

penalties and costs be not forthwith paid, all the property so seized shall be sold, and the proceeds accounted for as if it were the property of the defendant seized, under execution for the satisfaction of the judgment.

Ibid s. 7.
Fee of officer.

96. For the seizure and safe keeping of any vessel or boat with the equipments thereof, under the provisions of this act, the officer effecting the same shall receive a fee of twenty dollars, to be taxed in the cost, and the offender to be committed to the county jail until all penalties, costs, charges and fees are paid and the judgments against him fully satisfied.

Ibid s. 8
Moiety of fine
to informer.

97. The informer, if there be one, shall be entitled to a moiety of any fine or forfeiture imposed by this act.

98. Where a proceeding is initiated for any violation of this act or any section thereof, on affidavit of such violation, a justice of the peace may issue his warrant for the apprehension of the offender, and it shall not be necessary therein to name the offender, the vessel or boat in his employment, and when the penalty is incurred by reason of the defendant being a non-resident, the burthen of proof as to his residence shall be upon him.

Ibid s. 9.
Affidavit.

Warrant of
arrest.

99. If any person shall take, steal or sell planted oysters of another, knowing them to be such, from any of the waters in this act mentioned, he shall, upon conviction in said court, be fined not less than fifty nor nor more than one hundred dollars, and may at the discretion of the court be confined in jail not less than one nor more than six months.

Ibid s. 10.
Taking, &c.
oysters of another.

Penalty.

In force and approved March 30, 1868.

See the act of 1868, c. 406, relating to taking oysters, &c., under Public General Laws, Art. LXXI, Oysters.

PARTRIDGES

1868, c. 430 repeals and re-enacts 1864, c. 309, s. 1, [Sup 650] as follows:

100. No person or persons shall trap or shoot, or in any manner catch or kill any partridges in Worcester county, between the first day of March and the first day of November in each year.

1868, c. 480
When not law-
ful to trap or
shoot, &c., par-
tridges.

In force and approved March 30, 1868.