

Case of
refusal.

or in case of refusal by the offender to surrender his gun as required, it shall be the duty of the justice of the peace or magistrates' court, to commit said offender to the public 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 or justice of the peace, or magistrates' court of such county, the said fine.

Sale of for-
feited gun,
&c.

SEC. 3. *And be it enacted*, That all fines recovered under the provisions of this act, and the proceeds of the sale of any such forfeited guns, shall be paid over by the sheriff, justice of the peace, or magistrates' court, who may receive the same, to the levy court or 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, or other persons authorized to receive the free-school funds 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 or surrender his gun as aforesaid, shall not be longer than ninety days.

Disposition
of proceeds.

Limit of
period.

Appeal
provided.

SEC. 4. *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 or magistrates' court, he shall have the privilege of appeal from the judgment of said justice of the peace or magistrates' court, at the next term succeeding said judgment, on entering into recognizance to the state, with such security as the justice of the peace or magistrates' court, before whom the same may have been heard and determined, may require for his appearance at said term, and upon his appearance the said county court, unless there be good cause for continuance, shall take up and try the case at said term, and if the party so appearing before the said court, shall be convicted of a violation of this act, the said court shall in all respects affirm the judgment of the justice of the peace or magistrates' court, and the person convicted shall suffer accordingly.

Proceedings
directed.

State's
warrant to
issue.

SEC. 5. *And be it enacted*, That from and after the passage of this act, in all cases of a violation of any of its provisions, it shall be the duty of such justice of the peace or magistrates' court, 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 some justice of the peace or magistrates' court, that of his or her own knowledge, or that he or she is informed and verily believes the person so charged has been guilty of the violation of this act.

Oath
required.

Repealing
clause.

SEC. 6. *And be it enacted*, That all acts or parts of acts inconsistent with, or repugnant to, the provisions of this act, be, and the same are hereby repealed.