

that nothing herein contained shall be so construed as to make it unlawful to shoot, catch or kill, or in any manner destroy at any time any hawk or other birds destructive to domestic poultry, or any English sparrow, or crow or blackbird; provided that this section shall not apply to St. Mary's county and Calvert county; provided that it shall be lawful to have mocking birds or red birds, or other song birds in cages or stuffed specimens of any said birds in educational institutions, or public or private museums.

1888, ch. 206, sec. 15 J.

22. No person shall at any time, in this State shoot at or kill any of the birds or game animals permitted to be shot or killed under this sub-title, with any other kind of gun than such as is habitually raised at arm's length from the shoulder, under a penalty of not less than five (\$5) dollars nor more than twenty-five (\$25) dollars for every such bird or game animal so shot at or killed, and under a further penalty of not less than fifty (\$50) dollars nor more than one hundred (\$100) dollars for each offense, and every gun which is not so habitually fired from the shoulder, as aforesaid, shall be liable to seizure by any State or county officer authorized to execute warrants and the forfeiture and destruction by any justice of the peace before whom such gun shall be produced.

Ibid. sec. 15 K.

23. No person shall in this State at any time shoot at or in any manner kill or catch, in the night time, any of the birds mentioned in the preceding sections of this sub-title under a penalty of not less than one (\$1) dollar, nor more than twenty-five (\$25) dollars for each bird so killed or caught; and if at the trial it shall be proved that the person charged with shooting at or killing said birds in the night time was at or about the place where the shot was fired, and that he had a gun in his possession on the night in question, in the vicinity where such shooting occurred, either prior to or at the time of or after the shooting, such fact shall be deemed *prima facie* evidence of his having violated the provisions of this section.

Ibid. sec. 15 L.

24. No person shall in this State at any time use or have in his possession, or sell or dispose of in any manner any big or swivel gun, with the intent or for the purpose of shooting at or killing wild ducks, wild geese, wild swan, wild brant or