioners or Trustees aforesaid, to be collected and paid by the Sheriff as aforesaid, and by the said Commissioners or Trustees applied as aforesaid, and the other half to him or them that shall sue for the same, to be Recovered in the County Court where such Offence shall be committed, in the Names of the Lord Proprietor and Informer, by Action of Debt, Bill, Plaint or Information, wherein no Effoyn, Protection, or Wager of Law to be allowed.

*And be it further Enacted by the Authority aforesaid,* That no Person or Persons inhabiting within this Province, not having lawful License, shall Sell by Retale, unless Sold at the common and usual Rates of such Liquors between Merchants and others, any Cyder, Quince Drink, or other strong Liquors, to be Drank in his, her, or their Houses, or about his, her, or their Plantation, upon the forfeiture of every Time he, she or they shall be legally Convict thereof, the Sum of Five Pounds Current Money, one half thereof to the Commissioners or Trustees aforesaid, to be collected, paid, and applied as aforesaid, and the other half to the Informer, or to him or them that shall sue for the same, to be Recovered as aforesaid.

*And be it further Enacted by the Authority aforesaid,* That all Licensed Ordinary-keepers shall be provided with and Sell by Sealed Measures, all Liquors (except such as shall come into the Province in Bottles) And that any Ordinary-keeper who shall neglect to provide and always keep a Quart, Pint, Half-Pint, and Gill Pot, or any of them, Sealed Measures, or neglect to sell by the same as aforesaid, shall forfeit and pay Five Pounds Current Money, to the Uses aforesaid, to be collected and applied as aforesaid, and recovered in the County Court where the Ordinary-keeper Offending Resides, in the Names of the Lord Proprietor and Informer, by Action of Debt, Bill, Plaint or Information, wherein no Effoyn, Protection or Wager of Law to be allowed.

And whereas it hath been found prejudicial to the Inhabitants of this Province, that Ordinary-keepers and Innholders have frequently Entertained diverse loose, idle, and disorderly Persons, a great Time Tippling at their Houses, as well to the great Damage of many Persons, as their own Ruin.

*Be it therefore Enacted by the Authority aforesaid,* That it shall not be lawful for any such Ordinary-keeper or Innholder to keep such Ordinary, or House of Entertainment, until he or she give good and sufficient Security, by Bond or Recognizance to the Right Honourable the Lord Proprietor, his Heirs and Successors, in Twenty Pounds Current Money, before the Justices of the County Court where any Ordinary shall be kept, to keep good Rules and Orders, and not to suffer idle, loose or disorderly Persons, to Tipple, Game, or commit other Disorders or Irregularities in such Ordinary, contrary to the true intent and meaning of this Act, and that upon the breach of any such Bond or Recognizance, the recovery of the Penalty thereof shall be in the Name of the said Lord Proprietor, the one half for the Use of the Commissioners or Trustees aforesaid, to be collected, paid and applied as aforesaid, and the other half to the Informer.

And whereas daily Experience shews the great Prejudice to the Owners and Masters of Merchant Ships and Vessels Trading into this Province, by Ordinary-keepers entertaining Sailors and others to such Ships and Vessels belonging, and trusting and encouraging them to continue Tippling in their Houses, to the Prejudice of Trade, preventing and impeding the Dispatch of such Ships and Vessels, and very often when such Sailors have spent all their Wages in such Ordinaries, it occasions and induces them to run away, and desert the Ships and Vessels whereto they belong: For Prevention whereof,

*Be it Enacted by the Authority aforesaid,* That no Ordinary-keeper whatsoever within this Province, shall presume to Harbour or Entertain any Sailor or Sailors, or other Person employed in loading of Ships or Vessels (the Master and Mate only excepted) to the neglect of their Service to their respective Commanders, and prejudice to the Dispatch of any Ship or Vessel thereby, under the pain and penalty of being Suspended from keeping such Ordinary: And that no Ordinary-keeper whatsoever, shall Credit any such Sailor for more than Five Shillings during any one Voyage, under the Penalty of losing his Debt and of being fined the Sum of Twenty Shillings Current Money, whereof one half to be collected, paid and applied as aforesaid, and the other half to the Informer, or him or them that will sue for the same, to be Recovered as aforesaid before a single Magistrate.

*And be it further Enacted by the Authority aforesaid,* That if any Ordinary-keeper within this Province, shall Harbour, Entertain, or sell any Liquor to any Servant belonging to any Person within this Province, without License from their respective Master or Mistress, such Ordinary-keeper shall, for every such Offence, forfeit and pay Ten Shillings to the Master or Mistress of such Servant, to be recovered with Cost, upon Complaint of the said Master or Mistress, before a Justice of the County where the said Ordinary-keeper lives.

And whereas it is a general Complaint throughout this Province, that Ordinary-keepers have made it their constant practice to entertain Tradesmen and other Persons having Families, and no other Means of Supporting them but their own Labour and Industry, and single disorderly Persons, Tippling and Gaming in their Houses, and wasting their Time and Substance, to the Ruin of their Families, and themselves, and the encouragement of Idleness, Drunkenness, and all other Irregularities and Disorders: For Prevention of which Evils for the future,

*Be it Enacted by the Authority aforesaid,* That no Person who shall be Licensed to keep Ordinary from and after the End of this Session of Assembly, shall suffer any Tradesman or other Person having a Family, and no visible Estate whereby to Support themselves or their Families, but their own Labour and Industry; or any single Person, whether Tradesman or otherwise, not having a visible Estate, to Tipple or Game in such Ordinary; other than such as shall be Invited by any Traveller, and shall accompany him only during his necessary Abode there, and other than Persons Travelling upon their necessary Occasions (so far distant from their own Habitations as may render it impracticable or inconvenient to repair thither) to take their Diet, and other necessary Accommodations, in such Ordinary, and other than such as may happen to be confined in such Ordinary by Sickness, severity of Weather, or other Accident, on Pain of not being paid for any Liquor, or other Accommodations, which such Ordinary-keeper shall supply such Person with, or which shall be lost by any such Person at any Games.

*Provided always,* That no Ordinary-keeper shall be restrained from Supplying any of the Persons herein before mentioned, with Victuals or Liquors in moderate and necessary Quantities, so as no Ordinary-keeper shall Trust any such Person for more than Five Shillings, or the value thereof, in any one Year, except in such Cases as herein before mentioned, to be judged of by any Judicature having Cognizance of any Dispute concerning such Expences.