

upon enclosed preserves by the owners or lessees of such preserves.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That any person desiring to engage in the occupation of raising and selling domesticated American elk, white-tailed deer, red deer, fallow deer and roebuck, or any of them, or any member of the deer family, in a wholly enclosed preserve of which he is the owner or lessee, may do so by making application to the Game Warden of the State of Maryland in such form as the said Game Warden may prescribe for a license so to do. The said Game Warden, when it shall appear that such application is made in good faith, shall, upon the payment of a fee of five dollars to be paid to and retained by him, issue to such applicant a breeders' license permitting such applicant to breed and raise domesticated American elk, white tailed deer, red deer, fallow deer and roebuck, or any of them, or any member of the deer family in confinement and to sell the same alive at any time for stocking purposes and to kill the same at any time and sell the carcass for food; provided that when such preserves are located in the counties of Washington, Allegany and Garrett, but not in other counties of the State, white-tailed deer, native to the State, are killed and sold by the owners or lessees of such preserves, some distinctive brand or mark shall appear on the body thereof and made to appear that it was placed there on at least three months prior to the killing thereof and that in addition thereto a sworn affidavit shall be made by such person, before a justice of the peace or notary public, that said white-tailed deer was bred and raised upon his preserve by said owner or lessee thereof. That the killing and sale of such white-tailed deer, out of the season permitted for such killing by the laws of this State, upon such preserves by the owner or lessee thereof, without complying with the above requirement shall subject him to the forfeiture of his license and a fine of fifty dollars for each white-tailed deer so killed and sold.

SEC. 2. *And be it enacted,* That the preserve used for the breeding of elk or deer pursuant to this section shall be surrounded by a good and sufficient fence of wire or other material and of a pattern to be approved by the said Game Warden to prevent ingress and egress of such deer or elk as are kept thereon.

SEC. 3. *And be it enacted,* That such deer or elk so kept in an enclosure shall be deemed the personal property of the owner