

shot or killed. It shall be unlawful for any person at any time to use or have in possession for use a light for the purpose of hunting muskrats at night time, and any such light so found in possession shall be *prima facie* evidence that such light was for the purpose of a violation of this sub-title.

(b) It shall be lawful for any person to hunt any Raccoon or Opossum within the State of Maryland, between the first day of November and the thirty-first day of January, following, in each and every year, both dates inclusive. It shall be unlawful for any person to hunt any Raccoon or Opossum between sunrise and sunset. It shall be unlawful to cut a tree at any time for the purpose of catching, killing or dislodging a Raccoon or Opossum unless by consent of owner of said tree or trees, and no person shall set, place, keep or maintain any steel traps or other similar device for the purpose of catching Raccoon or Opossum.

Provided, however, an owner of a dog or dogs, between October 1st and October 20th, both dates inclusive, may be permitted to run or train such dog or dogs on Raccoon or Opossum, provided an attendant accompanies it or them but in so doing no person shall be allowed or permitted to carry a gun or firearms of any description, climbers or ax. Be it further provided that it shall be unlawful to shake or throw out from any tree or hollow any Raccoon or Opossum between the 31st day of January and the 31st day of October, inclusive, or have same in possession dead or alive except live Raccoon or Opossum may be kept in captivity for propagation purposes upon securing a permit from the State Game Warden.

Be it further provided that it shall be lawful to hunt, pursue or kill any raccoon or raccoons found in the marsh areas of this State when said raccoon or raccoons are destroying muskrats or their homes.

(c) Any person found guilty before any Justice of the Peace of this State for violating any provisions of this sub-title, shall be fined not less than Twenty-five (\$25.00) Dollars nor more than One Hundred (\$100.00) Dollars for each and every offense, and in addition to said fine so imposed shall be fined Five Dollars (\$5.00) for each and every such skin had in possession in violation of this sub-title. All such skins, pelts or meats or illegal devices found in possession in violation of this sub-title shall be confiscated by the officers making the arrest and turned over to the Game Warden who may dispose of same as he may deem advisable to the best interest of this State.

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 officer receiving compensation from the Conservation Department of Maryland who shall procure the conviction of any person violating any of the provisions of this Section shall receive one-half of the fine recovered, the remaining one-half shall be paid to the State Game Warden or to the State Comptroller to be placed to the credit of the State Game Protection Fund to be used as provided by law.

If any clause, sentence, paragraph or section of this sub-title shall for any reason be adjudged by a Court of competent jurisdiction to be unconstitutional and invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, or section thereof, so found unconstitutional and invalid.¹

¹ As to abolition of informer's fees, see art. 38, sec. 3.

¹ Sec. 2 of ch. 420 of acts of 1929 repealed all laws inconsistent therewith.