

name of, the commissioners of the town of Baltimore for the time being, before any one justice of the peace for Baltimore county, or the county where the person offending shall reside, and shall be paid to the commissioners or clerk of the market for the time being, and shall be applied to the use of the said town of Baltimore. Saving to his most sacred majesty, his heirs and successors, the right honourable the lord proprietary, his heirs and successors, and to all bodies politic and corporate, and all others not mentioned in this act, their several and respective rights.

C H A P. XXIII.

XV. This act to continue three years, and unto the end of the next session of assembly which shall happen after the expiration of the said three years. Continuance.

Continued for seven years, &c. by the act of February, 1777, ch. 17; and for seven years, &c. by the act of November, 1784, ch. 83.

C H A P. XXIV.

An ACT for the more effectual preservation of the breed of wild deer.

WHEREAS it has been represented to this general assembly, that the species of deer hath of late years been very much lessened, for the prevention whereof it is thought proper by this general assembly to pass an act restraining all persons whatsoever from shooting or otherwise destroying them for a limited time. Preamble.

II. Be it therefore enacted, by the right honourable the lord proprietary, by and with the advice and consent of his governor, and the upper and lower houses of assembly, and the authority of the same, That it shall not be lawful for any person or persons whatsoever within this province, (the Indians in amity with us excepted) from and after the end of this session of assembly, during the term of three years, to kill any deer, under the penalty of ten pounds current money for every deer so killed, to be recovered in the county court where the said offence shall be committed, by indictment or information, one half of which said sum of ten pounds shall be applied to the use of the county school where such offence shall be committed, and the other half to be received by the person who shall make information of the said offence. Penalty on persons killing deer during three years, &c.

III. And be it further enacted, That any person or persons whatsoever, in whose hands or custody any deers flesh shall be found, that shall appear to have been killed on or before the end of the said three years, shall be deemed, taken and adjudged, the killer of such deer, and liable to the penalty aforesaid, unless such person shall make it appear who it was that really killed the same, or from whom such person or persons thereof possessed received the same. Persons having deers flesh to be deemed the killers.

IV. And be it further enacted, That it is the true intent and meaning of this act, that the liberty given to the Indians aforesaid shall extend only to the killing of deer for their private use, and not for sale; and that it shall not be lawful for any inhabitant within this province, under the penalty aforesaid, to be recovered as aforesaid, for the uses aforesaid, to purchase any dead deer, or any part thereof, of any Indian or Indians, within the time prohibited by this act to kill deer. Inhabitants not to purchase dead deer.

V. And be it further enacted, That no person or persons whatsoever, shall shoot, or otherwise destroy, any deer, after the end of this present session of assembly, for and during the term of three years; and that no person or persons whatsoever, after the expiration of the said three years, shall shoot, kill or destroy, any deer during the continuance of this act, except in the months of September and October yearly. Nor to kill any during three years, &c.

VI. And be it further enacted, That the justices of the several county courts shall, and they are hereby required to give this act in charge to their several grand juries, whose duty it shall be to present all persons whatsoever who shall have made a breach of this act. To be given in charge to grand juries.