

Prohibition Measure As It Was Ratified

Allows Any Individual to Procure By Transportation into the State Two Quarts of Whiskey or Five Dozen Bottles of Beer For Each Calendar Month-

The Record.

The following is the full text of the so-called "two quarts-a-month" law as passed by the general assembly and ratified last night. The bill allows any individual to obtain by transportation into this State each calendar month either two quarts of whiskey or five dozen pint bottles of beer. The inquisitorial sections of the bill were stricken out in free conference, the report of which was adopted by the house yesterday afternoon.

A bill to promote temperance and suppress the evils of intemperance; to resist the use and consumption of spirituous, malt, vinous, fermented, brewed or other alcoholic liquors and beverages in this State; to regulate the amount of such liquors and beverages which a person may have in his possession for personal use; to prescribe the place of residence; to prevent and regulate shipments and transportations into this State, and deliveries herein from places without the State, and from one place to another within the State. Also to prevent the delivery thereof to other than the true consignee; to require persons, corporations and carriers transporting and delivering alcoholic liquors and beverages to keep records thereof and to file statements with the probate judge and to permit inspection of records and statements filed; prescribing certain facts as prima facie evidence for violation of the law; prohibiting division of packages on the premises of the carrier; requiring the true nature of the shipments to be marked thereon, and fixing the punishment for violation of the law, and to prohibit the manufacture and sale of alcoholic and malt liquors and beverages, and to provide for the enforcement of the law.

Whereas it is the public policy of this State to promote temperance and to discourage and prohibit the manufacture, sale and consumption of alcoholic liquors and beverages as detrimental to the morals, good health, welfare and safety of the State:

Be it enacted by the general assembly of the State of South Carolina:

Section 1. That it shall be unlawful for any person, firm or corporation, or association, within this State, to receive or have in his, its or their possession more than two quarts of spirituous, malt, vinous, fermented, brewed or other liquors and beverages, or any compound thereof, except the purchaser may receive in lieu of two quarts of any other kinds of liquors mentioned one-half barrel (60 pints) of beer, which contains more than one per centum and not exceeding five per centum of alcohol, during any one current calendar month. And it shall be unlawful to have such liquors and beverages except for one's own personal use, or that of his immediate family, and then only at his usual place of residence, and provided that the same shall have been procured in the manner herein prescribed. The residence of a person shall be where his family resides, if he has a family residing in this State; if not, at the place where he usually sleeps; provided, however, that it shall be unlawful for any person to have in his possession, store or keep, for any purpose, any quantity of such liquors and beverages in or adjacent to any building in which, or in connection with which there is maintained or conducted any cafe, restaurant, club, social club, or similar resort, and no such place shall be considered a residence within the meaning of this act.

Sec. 2. That it shall be unlawful for any railroad company, or other common carrier, or any officer, agent or employee, or any of them, or any other corporation, firm or person, to ship, transport into, or deliver in this State in any manner, or by any means whatsoever, any spirituous, malt, vinous, fermented, brewed, or other alcoholic liquors and beverages, containing more than one per centum of alcohol, of any kind whatsoever, from any point or place outside of this State, or from one point in this State to another point, except as provided and prescribed in this act.

Sec. 3. It shall be lawful for any common carrier to transport or deliver to any person over the age of 21 years in this State, from a place or places without this State, alcoholic liquors or beverages in quantities not more than two (2) quarts, or spirituous liquors other than beer, or one-half (1-2) barrel (60 pints), of beer, not containing more than five per cent of alcohol, in any one calendar month. Provided, that the same is received by such per-

sons for the personal use of himself or of the immediate members of his family, such use to be made at the usual residence of the consignee as herein defined; and, provided, that such consignee complies with the provisions of this act.

Sec. 4. It shall be unlawful for any person to order any such liquors and beverages in a fictitious name, or in the name of any other person than himself or herself. And it shall be unlawful for any common carrier to deliver any alcoholic liquors and beverages to any fictitious person, or to any person other than the consignee named therein in person, and only between the hours of sunrise and sunset.

