

But every such animal or bird, or any portion thereof, when lawfully taken, may be bought or sold, during ten days to be computed from the expiration of the period fixed by this section for the taking or killing thereof.

Proviso.

However, the birds, the hunting or shooting of which is prohibited by article 1401, and the animals, enumerated in the preceding articles, are exempt from such seizure and confiscation, when kept alive; as well as the skin of any animal when it has been killed during the time when hunting is allowed; but, in the latter cases, the proof that no contravention of the law has taken place, shall be upon and at the charges of the proprietor or possessor of such animals or of the said skins.

Certain animals, &c., not included.

Skins, &c.

Burden of proof.

The game-keeper is also authorized to seize any arms, the bearer whereof has been caught, *flagrante delicto*, hunting, if the latter is unknown to him and refuses to declare his name and surname and to indicate the place of his residence, and to keep such arms until the fine exigible in each case has been paid to those lawfully entitled thereto. 59 V., c. 20, s. 4.

Seizure of arms.

1406. Every game-keeper may cause to be opened or may himself open, in case of refusal, any bag, parcel, chest, box, trunk or other receptacle, (outside the limits mentioned in the following article,) in which he has reason to believe that game, killed or taken during the close season, or peltries or skins out of season are kept. 47 V., c. 25, s. 11; 50 V., c. 16, s. 9.

Power of game-keeper to open bags &c., for certain purposes.

1407. Every person found guilty of having had or having actually in his possession or keeping or under his care any articles so confiscated or liable to be so, shall in each case be condemned to a fine of not less than five dollars but not more than twenty dollars, and, in default of immediate payment, to an imprisonment not exceeding three months in the common goal within the limits of the district whereof the offense was committed or the seizure or confiscation was effected.

Fine against persons having certain articles.

Such fine shall be disposed of as provided by article 1410. 50 V., c. 16, s. 9.

Application thereof.

1408. Every game-keeper, if he has reason to suspect and if he suspects that game killed or taken during the close season or peltries or skins out of season, are contained or kept in any private house, store, shed or other buildings, shall make a deposition before a justice of the peace, in the form A of this section, and demand a search-warrant to search such store,

Search warrant may be obtained by game-keeper in certain cases.