

CHAPTER 105.

A SUPPLEMENT to an ACT, entitled, an Act, for the preservation of Wild Fowl, in the Potomac River and its tributary streams, passed at December session, eighteen hundred and thirty-two, chapter one hundred and thirty-four, and extending the provisions of this and the original act to the Patuxent River.

SEC. 1. *Be it enacted, by the General Assembly of Maryland,* That from and after the first of October next, in all cases of a violation of the provisions of the act to which this is a supplement, it shall be the duty of such justice of the peace of this state as shall be applied to for that purpose, forthwith to issue a warrant in the name of the state of Maryland, against any person charged with the violation of said act, in the same manner as state warrants are now issued; *Provided,* that the party applying for such warrant shall make oath before such justice that he is informed and believes that the person so charged has been guilty of the violation of said act.

Warrant to issue.

Oath required.

SEC. 2. *And be it enacted,* That upon the appearance of the person accused, and of such witnesses as may be required on the part of the prosecution, and the accused before the said justice, or any other justice of the peace for the county, wherein the accused may be arrested, it shall be the duty of the said justice of the peace to try and decide upon the said charge or charges, contained in the body of the warrant, and any person so adjudged guilty of a violation of the provisions of the said act, to which this is a supplement, shall in addition to the forfeiture of the gun as therein prescribed, be fined by said justice of the peace, the sum of one hundred dollars for every such violation, and on his failure to pay the said sum to the said justice of the peace, shall be committed by said justice to the jail of the county where such conviction shall take place; there to remain until he shall pay or cause to be paid to the sheriff of such county the said fine, to be paid over by the said justice or sheriff, which ever may receive the same, to the levy court, if no levy court to the commissioners of the tax of said county, one-half to be by them paid over to the informer, and the other half, after deducting the expenses of prosecution and imprisonment, to be paid over to the commissioners of the free schools fund for said county, to be applied by them as a part of said fund; *Provided,* that the imprisonment of any person so convicted and refusing to pay as aforesaid, shall not be longer than sixty days.

Trial of the case.

Additional penalty of \$100 and commitment.

Fine appropriated.

Limit of imprisonment.

SEC. 3. *And be it enacted,* That if any person so accused as aforesaid, shall consider himself aggrieved by the judgment of the justice of the peace, he shall have the privilege of appeal from the judgment of said justice to the county court, at the next term succeeding said judgment, on entering into recogni-

Appeal provided.