

CHAP. 109. and seizure, shall sell the same to the highest bidder for cash after ten days notice.

Right of appeal. **SEC. 9.** If any person so convicted shall think himself aggrieved by such conviction, he shall be at liberty to appeal from the judgment of the justice of the peace within ten days from the rendition thereof to the Circuit court for the county wherein the offence is alledged to have been committed; *Provided*, he give bond to the State, with two sufficient securities, to be approved by the said justice, in a penal sum of double the amount in value of the boat or craft, and property so seized and the fines imposed, to be estimated by the said justice conditioned to prosecute his appeal to the Circuit court, and it shall be the duty of the justice taking the appeal bond immediately to deliver the same to the officer who made the arrest, and in case of forfeiture of the bond, the said officer may prosecute the same for his use and the use of those engaged with him in making the arrest and seizure.

Proviso.

Resistance. **SEC. 10.** If resistance be made to the officer engaged in making such arrest or seizure, such resistance shall be deemed a misdemeanor, presentable by the grand jury of the county, and punishable in the Circuit court thereof by fine and imprisonment as other misdemeanors are punished.

Costs **SEC. 11.** After the payment of the costs of the prosecution of the offenders, the balance arising from the fine and the sale of the boat and other property hereinbefore mentioned shall be divided and apportioned in the following manner, one-half to the officer and those who assisted him in making the arrest and seizure and the balance to be paid over to the commissioners of the county for the benefit of the school fund of the county.

Reservation. **SEC. 12.** No person shall at any time shoot at or shoot any water fowl flying about their feeding grounds or elsewhere over the waters aforesaid, from vessel, boat, float, canoe or craft of any kind contrary to the provisions of this act; reserving nevertheless to any citizen of any counties bordering on the waters aforesaid, and to whomsoever they may extend the privilege, the right to shoot from boats other than sink boats or sneak boats.

In force. **SEC. 13.** *And be it enacted*, That this act shall take effect from and after its passage.