Sec. 5. It shall be the duty of any common carrier to keep a true and correct record of all alcoholic liquors and beverages transported and delivered by it to any person or persons, and to file with the probate judge of the county in which such liquors and beverages are delivered at the end of each calendar month, a verified statement, either printed, plainly written or typewritten, clearly stating the date on which the said liquors and beverages were delivered, the name and postoffice address of the consignee, and consignor, the place of delivery, and the person to whom delivered, kind and amount of such beverage delivered. The probate judge shall receive a fee of fifty (50) cents for filing each of said reports. If any common carrier shall neglect, fail or refuse to file with the probate judge, of the county as herein required. Such statement or statements, it shall be the duty of such probate judge within ten days after the same should have been filed, to make a report thereof to the attorney general of the State and he shall forthwith institute or direct some solicitor to file suit in the name of the State on the relation of the officer filing the same, in an appropriate court, to secure a mandamus to compel compliance with this section; provided, in Charleston, Chesterfield, Colleton, Williamsburg, Clarendon, Sumter, Marlboro, Georgetown, Edgefield, Hampton, Fairfield, Dorchester, Florence, Lexington, Richland, Berkeley, Beaufort, Lee, Greenville, Anderson, Horry, Oconee counties that the record of all alcoholic liquors and beverages transported and delivered by any common carrier shall be filed with the clerk of court.

Sec. 6. Such common carrier shall permit any sheriff, deputy sheriff, constable, chief of police, prosecuting attorney or solicitor, or magistrate, or other officer charged with law enforcement, to inspect and examine said records from time to time and when they may make reasonable request therefor. And the said officers, and any other person shall have a right at any time to examine and inspect the reports filed by such common carrier in the office of the probate judge.

Sec. 7. It shall be the duty of any such common carrier whenever subpoenaed, according to law, to produce records for use in any court, and a copy certified under the hand and seal of the probate judge of the county in which the statement is filed shall be evidence of the contents of such statement in any trial for violation of the provisions of this statute.

Sec. 8. It shall be unlawful for any person to break open, or divide, upon the premises of a common carrier, any original package or packages in which alcoholic liquors or beverages are shipped or delivered. And it shall be unlawful for any such common carrier to permit or allow any such original package or packages in which alcoholic liquors and beverages are shipped to be opened or divided in any manner upon its premises.

Sec. 9. It shall be unlawful to ship, deliver or receive any alcoholic liquor or beverages in packages or receptacles containing less than one pint.

Sec. 10. The possession by any one person of more than two quarts of such liquors or beverages at one time or the possession of any such liquors or beverages by any person at any place other than his or her usual residence as herein defined; or the receipt by any person of liquors in the name of any other person than himself, except on a written order by the true consignee shall be prima facie evidence of violation of the provisions of this act. But nothing in this section contained shall prevent the use or introduction of any other competent evidence of violation of this act.

Sec. 11. That if for any reason any section, provision or clause or any part

of this act shall be held unconstitutional or invalid, that shall not affect or destroy the validity or constitutionality of any other section, provision, clause or part of this act, and the remaining portion or portions of said act shall be enforced without regard to the invalid section, provision or clause. And this act shall be liberally construed, so as to accomplish the purpose thereof, as stated in the preamble.

Sec. 12. No person shall be excused from testifying in any prosecution for violation of this act, but no discovery of evidence made by such person shall be used against him in any criminal prosecution.

Sec. 13.—In prosecutions under this act for unlawful shipment of alcoholic liquors and beverages delivered herein, the offense shall be held to be committed in any county of the State through which and to which said alcoholic liquors and beverages have been carried or transported, or in which they have been unloaded, or to which they have been conveyed or delivered.

Sec. 14. That any common carrier, person, firm or corporation, or any servant or employee thereof, knowingly violating any of the provisions of this act, or failing to comply with any requirements thereof, shall be guilty of a misdemeanor, punishable for the first offense by a fine of not less than one hundred (\$100) dollars, or more than five hundred (\$500) dollars, or by imprisonment in the county jail, or confinement at hard labor for not less than thirty (30) days, or more than six (6) months, or both; and for the second and every subsequent conviction of violation of the provisions of this act, the fine shall be not less than one hundred (\$100) dollars, nor more than five thousand (\$5,000) dollars, and the punishment not less than six months, nor more than two (2) years, or both.

Sec. 15. Nothing contained in this act shall prevent any person from procuring and donating to any church, congregation or synagogue wines for sacramental purposes. Nothing herein contained shall interfere with the manufacture, sale and transportation of alcohol as now provided by law.

Sec. 16. That it shall be unlawful for any person, firm, corporation or association within this State to manufacture, sell, barter, exchange, give away to induce trade, deliver, store, keep in possession in this State, furnish at public places, or otherwise dispose of any spirituous, malt, vinous, fermented brewed or other liquors and beverages or any compound or mixture thereof which contains alcohol in excess of one per centum of alcohol.

