

and when so made and recorded such transfer or assignment shall secure to the assignee or transferee all the benefits of this sub-title.

An. Code, 1924, sec. 368. 1912, sec. 332. 1904, sec. 307. 1888, sec. 202. 1882, ch. 491, sec. 2. 1892, ch. 262. 1902, ch. 245. 1916, ch. 528, sec. 332. 1929, ch. 327, sec. 368.

448. The said several Clerks mentioned in Section 446 shall record in some book of record in their respective custody, all such descriptions in the preceding section authorized to be filed with them, together with the certificates of the publishers of said newspapers in which the same have been published; and also all assignments and transfers thereof as hereinbefore provided; and said respective Clerks shall furnish copies of such records duly certified by them in the usual manner to all persons who may apply therefor, and shall receive for such recording and such copies the fees paid with respect to bills of sale; and a certified copy of said descriptions and of the said advertisements and certificates of the said publishers of the said newspaper, or of said assignments or transfers when certified to under the hand of the clerk with whom the same are of record, with the seal of his office attached, shall be evidence that the provisions of the preceding sections have been complied with, and shall be *prima facie* evidence of title to or right to use, collect and deliver in the said returnable containers.

An. Code, 1924, sec. 369. 1912, sec. 333. 1904, sec. 308. 1888, sec. 203. 1892, ch. 491, sec. 3. 1892, ch. 262. 1902, ch. 245. 1906, ch. 47. 1916, ch. 528, sec. 333.

449. After a description of such returnable containers shall have been registered, as in the foregoing section provided, it is hereby declared to be unlawful for any or all other persons, partnerships or bodies corporate to use or fill any such registered returnable container (whether actually in existence at the time of such registration or not) with any contents of a nature different from that delivered therein; or to wilfully deface, erase, obliterate, cover up, or otherwise remove, conceal or destroy any such name, mark or device of identification affixed, attached, impressed or imprinted thereto or thereon; or to wilfully break, destroy or otherwise injure any such returnable container; or to have on sale, offer for sale, buy, sell, use, take, give, receive, handle in the course of business, hire, rent, lend, transport, convey in any vehicle of any kind or character, collect from ash or garbage receptacles, public or private dumps or premises, or to otherwise keep in stock or store, or to otherwise dispose of, deal in, or traffic in any of the said returnable containers, or parts or pieces of the same, without an assignment from or the written consent of the one causing the same to be registered; and all such unlawful acts are declared to be misdemeanors, and upon conviction thereof the offender for the first offense shall be punished by an imprisonment of not more than one year, or by a fine or not more than fifty dollars, and for the second offense and subsequent offenses, by imprisonment for not more than one year, or by a fine of not more than fifty dollars or by both fine and imprisonment, in the discretion of the Court or Justice of the Peace before whom such offender is tried; the said fines and all costs incurred to be collected in the same manner as other fines and costs are collected. In any prosecution under this section the possession by the one so accused of any registered returnable container or of any part or parts thereof other than by a garbage man collecting the same in the regular course of his business, and other than the possession of any such container by the one who received the same with its contents shall be *prima facie* evidence that such person is guilty of the offenses so charged.