

without Bail; unless the said offender, shall forthwith pay to the use of the poor there, 20 s. for every such Fesant or Partridge. And further, to become bound by Recognizance in the sum of 20 l. before any one Justice of Peace, never to take, kill or destroy any Fesant or Partridge any more: Which Recognizance shall be taken by any one Justice of Peace of the County where the offence shall be committed, and shall be returned to the next Quarter Sessions. *But the preamble of that Clause speaking of persons of meaner and bad condition, making a trade and living of spoiling and destroying those Games, and not sufficient to pay the penalty, shall not extend to persons of sufficiency; and that by a former Clause is qualified to take or kill them. See here §. ult.*

7 Jac. 11. Every person which shall hawk at, kill, or destroy any Fesant or §. 5.
21 Jac. 8. Partridge, with any kind of Hawk, or Dog, (by colour of Hawking) between the first of July, and the last day of August, (the same being proved by the confession of the party, or by the Oath of two sufficient Witnesses, before any two Justices of Peace of the County where the offence was committed, or the offender apprehended) shall by the said Justices be committed to the Common Gaol, there to remain for one Month without Bail; unless the said offender shall forthwith upon the said conviction, pay to the use of the poor there (where the offence shall be committed, or the party apprehended) 40 s. for every such Hawking at Fesant or Partridge, and 20 s. for every Fesant or Partridge, which any, and every such offender by himself, his Hawk or Dog, shall take, kill or destroy contrary to the intent of this Statute.

7 Jac. 11. But no offender punished by virtue of this Law, shall be punished by virtue of any other Law, for the same offence. Also such offences must be complained of to the Justice of Peace, within six Months after the offence.

7 Jac. 11. Any two Justices of Peace may make their Warrant under their Hands, §. 6.
to any Constable, or Head-borough; to enter into, and search the Houses of any person (other than such as have free Warren, or are Lords of any Mannor, or have Freehold of 40 l. by the year, or more, of some estate of Inheritance: or have 80 l. by the year for term of life, or be worth in Goods 400 l.) being suspected to have any Setting-dogs, or any manner of Nets, for the taking of Fesants and Partridges: And wheresoever they shall find any such Dog or Nets, the same to take, carry away, detain, kill, destroy, and cut in pieces, *As things Prohibited and forfeited to such Officer as shall find them.*

By the same Statute 7 Jac. c. 11. every such person as hath Free Warren, or is Lord of a Mannor, or hath other Estate of Inheritance to 40 l. per annum, or for life to 80 l. per annum. or in Goods 400 l. is allowed (on their own Free Warren, Mannor, or Freehold) to take Fesants and Partridges in the day time only, and between *Michaelmas* and *Christmas*.

C H A P. LXIX.

Pasture Lands.

2 & 3 P. & M. c. 3. **H**E that shall keep or feed above 120 Shear-Sheep, for the most part of §. 1.
the year, upon his several Pastures, Lands, Feedings, or Farms, apt King
for Milch Kine, wherein no other hath Common, shall, so long as he shall keep these 120 Sheep, for every 60 Sheep, keep a Milch Cow; and for every 120 Sheep, rear up one Calf, or forfeit 20 s. for every Month not keeping a Cow, and 20 s. for not rearing a Calf.

Every