Sec. 17. Wholesale druggists may lawfully receive and sell in wholesale quantities to retail druggists and to public or charitable hospitals or to medical or pharmaceutical colleges, and in no other way, pure alcohol for medical purposes only, or grain alcohol to be used by chemists or bacteriologists actually engaged in scientific work and for such purposes only, and such wholesale druggists shall at the end of each month in which any such sales have been made, file with the clerk of court of the county in which they do business, a statement in writing, under oath, giving the name of the purchaser, the price paid, the date of sale, and the quantity and character of the alcohol sold. If said wholesale druggist making such sale is not a resident of the State of South Carolina, then such statement shall be filed in the office of the clerk of court of the county, in which the purchaser resides.

Sec. 18. Any retail druggist whose place of business is located in any of the incorporated towns or cities of this State, who is himself a registered or licensed pharmacist, or who regularly employs a registered or licensed pharmacist, may sell it, in the manner herein set out, upon filing a bond in the sum of one thousand dollars, to be approved by the clerk of the court in which such druggist does business, conditioned for a faithful observance of the provisions of sections 704 to 803, such bond to be approved by the clerk of court, pure alcohol for medicinal purposes only, grain alcohol to chemists and bacteriologists actually engaged in scientific work, and for such purposes only, and wine to be used for sacramental or religious purposes only; provided, that nothing herein contained shall prevent such druggists from using alcohol in the compounding of prescriptions or other medicines, the sale of which would not subject them to the payment of a special tax required of liquor dealers by the government of the United States; provided further, that nothing herein contained shall prevent such druggists from compounding and selling medicinal preparations manufactured in accordance with formulas prescribed by the United States Pharmacopodia and National Formulary which contain no more alcohol than is necessary to extract the medicinal properties of the drugs con-

tained in such preparations, and no more alcohol than is necessary to hold the medicinal agents in solution, and which are manufactured and sold as medicine, and not as a beverage.

Sec. 19. No sale of pure alcohol, for medicinal purposes, shall be made by any retail druggist, except upon the prescription of a regular practicing physician of this State, who, before writing such prescriptions, shall make an actual examination of the person for whom the prescription is issued, and the said prescription shall be substantially in the following form: "State of South Carolina county to druggist, I a regular practicing physician under the laws of this State, do hereby certify that I have examined a patient in my charge, and I do hereby prescribe for the use of said patient alcohol, and I further certify that the use of such alcohol is, in my judgment, absolutely necessary to alleviate or cure the illness or disease from which said patient is now suffering, and that I am not interested in the drug store to which this prescription is directed, nor in the profits on the drugs herein prescribed. Date M. D."

Sec. 20. No prescription shall be filled herein except upon the day upon which it is issued or the following day, and no more than one-half pint of alcohol shall be sold and delivered on any one prescription and when such prescription is filled, it shall not be refilled, but shall be delivered to the druggist filling the same, and at the end of the month in which the same is filled, it shall be filed by such druggist in the office of the clerk of court of the county in which said druggist is engaged in business; provided, no druggist who is also a practicing physician, shall fill his own prescriptions hereunder, nor shall they be filled at any drug store in which the said physician is financially interested; provided, further, that the delivery of such alcohol sold under such prescription shall be made only directly to the person for whom such prescription is issued or to the physician, or to some one authorized by the physician, or in case of a minor to his parent or guardian or physician, or someone authorized by said physician.

Sec. 21. Violation of this act shall be punishable as herein provided, the provisions of any other act providing for imprisonment without the alternative of a fine for a first offense to the contrary notwithstanding.

Sec. 22. That all laws or parts of laws in conflict with this act are hereby repealed, but this act shall not be construed as repealing any law now in force not inconsistent therewith.

Sec. 23. That any manufacturer of ginger ale or other drink, known as "soft drink," having not more than one-tenth (1-10) or one (1) per cent. of alcohol, may purchase alcohol from within the State for the purpose of such manufacturing, provided, that such person, firm or corporation enter into a bond in the sum of \$1,000, secured by an approved surety company, payable to the clerk of court of the county in which such business is located, the same to be forfeited upon proof in a civil action thereon, that he or they have sold any alcoholic liquor in violation of the laws of this State.

Sec. 24. The term "calendar month" shall be deemed to include the period from the first day to the last day of each month of the year, inclusive, as designated by the calendar.

