

fine to the County jail in the County wherein said offence was tried for the period of ten days.

1904, art. 99, sec. 52. 1904, ch. 509, sec. 2. 1906, ch. 471½, sec. 2. 1914, ch. 314.

61.* Before any person shall push, paddle or convey by boat any other person not a *bona fide* resident of the State of Maryland over said river, its tributaries, or the marshes of said river or tributaries, for the purpose of hunting, trapping or killing said birds or wild fowl, he shall first require such non-resident to produce to him a license secured in accordance with the provisions of section 60; and any person so pushing, paddling or conveying any other person not a *bona fide* resident of the State of Maryland without having first caused to be produced to him the license of said non-resident intending to hunt, kill or trap as aforesaid, obtained in accordance with section 60, shall be deemed guilty of a misdemeanor, and upon conviction thereof before any justice of the peace of the State of Maryland in and for any of the counties bordering on said river, shall be fined not less than ten dollars nor more than thirty dollars for each offense and the cost of the proceedings; and upon the failure of the said person so convicted to pay said fine and costs, the boat so used and the fixtures thereof shall be condemned by the justice of the peace who imposed said fine and costs, and the same shall be sold for the making of said fine and costs under execution issued by said justice of the peace to the sheriff of the county wherein said trial was had; one-half of the money from such fine or condemnation and sale shall be paid to the informer, if any, and the whole or remainder thereof, as the case may be, to the board of county school commissioners of the county wherein said person was tried and convicted, for the use of the public schools thereof, after deducting therefrom all costs incident to such arrest, trial and conviction.

See section 66.

1914, ch. 315.

61A.† Before any person shall push, paddle or convey by boat any other person not a *bona fide* resident of the State of Maryland over said river, its tributaries, or the marshes of said river or its tributaries, for the purpose of hunting, trapping or killing said birds or wild fowl,

*While the act of 1914, chapter 314, repeals the act of 1906, chapter 471½—erroneously called in the title to said act chapter 471½ of the act of 1910—no reference is made to the act of 1904, chapter 509, and hence it would seem that the latter act has not been expressly repealed and accordingly it is codified. It may be that if the question should arise, the courts would hold that this section is impliedly repealed by the act of 1914, chapter 315.

†Apparently the act of 1914, chapter 315, was intended as a substitute for sections 60 to 64 and section 66, but in view of the situation explained in the footnote to those sections and of the fact that the editor does not attempt to determine when statutes are impliedly repealed, that being a question for the courts, both sections 60 to 64 and section 66 (as they remain after the act of 1914, chapter 314), and the act of 1914, chapter 315, are codified.