

1927, ch. 568, sec. 36.

38. Any person or persons violating any of the provisions of Section 37 shall be deemed guilty of a misdemeanor and upon conviction before any Justice of the Peace of the County or City where the offense was committed, shall be fined not less than Twenty-five Dollars (\$25.00) nor more than One Hundred Dollars (\$100.00) and costs for each and every offense. Any person who fails to pay the fine so imposed shall stand committed to jail until the fine and costs shall have been paid, but such imprisonment shall not exceed sixty days for any one offense.

Water Fowl and Migratory Birds. Use of Boats Prohibited. Blinds.

1927, ch. 568, sec. 37. 1929, ch. 366, sec. 37. 1931, ch. 528, sec. 38. 1933, ch. 130, sec. 38. 1935, ch. 359, sec. 38. 1939, ch. 91.

39. It shall be unlawful to hunt or take, in any manner, or by any means whatever, the nest or eggs of any migratory birds, except in the manner and by the means described by regulations duly adopted by the Secretary of Agriculture of the United States and approved by the President of the United States by virtue of the authority conferred by the provisions of the Migratory Bird Treaty Act, approved July 3, 1918; and no person shall take, collect or possess any nest or egg of migratory birds except for scientific purposes and must also obtain a permit from the Game Warden of this State.

(a) It shall be unlawful to hunt any wild waterfowl within the limits of the State of Maryland, between the first day of February and the thirty-first day of October, in each and every year, both dates inclusive; and it shall be further unlawful to have in possession any dead wild waterfowl between the tenth day of February and the thirty-first day of October in each and every year, and it shall be unlawful to hunt any of the game birds herein mentioned on Sunday.

It shall be unlawful to hunt wild waterfowl at any time or in any manner on either the land or the waters within the boundary lines of the Blackwater Migratory Bird Refuge located in Dorchester County, or to hunt wild waterfowl on either land or water from a blind, or otherwise, within 100 yards of the boundary lines of said refuge.

(b) The migratory game birds specified in this section may be taken during the open season with a gun only, not carrying more than three loads at any one time, loaded with shot only not larger than number ten gauge, fired from the shoulder, from the land and water, with the aid of a dog or dogs, and the use of decoys; provided, however, it shall be unlawful to use more than twenty-five live decoys on any one property at any one time. No water fowl, except crippled birds not otherwise retrievable, shall be shot while resting on water or land, provided, however, it shall be unlawful to use any airplane, sink box or sink boat, sneak boat, floating device, or any floating device towed by a power boat or a sail boat for the purpose of hunting wild water fowl, therefrom; provided, it shall be lawful to use sink box, sink boat, sneak boat or bushwhack rig on the Susquehanna Flats. And it shall be lawful to use sneak boat or bushwhack rig on the waters of the Elk and Sassafras Rivers in Cecil County; provided, however, it shall be unlawful for more than four persons to hunt wild water fowl from any blind located on land, or from any sink box or sneak boat or bushwhack rig in any one day. Any gun which cannot be habitually raised and fired from the shoulder and any gun larger than number ten gauge found in the vicinity of the