

shall be fined or imprisoned or both, as provided in § 140 of this article, at the discretion of the court. Where the value of such money, credit, goods, wares or anything of value is less than one hundred dollars, such person, upon conviction, shall be deemed guilty of a misdemeanor and fined not more than fifty dollars or imprisoned for not more than eighteen months in the house of correction or jail, or both fined and imprisoned in the discretion of the court, and the trial magistrates of the counties shall have concurrent jurisdiction over such offense with the circuit court of the counties. And upon the trial of any person accused of violation of this section, the fact that such person without the consent of such other to stop or countermand the countermanded payment of such instrument, or otherwise caused the drawee to disregard or dishonor the same without returning or tendering the return of the thing so obtained shall be presumptive evidence of such intent to cheat and defraud. [In Baltimore City, where the amount of money or the value of the thing received does not exceed five hundred dollars (\$500.00), the Municipal Court of Baltimore City shall have jurisdiction to try persons charged with violating this section, provided that persons so convicted in the Municipal Court shall not be sentenced to the penitentiary by that court.]

§ 154. Carrying firearm while under influence of alcohol or narcotic drug.

It shall be unlawful for a person to carry any firearm for the purpose of hunting any wild game, bird or creature, while intoxicated or under the influence of alcohol or any narcotic drug. Any person so doing shall be guilty of a misdemeanor and upon conviction [before any justice of the peace] shall pay a fine of not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00) and the costs.

§ 267. Destroying, etc., tombs, trees, etc., in cemeteries.

Any person or persons, or his, her or their aiders or abettors, who shall wilfully destroy, mutilate, deface, injure or remove any tomb, monument, gravestone or other structure placed in any cemetery, or any building, wall, fence, railing or other work, for the use, protection or ornamentation of any public or private cemetery in this State or shall wilfully destroy, cut, break, or remove any tree, plant or shrub within its limits, or who shall be guilty of indecent or disorderly conduct within said limits, shall be guilty of a misdemeanor, and upon conviction thereof in any court of competent jurisdiction, or before any justice of the peace of this State, shall be punished by a fine of not less than five dollars nor more than five hundred dollars or imprisonment in the county jail, or in the house of correction, for not less than thirty days nor more than two years, or by both such fine and imprisonment in the discretion of said [justice or] court, according to the gravity of the offense. Nothing in this section shall be construed to prohibit the removal of the remains of any human body, or of any monument, gravestone or other marker from an abandoned cemetery, provided that the prior consent in writing of the State's attorney of the county or of Baltimore City shall have been secured and provided further that such remains, monuments, gravestone or other marker is placed in an accessible place in a permanent cemetery. [Any justice of the peace in this State shall have jurisdiction under this section.]