

and the said B. B. and C. C. in the sum of five pounds each, of good and lawful money of Upper Canada, to be made and levied of their goods and chattels, lands and tenements, respectively, to the use of our Sovereign Lord the King, his heirs and successors, if the said A. A. shall make default in the condition hereunder written. Whereas the above bounden A. A. is licensed to keep a house for the sale of ale, beer, cider and other liquors, not spirituous, by retail, for one year from the date hereof, in the house wherein he now dwelleth, known by the sign of—— in—— Now the condition of this recognizance is such, that if the said A. A. shall suffer no unlawful games, drunkenness, or any other disorder, to be used or committed in his said house, nor in any out-house, yard, garden, or other the appurtenances thereto belonging, but shall maintain and keep good order and rule within the same, then this recognizance to be void, otherwise to remain in full force and virtue.

Sec. 3. Every person to whom such license shall be granted, shall pay a duty for the same, as follows, viz. :—in or within one mile of towns or villages containing not less than twenty, nor more than fifty dwelling-houses, 10s. ; from fifty to one hundred, the sum of 20s. ; and more than one hundred, the sum of 40s. ; which monies shall be paid to the magistrates issuing the license, and by them, within six months afterwards, to the receiver general, for the use of the province.

Sec. 5. Any person opening an alehouse, &c. contrary to this act, shall upon conviction before any two justices, upon the oath of one or more witnesses, or upon confession, forfeit and pay not less than £2. nor more than £5. to be levied by distress and sale of the goods of the offender, by warrant from the magistrates before whom such conviction shall happen, with costs ; and for want of sufficient distress be committed, by order of such magistrates, to the common gaol of the district, for not less than ten days, nor more than thirty days.

Sec. 5. One half of the penalties shall be paid to the receiver general, for the use of the province, and the other moiety to the informer.

Sec. 6. Any justice on complaint or information, that any person licensed as aforesaid, whereby in the judgment of such magistrate the recognizance shall be forfeited, may summon such person to appear at the next general quarter sessions, to answer to such complaint, and shall bind the complainant in recognizance to appear and give evidence, at which said session a jury shall be empannelled to enquire of the complaint preferred, and if such jury shall, upon hearing the evidence, determine that the defen-