

CHAPTER 303.

AN ACT for the better protection of birds and rabbits in Frederick and Anne Arundel counties.

- Not lawful to kill or destroy insectivorous birds. SECTION 1. *Be it enacted by the General Assembly of Maryland,* That it shall not be lawful for any person in Frederick and Anne Arundel counties to shoot, kill, or in any way trap or destroy, any blue bird, swallow, martins, robin, cat-birds, wood-peckers, sparrow, wren, *whippor-will*, dove, or any *insectivorous* birds, at any season of the year, under the penalty of two dollars for each bird so killed, taken or destroyed.
- Pheasants or partridges. SEC. 2. *And be it enacted,* That it shall not be lawful for any person to kill or destroy any pheasants or partridges between the first day of January and the fifteenth day of October, or any rabbits between the first day of February and the first day of October, under the penalty of five dollars for each and every pheasant or partridge so killed, taken or destroyed.
- Eggs or nests SEC. 3. *And be it enacted,* That no person shall at any time during the year wilfully destroy the eggs or nests of any such birds as are named in this Act within the said counties, under the penalty of two dollars for each and every offence.
- Possession *prima facie* evidence. SEC. 4. *And be it enacted,* That the possession by any person within the counties aforesaid of any of the birds mentioned in this Act, as shot, killed, or otherwise destroyed, shall be *prima facie* evidence to convict under this Act.
- Persons offending. SEC. 5. *And be it enacted,* That any person offending against any of the provisions of this Act, and being convicted thereof before any Justice of the Peace in the Counties of Frederick or Anne Arundel, upon the oath or affirmation of one or more *witness*, shall forfeit the fine or fines named in this Act, one-half to the use of the school fund of the said counties, and the other half to the use of the informer; and if the offender, after being convicted of the crime, shall refuse to pay the said fines so imposed by this Act, he or they shall be committed to the jail of the
- Fine.