

shall pay a fine of not less than fifty dollars nor more than two hundred dollars for each and every offence; and if it shall be proved that the party charged with shooting at or killing any wild duck or other water-fowl in the night time, was at or about the place at which a shot was fired, and that he had a gun in his possession on the night in question, in the vicinity thereof, either prior to, at the time of, or after such firing, such facts shall be deemed *prima facie* evidence of his having violated the provisions of this section.

1882, ch. 278.

**304.** If any person shall, in, on or over the waters aforesaid, erect or cause to be erected, any booby blind or artificial point at a greater distance than one hundred yards from the natural shore from which the same may be extended, every such person shall be deemed guilty of a misdemeanor, and on conviction of having violated this section, shall pay a fine of not less than fifty dollars nor more than two hundred dollars for each and every offence, and shall be subject to the same penalty once in every week so long as the same is allowed to remain.

Ibid.

**305.** Any person upon whom any of the fines provided for by the four preceding sections shall be imposed, shall, in every case, in default of payment of the same, be committed to jail for not less than thirty days nor more than six months, or until said fine and all costs be paid; and all and every sink-boat, sneak-boat, float, decoy, duck gun of any kind, ammunition and apparatus of every kind whatsoever for use in shooting at or killing wild ducks or other water-fowl found to have been in the possession of such person at the time of violating any of the provisions of said sections, or in his possession at the time of his arrest, shall be forfeited, condemned and sold as hereinafter provided.

Ibid.

**306.** Any sheriff, constable or commissioned militia officer who shall be satisfied, either upon his own view or from information received from any other person, whether on oath or not, that any person has violated any of the provisions of said sections, shall be authorized and empowered to arrest and take into cus-