HOME DEMONSTRATION CLUB JOHNSTONE DISTRICT

The Home Demonstration club met with the Perkins school, Johnstone district, Friday, February 18. Miss Willie Mae Wise gave an interesting talk on laying the table for meals and various devices for the dining room one of the most practical was a table with rollers to carry the food to the table and to clear it off after meals. Just put your things on the table and roll it into the kitchen, thus saving many steps. The subject for February was "Vegetables and Fruits." She explained clearly the uses of fruit and vegetables. How healthy they are, also how economical, as we can have vegetables and fruits the year round by planning ahead and by canning the surplus in summer. She also reorganized the tomato club with several new members. After all business was over, Miss Wise made a delicious fruit salad. The association served jelly rolls and pickles. The next meeting of the club will be on the third Friday in March. Come out and enjoy yourself.

The Herald and News one year for \$1. This offer is open to old of new subscribers and is good until March 1.

Fine Stationery

The Book Store is the place to get your stationery. I have a large stock to select from.

Pound paper 10c to \$1.00.
Box paper 10c and up.
Typewriter paper, Carbon paper and Typewriter ribbons.
Respectfully,

Mayer's Book & Variety Store
The House of a Thousand Things.

Rheumatism!

How is rheumatism recognized? Some have said—

- Rheumatism is a dull pain.
- Rheumatism is a sharp pain,
- Rheumatism is sore muscles.
- Rheumatism is stiff joints.
- Rheumatism is a shifting pain.

All have declared—*Rheumatism is Pain.*

Sloan's Liniment applied:—
The blood begins to flow freely—the body's warmth is renewed—the congestion disappears—the pain is gone.

Sloan's Liniment

KILLS PAIN (GUARANTEED)

Rheumatism and allied pains yield to the penetrating qualities of this warming liniment.

DOCTOR SAVES A BLACKSMITH

Some time ago I was taken with Kidney trouble which caused me to give up my work as blacksmith. I lost my appetite and could not sleep, from the dreadful pains that would come over me, from my kidneys. I was treated by a physician for about three months. He could not help me so finally he prescribed Dr. Kilmer's Swamp-Root. I started taking same and before I had nished taking the first bottle I began to eat and sleep better than I had in a long time. I continued to take same until I was entirely cured and took on considerable weight.

I am now back working at my trade again and never felt better in my life. I appreciate what Swamp-Root has done for me and will recommend it to anyone who suffers with their kidneys. When physicians fail to give relief and then prescribe Swamp-Root, they sure know its merits, I am,
Very truly yours,
S. A. HALE.

State of New York
County of Monroe (ss)

S. A. Hale of Henrietta, N. Y., being duly sworn, deposes and says that he is the person who wrote the foregoing testimonial letter to Dr. Kilmer & Co., and knows the facts stated therein to be true.

Subscribed and sworn to before me this 20th day of July, 1909.

Morris T. Griffin,
Notary Public.

Letter to
Dr. Kilmer & Co.,
Binghamton, N. Y.

Prove what swamp-root will do for you. Send ten cents to Dr. Kilmer & Co., Binghamton, N. Y., for a sample size bottle. It will convince anyone. You will also receive a booklet of valuable information, telling about the kidneys and bladder. When writing, be sure and mention the Semi-weekly Newberry Herald and News. Regular fifty-cent and one-dollar size bottle for sale at all drug stores.

The Herald and News one year for \$1. This offer is open to old of new subscribers and is good until March 1.

Colds

should be "nipped in the bud", for if allowed to run unchecked, serious results may follow. Numerous cases of consumption, pneumonia, and other fatal diseases, can be traced back to a cold. At the first sign of a cold, protect yourself by thoroughly cleansing your system with a few doses of

THEDFORD'S BLACK-DRAUGHT

the old reliable, vegetable liver powder.
Mr. Chas. A. Ragland, of Madison Heights, Va., says: "I have been using Thedford's Black-Draught for stomach troubles, indigestion, and colds, and find it to be the very best medicine I ever used. It makes an old man feel like a young one."
Insist on Thedford's, the original and genuine. E-67

Malaria or Chills & Fever

Prescription No. 666 is prepared especially for MALARIA or CHILLS & FEVER. Five or six doses will break any case, and if taken then as a tonic the Fever will not return. It acts on the liver better than Calomel and does not gripe or sicken. 25c

The Herald and News one year for \$1. This offer is open to old of new subscribers and is good until March 1.

To Drive Out Malaria
And Build Up The System
Take the Old Standard GROVE'S TASTELESS CHILL TONIC. You know what you are taking, as the formula is printed on every label, showing it is Quinine and Iron in a tasteless form. The Quinine drives out malaria, the Iron builds up the system. 50 cents

The Herald and News one year for \$1. This offer is open to old of new subscribers and is good until March 1.