

And further that the said X. Y. was previously, to wit: on the day of A. D. 18 , at the of in the , before, etc. (see above), again duly convicted of having, on the day of A. D. 18 , at the of being in charge of the premises of O. P., a place where liquor was reputed to be sold, unlawfully failed to admit E. F., an officer demanding to enter in the execution of his duty (or as the case may be).

And the informant says the offence hereinbefore firstly charged against the said X. Y. is his fourth offence against "The Liquor License Act, 1896."

A. B.

Laid and signed before me, the day and year, and at the place first above mentioned, }

C. D.,
J. P.

THE FIFTH SCHEDULE.

SUMMONS TO WITNESS.

NEW BRUNSWICK, }
of
To wit: }

To J. K., of the of in the of

Whereas information has been laid before me, C. D., one of Her Majesty's Justices of the Peace in and for the of , (or Police Magistrate for the City of), that X. Y., being a druggist, on the day of A. D. 18 , at the of

the of , unlawfully did sell liquor for other than strictly medicinal purposes (or as the case may be), and it has been made to appear to me that you are likely to give material evidence on behalf of the prosecution in this matter;

These are to require you, under pain of imprisonment in the common gaol, personally to be and appear on the day of A. D. 18 , at ten o'clock in the forenoon, at the of in the

, before me, or such Justices of the Peace as may be there, to testify what you shall know in the premises (and also to bring with you, and there and then to produce, all and every invoices, day books, cash books or ledgers, and receipts, promissory notes or other security relating to the purchase or sale of liquor by the said X. Y., and all other books and papers, accounts, deeds and other documents in your possession, custody or control, relating to any matter connected with the said prosecution.

Given under my hand and seal this day of A. D. 18 , the of in the of

C. D., (L.S.)
J. P.

THE SIXTH SCHEDULE.

FORM OF CONVICTION FOR THIRD OFFENCE.

NEW BRUNSWICK, }
of
To wit: }

Be it remembered that on the day of , in the year of our Lord one thousand eight hundred and , in the of X. Y. is convicted before the undersigned C. D., Police Magistrate in and for the City of , in the said

C. D. and E. F., two of Her Majesty's Justices of the Peace in and for the said , for that he, the said X. Y., on the day of

the year of our Lord one thousand eight hundred and , at the day of (of of) in the said

, (as the case may be), having violated a provision of "The Liquor License Act, 1896," unlawfully did attempt to settle the offence with A. B., with the view of having the complaint made in respect thereof dismissed, (or as the case may be). And it appearing to me (or us) that the said X. Y. was previously, to wit, on the day of A. D. 18 , at the of

of before, etc., duly convicted of having, on the day of A. D. 18 , at the of

unlawfully sold liquor without the license therefor by law required (as the case may be). And it also appearing to me (or us) that the said X. Y. was previously to wit, on the day of A. D. 18 , at the of

, before, etc. (see above) again duly convicted of having, on the day of A. D. 18 , at the of

being the keeper of a tavern situate in the said of), unlawfully allowed gambling in the said tavern (or as the case may be).

I (or we) adjudge the offence of the said X. Y., hereinbefore firstly mentioned, to be his third offence against "The Liquor License Act, 1896," and I (or we) adjudge the said X. Y., for his said third offence to forfeit and pay the sum of

, to be paid and applied according to law, and also to pay B. the sum of for his costs in this behalf, and also that the said

X. Y. be imprisoned in the common Gaol of the said of at , in the of , there to be kept at hard labor for the space of calendar months (or as the case may be).

Given under my hand and seal (or our hands and seals) the day and year first above mentioned, at in the of

C. D., (L.S.)
or C. D., (L.S.)
E. F., (L.S.)

THE SEVENTH SCHEDULE.

WARRANT OF COMMITMENT FOR FIRST OFFENCE WHERE A PENALTY IS IMPOSED.

NEW BRUNSWICK, }
of
To wit: }

To all or any of the Constables and other Peace Officers in the of , and to the Keeper of the Common Gaol of the said

at , in the of :

Whereas X. Y., late of the of , in the said , was on this day convicted before the undersigned, C. D., Police Magistrate in and for the City of , or of (as the case may be) for that he, the said X. Y., on , at , unlawfully did sell liquor without the license therefor by law required (state offence as in the conviction, A. B. being the informant), and it was thereby adjudged that the said X. Y., for his said offence should forfeit and pay the sum of (as in conviction), and should pay to the said A. B. the sum of for his costs in that behalf;

And it was thereby further adjudged, that if the said several sums should not be paid forthwith, the said X. Y. should be imprisoned in the common gaol of the said at , in the said of , there to be kept at hard labor for the space of , unless the said several sums, and the costs and charges of conveying the said X. Y. to the said common gaol should be sooner paid;

And whereas the said X. Y. has not paid the several sums, or any part thereof, although the time for payment thereof has elapsed;

(If a distress warrant issued and was returned no goods, or not sufficient goods, say) And whereas, afterwards on the day of A. D. 18 , I, the said Police Magistrate (or we, the said Justices) issued a warrant to the said constables or peace officers, or any of them, to levy the said several sums of and by distress and sale of the goods and chattels of the said X. Y.;

And whereas it appears to me (or us) as well, by the return of the said warrant of distress by the constable who had the execution of the same, as otherwise, that the said constable had made diligent search for the goods and chattels of the said X. Y., but that no sufficient distress whereon to levy the said sums could be found;

These are therefore to command you, the said constables or peace officers, or any of you, to take the said X. Y., and him safely convey to the common gaol aforesaid at , in the of , and there deliver him to the said keeper thereof, together with this precept.

And I (or we) do hereby command you, the said keeper of the said common Gaol, to receive the said X. Y. into your custody in the said common Gaol, there to imprison him and keep him for the space of unless the said several sums and all the costs and charges of the said distress, amounting to the sum of , and of the commitment and conveyance of the said X. Y. to the said common Gaol, amounting to the further sum of , shall be sooner paid unto you, the said keeper, and for so doing this shall be your sufficient warrant.

Given under my hand and seal (or our hand and seals) this day of A. D. 18 , at in the said

C. D., (L.S.)
or C. D., (L.S.)
E. F., (L.S.)

WARRANT OF COMMITMENT FOR SECOND (OR THIRD) OFFENCE, WHERE PUNISHMENT IS BY IMPRISONMENT ONLY.

NEW BRUNSWICK, }
of
To wit: }

To all or any of the Constables or other Peace Officers in the of , and to the Keeper of the Common Gaol of the said at in the of :

Whereas X. Y., late of the of in the said , was on this day convicted before the undersigned C. D., &c., (or C. D. and E. F., &c., (as in preceding form), for that he, the said X. Y., on at

(state offence with previous convictions as set forth in the conviction for the second or third offence, or as the case may be, and then proceed thus:) and it was thereby adjudged that the offence of the said X. Y., hereinbefore firstly mentioned, was his second (or third) offence against "The Liquor License Act,