

1904, art. 99, sec. 7. 1888, art. 99, sec. 7. 1860, art. 98, sec. 7. 1860, ch. 109, sec. 6.

7. The said officers shall carry the person or persons so arrested before a justice of the peace of the county wherein the offense may be committed, representing to the justice the breach of the law committed; and the said justice shall inquire fully into the alleged offense, of which the finding of vessels, boats, floats, canoes or crafts employed as aforesaid or in the possession or use of the persons charged shall be considered as *prima facie* evidence of guilt.

Ibid. sec. 8. 1888, art. 99, sec. 8. 1860, art. 98, sec. 8.
1860, ch. 109, sec. 7.

8. If after a full investigation the said justice shall think the charge groundless, he shall dismiss the same at the cost of the county: but if he shall be of the opinion that any wild ducks or other water-fowl have been shot at or killed contrary to sections 1, 2 or 3, he shall render a judgment of not less than ten nor more than one hundred dollars against each person engaged directly or indirectly therein for each offense, and he may commit him to the county jail in the event of his not paying the fine thus imposed, if the officer making the arrest and seizure desire it; and if committed, the officer who desired the commitment shall pay the jail fees at the rate of twenty-five cents per day, and in case of a failure to pay the said fees for the space of three consecutive days, the party whose jail fees shall thus remain unpaid shall be discharged from confinement.

Ibid. sec. 9. 1888, art. 99, sec. 9. 1860, art. 98, sec. 9. 1860, ch. 109, sec. 8.

9. The justice shall also adjudge and condemn as forfeited to said officer and to the person or persons who may have aided him in making the arrest and seizure the vessel, boat, float, canoe or craft, together with the tackle, furniture and apparel on board of the same at the time of the seizure, and all or any other property in the possession of the said officer, found, seized and taken as aforesaid; and the said officer with the person or persons who aided him in making the arrest and seizure shall sell the same to the highest bidder for cash after ten days' notice.

Cf. art. 72, sections 29 and 30, and art. 39, sections 39 and 55.

Ibid. sec. 10. 1888, art. 99, sec. 10. 1860, art. 98, sec. 10. 1860, ch. 109, sec. 9.

10. If any person so convicted shall think himself aggrieved by such conviction, he shall be at liberty to appeal from the judgment of the justice of the peace, within ten days from the rendition thereof, to the circuit court for the county wherein the offense is alleged to have been committed; provided, he give bond to the State with two sufficient securities, to be approved by the said justice, in a penal sum of double the amount in value of the boat or craft and property so seized and the fines imposed, to be estimated by the said justice, conditioned to prosecute his appeal to the circuit court; and it shall be the duty of the justice taking the appeal bond immediately to deliver the same to the officer who made the arrest; and in case of forfeiture of the bond the said offi-