

first of April and the thirty-first of October in any year shall be *prima facie* evidence of the violation of the prohibitions of said sections by the person in whose possession said ducks may be found, and the offender shall be fined, in the discretion of the court, not less than five dollars nor more than one hundred dollars; and the said funds for said license shall be a blended fund, to be divided equally between said two counties, and to be disposed of as herein provided.

1872, ch. 54

399. Any party against whom any justice of the peace may render a judgment under said sections, either to pay a fine or of condemnation of property, may, at any time within ten days from the rendition of such judgment, appeal from such judgment to the circuit court for the county wherein the same may have been rendered; but no execution or sale shall be stayed unless the party appealing shall give bond, with two sufficient securities, to be approved of by the justice, to the State of Maryland, in double the value of the property condemned, or of the fine imposed, as the case may be, with condition to prosecute such appeal with effect to the circuit court at its next session thereafter, and to pay the value of the property condemned and fine imposed, and all costs attending such proceedings, in case judgment shall be affirmed.

Ibid.

400. If any person shall violate any of the provisions of said sections 380 to 402, inclusive, he shall be deemed guilty of a misdemeanor, and shall be liable for the fine imposed for such violation, and the same may be recovered by action of debt, in the name of the State, before a justice of the peace of either Cecil, Harford or Kent county, or by indictment in the circuit court for either of said counties; and when any person is convicted of the violation of any of the provisions of said sections, and refuses or neglects to pay the fine for which judgment is given against him, he shall be committed to the county jail for a period of time not less than twenty and not more than forty days; but the party so committed shall be released on the payment of the fine, costs and jail expenses.