

2-4-1914

## Prohibition

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File: 1914 - P-3

90/100  
1914  
INITIATIVE  
PETITION

FOR

Initiative Measure to be Submitted  
Directly to the Electors

PROHIBITION

No 21  
Certificate Copy to  
County Clerk

FEB. 4. 1914.

*[Handwritten mark]*

36

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PROHIBITION. Initiative Amendment adding Sections 26 and 27 to Article I of Constitution. Prohibits the manufacture, sale, gift, or transportation wholly within the State, of intoxicating liquor; permits any citizen to enjoin violations; makes the showing that the manufacture, use, sale, gift or transportation was for medicinal, scientific, mechanical or sacramental purposes, a defense to civil and criminal actions, and requires regulation by law of such acts for said purposes; prohibits transportation into this State of intoxicating liquor, unless shown to be for such purposes, subject, however, to United States laws; prescribes and authorizes penalties.

*[Faint handwritten notes and signatures, including the name "D. J. ..."]*

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# CERTIFICATE OF SECRETARY OF STATE

DEPARTMENT OF STATE,  
SACRAMENTO, CALIFORNIA, January 6, 1914.

To the County Clerk of ..... County, California.

I, FRANK C. JORDAN, Secretary of State, do hereby certify that heretofore, to wit, on the twenty-ninth day of December, 1913, there was presented to, received by, and filed in the office of the Secretary of State, an initiative petition, in due form, in accordance with the provisions of Section 1 of Article IV of the Constitution of the State of California, said petition being duly certified as in said Constitution provided.

That attached to said petition and to each section thereof there was a certificate of each of the County Clerks and of the Registrar of Voters, in whose respective counties said petition was circulated and who had respectively transmitted the same to the Secretary of State, properly dated, showing that he had examined such petition and the sections thereof and the signatures thereto and had determined from said examination and from the records of registration in his office the number of qualified electors who had signed the same, and showing the result of his said examination;

And I further certify that the number of qualified electors so certified as having signed the said petition or sections thereof is equal in number to at least eight per cent of all the votes cast for all candidates for Governor at the last preceding general election prior to the filing of said petition as aforesaid at which a Governor was elected.

That the said initiative petition, so filed as aforesaid, is entitled as follows, to wit:  
Proposition to amend the Constitution of the State of California, by adding to Article I thereof, Sections 26 and 27, prohibiting the manufacture, the sale, the giving away, and the transportation of intoxicating liquors.

Attached hereto, marked Exhibit "C" and made a part hereof, is a full, true, and correct copy of the initiative petition and proposed amendment of and to the Constitution above referred to.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this sixth day of January, 1914.

*Frank C. Jordan*  
.....  
Secretary of State.  
*By Frank C. Jordan*

[SEAL.]

Filed in the Office of the  
SECRETARY OF STATE,  
the *fourth* day of  
*February* A. D. 1914.  
**Frank C. Jordan**  
.....  
SECRETARY OF STATE  
*By Frank C. Jordan*  
.....  
Record Book, ..... Page .....

**EXHIBIT "C."**

# Initiative Measure to be Submitted Directly to the Electors

STATE OF CALIFORNIA,

-----County of -----

} ss.

TO THE HONORABLE SECRETARY OF STATE OF THE STATE OF CALIFORNIA:

We, the undersigned, registered qualified electors of the State of California, residents of ----- County, present to the Secretary of State this petition, and request that a proposed amendment of the Constitution of the State of California, by adding to Article I thereof, Sections 26 and 27, prohibiting the manufacture, the sale, the giving away, and the transportation of intoxicating liquors, as hereinafter set forth, be submitted to the people of the State of California for their approval or rejection, at the next ensuing general election, or as provided by law.

The proposed amendment is as follows:

*The people of the State of California do enact as follows:*

Article I of the Constitution of the State of California is hereby amended by adding thereto, two new sections, to be numbered respectively Section 26 and Section 27, in the following words:

Section 26. The manufacture, the sale, the giving away, or the transportation from one point within the state to another point within the state, of intoxicating liquor is prohibited. Any citizen of the state may, in his or her own name, maintain an action of injunction in the county where the violation occurs, to restrain such violation, **provided, however,** that to any criminal or civil prosecution for violation of this prohibition, it shall be a defense if it be shown that the liquor in question was being manufactured, used, sold, given away, or transported for medicinal, scientific, mechanical or sacramental purposes. The manufacture, sale, giving, or transportation of such liquors for medicinal, scientific, mechanical, or sacramental purposes shall be regulated by law. Any person violating any provision of

this section shall be fined for a first offense not less than one hundred dollars nor more than one thousand dollars, and for a second offense shall be fined not less than two hundred dollars nor more than twenty-five hundred dollars and imprisoned in the county jail not less than thirty days nor more than one year, **provided, however,** that additional penalties may be imposed by law.

Section 27. The transportation into the state of intoxicating liquor, unless it be shown to be for medicinal, scientific, mechanical, or sacramental purposes, is prohibited, subject, however, to the laws of the United States relating thereto. Any person violating any provision of this section shall be fined for a first offense not less than one hundred dollars nor more than one thousand dollars; and for a second offense shall be fined not less than two hundred dollars nor more than twenty-five hundred dollars and imprisoned in the county jail not less than thirty days nor more than one year, **provided, however,** that additional penalties may be imposed by law.

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