

may be held in pens built in the water used by dealers or persons for propagation purposes during the closed season.

1929, ch. 266, sec. 2.

118. It shall be unlawful for any person to take or catch or have in possession any terrapin mentioned in this sub-title less than five inches in length, measurement to be made on the bottom shell.

1929, ch. 266, sec. 3.

119. It shall be unlawful for any person to interfere with or in any manner take or destroy any terrapin eggs or have same in possession at any time, provided, however, the possession of said eggs shall not apply to persons owning pens built in the water, which are used for propagation purposes during the closed season.

1929, ch. 266, sec. 4. 1933, ch. 266.

120. It shall be unlawful for any person to take or catch any terrapin mentioned in this sub-title from the waters of any county other than that of which he is a resident.

This section referred to in discussing meaning of term "citizen"—see notes to art. 25, sec. 144. *Fitzwater v. Hydro-Elec. Corp.*, 149 Md. 466.

1929, ch. 266, sec. 5.

121. Any terrapin mentioned in this sub-title found in possession of any person or any trap, snare, net or devices of any description, which are being used for entrapping, except as herein provided, between the first day of April and the thirty-first day of October, both dates inclusive, shall be conclusive evidence of a violation of this sub-title, and shall be confiscated by the State Game Warden, any Deputy Game Warden, Constable or Police Officer or any employee receiving compensation from the Conservation Department of Maryland, and disposed of by the State Game Warden as he may deem advisable for the best interest of the State.

1929, ch. 266, sec. 6.

122. Any person violating any of the provisions of this sub-title shall be deemed guilty of a misdemeanor and upon conviction before any Justice of the Peace of this State, shall be fined not less than Fifty (\$50) Dollars nor more than One Hundred (\$100) Dollars for each and every offense, and in addition to said fine, shall be fined Five (\$5) Dollars for each and every terrapin found in possession in violation of this sub-title. Any person who shall fail to pay the fine so imposed, shall stand committed to jail until the fine and costs shall have been paid; however, said sentence shall not exceed one day for each dollar so imposed.

Any person other than the State Game Warden, Deputy Game Warden or employees receiving compensation from the Conservation Department of Maryland, who shall procure the conviction of any person violating any provision or provisions of this sub-title, shall receive one-half of the fine recovered, the remaining one-half shall be paid to the State Game Warden or State Comptroller, to be placed to the credit of the Conservation Fund to be used as provided by law.