

act, to the president and directors of a company incorporated under the provisions of that act, subject to all the restrictions contained in said section, except that four shall constitute a quorum; and that all provisions of existing laws, inconsistent with this act, are hereby repealed.

E. B. CHASE,
Speaker of the House of Representatives.

M. M'CASLIN,
Speaker of the Senate.

APPROVED—The eighth day of May, one thousand eight hundred and fifty-four.

WM. BIGLER.

No. 648.

AN ACT

To protect certain domestic and private Rights, and prevent abuses in the Sale and Use of Intoxicating Drinks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That wilfully furnishing intoxicating drinks by sale, gift or otherwise to any person of known intemperate habits, to a minor, or to an insane person for use as a beverage shall be held and deemed a misdemeanor, and upon conviction thereof the offender shall be fined not less than ten nor more than fifty dollars, and undergo an imprisonment of not less than ten nor more than sixty days, and the wilful furnishing of intoxicating drinks as a beverage to any person when drunk or intoxicated shall be deemed a misdemeanor, punishable as aforesaid. Penalty for furnishing intoxicating drinks to persons of intemperate habits, &c.

SECTION 2. That it shall be lawful for any member of the family, or blood relation of an intemperate person, or any overseer of the poor, or any magistrate of the district in which such intemperate person resides, or has legal settlement, or the committee of a habitual drunkard, to give a distinct notice, verbal or written, to any inn-keeper, merchant, grocer, distiller, brewer or other person manufacturing, selling or having intoxicating liquors, forbidding him or them from furnishing such intemperate person or habitual drunkard with intoxicating drinks or liquors, and if, within three months after such notice, any one to whom the same is given shall furnish or cause to be furnished intoxicating liquors to such intemperate person or habitual drunkard to be used as a beverage, he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished as provided in the first section of this act. Who may give notice to inn-keepers, merchants, &c.

SECTION 3. That any person furnishing intoxicating drinks to any other person in violation of any existing law, or of the provisions of this acts, shall be held civilly responsible for any injury. Civil responsibility for injuries to person or property.

jury to person or property in consequence of such furnishing, and any one aggrieved may recover full damages against such person so furnishing by action on the case, instituted in any court having jurisdiction of such form of action in this Commonwealth.

Penalty for performing marriage ceremony when the parties are intoxicated.

SECTION 4. That any judge, justice or clergyman who shall perform the marriage ceremony between parties when either of said parties is intoxicated shall be deemed guilty of a misdemeanor, and upon a conviction thereof shall pay a fine of fifty dollars, and be imprisoned at the discretion of the court not exceeding sixty days.

Penalty for adulteration of liquors.

SECTION 5. That any wilful adulteration and corruption of spirituous, vinous or malt liquors manufactured or intended as a beverage, whereby the same are rendered essentially unwholesome, noxious and injurious to health, or any sale of such liquors for use as a beverage, with knowledge that the same is so adulterated and corrupted, shall subject the offender for a first offence to a fine of fifty dollars, and for a second and subsequent offence to a fine of one hundred dollars, and imprisonment not exceeding sixty days.

Compensation to prosecutor.

SECTION 6. Any person prosecuting for an offence indictable under this act shall, upon conviction of the offender, receive such reasonable sum for expenses, services and time expended as may be directed by the court not exceeding twenty dollars, to be taxed and paid as a part of the costs in the cause, such allowance to be exclusive of compensation to such prosecutor as a witness under existing laws: *Provided*, That such allowance shall not be made in more than one case at the same term to one person.

Proviso.

No action to be maintained for the recovery of liquors sold.

SECTION 7. That no action shall be maintained or recovery had in any case for the value of liquors sold in violation of this or any other act, and defence may be taken in any case against such recovery without special plea or notice.

Revocation of licenses.

SECTION 8. That it shall be lawful for the courts of quarter sessions to revoke any licenses they may have granted or that may have been granted under the general law regulating licenses in the city and county of Philadelphia, for the sale of liquors whenever the party holding a license shall be proved to have violated any law of this Commonwealth, relating to the sale of liquors, or whenever the premises of such party shall become the resort of idle and disorderly persons so as to disturb the general peace of the neighborhood, upon notice given to the person so licensed.

E. B. CHASE,

Speaker of the House of Representatives.

M. M'CASLIN,

Speaker of the Senate.

APPROVED—The eighth day of May, one thousand eight hundred and fifty-four.

WM. BIGLER.