

any unnecessary delay to hear the allegations and proofs in the case or cases, and to affirm or reverse the judgment or judgments of the justice of the peace as to him may seem right; and in case of affirmance, to adjudge to the State the costs incurred in defending the said appeal, and it shall be in the election of the said appellant or appellants to have a decision in a summary way by the judge of said court, or a trial by jury before the said circuit court.

Appeal bond. SEC. 4. *And be it enacted,* That the proceedings on the judgment or judgments of the justice of the peace shall not be stayed by any appeal, unless the appellant or appellants, within ten days after the rendition of the same, shall enter into an appeal 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 seized and the fines imposed, to be estimated by the said justice, conditioned to prosecute with effect his or their 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 shall have full power and authority to prosecute the same for his use, and the use of those engaged with him in making the arrest and seizure.

Duty of officer. SEC. 5. *And be it enacted,* That if within ten days from the rendition of the judgment or judgments no appeal bond is accepted by the justice of the peace, to arrest further proceedings on said judgment or judgments, it shall be the duty of the officer making the arrest and seizure, after having given ten days notice by public advertisement, to sell to the best advantage, for cash, for his benefit and the benefit of those who aided him in making the arrest and seizure, the boat or craft in his possession, together with all the furniture, tackle and apparel, and all other property seized and taken by virtue of this law.

Resistance deemed a misdemeanor. SEC. 6. *And be it enacted,* That if resistance be made to the sheriff or any other officer engaged in the execution of this law, such resistance shall be deemed a misdemeanor against the laws of this State, presentable by the grand jury of the county and punishable in the circuit court by fine and imprisonment as other misdemeanors are punished.

Appointment. SEC. 7. *And be it enacted,* That after the payment of the costs accruing from the prosecution of offenders under this law, the balance arising from the fine and sale of the boat and other property hereinbefore men-