

or Market Town, except for the defence of his Person, or House, or at a But, or Bank of Earth, and in a place convenient: Or if he do, shall forfeit Ten pounds.

5. The Master may not command his Servant to shoot in any Gun or Cross-bow, &c. except at a But, or Bank of Earth, or in time of War: Or if he do, shall forfeit Ten pounds.

Except, notwithstanding out of this Statute, Shooting at But or Bank of Earth by Serving-men, whose Masters are inabled by Statute, and by Inhabitans of Cities, Boroughs and Market Towns; except also, all Lords, Knights, Esquires, and Gentlemen, and the Inhabitans of every City, Borough, and Market Town; as also all persons dwelling alone, or near the Sea, and Makers and Sellers of Guns, &c. These may keep Guns, &c. of the length aforesaid, in their Houses, (yet only to use and shoot therein at a But, or Bank of Earth: ) And persons having lawful Placards, they may shoot according to such Placard or Licence. See other Exceptions there.

Any person keeping Hawks, having Licence from the Sessions to shoot at Crows, &c. for Hawks-meat only, may kill Hawks-meat, so as he do at the same Quarter Sessions become bound by Recognizance in Twenty pounds, not to shoot at any Fowl prohibited by that Law; nor within Six hundred paces of a Hernery or Pigeon-house, nor in any Forest, Chace, or Park, whereof His Majesty is not owner. 1 Jac. 27.

But forasmuch as in these former Cases, the Justice of Peace hath the whole matter committed to himself, and that such Offenders remain convict upon his Examination and Proof of Witness made before him; therefore he ought to be circumspect in his Examination, as also in his *Mittimus*. And farther, to make a Record of the Matter, (in writing under his hand) and also to send the *Estreat* of it into the *Exchequer*, whereby the Kings duty may be levied.

No person under the degree of a Lord of Parliament, and not having 100 l. per annum, shall shoot in any Hand Gun in any City or Town at any Fowl or Mark upon any Church, House, or Dovecote; nor shall any person shoot in any place with Hailshot, upon pain to forfeit Ten pounds, and imprisonment for three Months. 2 E. 6. 14.

The Form of *Mittimus* vide hic postea.

The Form of the *Record*, see there also.

All persons which shoot in Guns (whether they be authorized to shoot or otherwise) ought to present their names to the next Justice of Peace, and such Justice shall cause the Clerk of the Peace to Record or Register their Names. But *quære* if this be now in use. *Lamb.* 296.

Any two Justices of Peace may commit to the Gaol for three Months, &c. every such person as shall shoot with any Gun, or Bow, at any Partridge, Pheasant, House Dove, Mallard, or such Fowl, or at any Hare. See more in the title *Partridges*. See *Postea* tit. *Partridges*.

But note, That the Sheriff, or any of his Officers, for the better executing of their Office, may carry with them Hand-Guns, Dags, or other Weapons, (invasive or defensive) notwithstanding the Statute of 33 H. 8. c. 6. Co. 5. fol. 72.

All Justices of Peace in their Sessions may hear and determine these Offences, so as no less Fine than Ten pounds be assessed for any such Offence; Which Fine so assessed in Sessions, shall be to the Kings use only.

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