

in his possession, together with the papers, furniture, tackle and apparel, and if necessary, to make said sale by notice, in the city of Baltimore, or elsewhere, and he is hereby directed to account with the treasurer of his shore, for the proceeds of such sale, in the same manner he accounts for fines and forfeitures, and under the same responsibility, stating an account on oath, with the said treasurer, of all expenses necessarily incurred by him in the seizure, disposition, and sale of the said property, and paying the balance that remains to the said treasurer, upon which balance, the treasurer is authorized to allow him a compensation of ten per centum, for his trouble for conducting the said business, and the said treasurer is further authorized and required to pay over the then remaining balance to the commissioners of the school fund, or to any other officers appointed by law, or hereafter to be appointed, or to their order, to be by them paid over in equal proportion [to the trustees of the common schools, that may be in operation\*] in the county, where the offender shall be arrested and convicted, for the use of said schools.

Account on oath.

Pay treasurer.

Who shall pay to the school funds of the county.

\* These words in the original, but not in the engrossed bill.

SEC. 6. *And be it enacted*, That if resistance be apprehended by the sheriff, engaged in the execution of this law, he shall summon to his aid, the posse comitatus of his county, armed and equipped as the occasion may require, and shall press into his service any steamboat, not actually engaged in conveying the public mail, or other vessel whatever, at the risk and expense of the state, and proceed therewith without delay, to perform his duty, and if resistance be made to the sheriff by the boatmen of the boat, or vessel, or others in seizing the same, taking such boatmen, such resistance in the boatmen or others, shall be deemed a misdemeanor against the laws of this state, presentable by the grand jury of the county, whose officer is resisted, and punishable in the county court, by fine and imprisonment, as other misdemeanors are punished; and other persons than boatmen charged with resisting the sheriff, shall be arrested by him, and carried before the justice, and with the boatmen, shall be treated by the justice as all other persons charged with being offenders against the criminal laws of this state.

Posse authorized; press steamboat.

Resistance a misdemeanor.

Criminal proceedings

SEC. 7. *And be it enacted*, That if any person or persons, shall obstruct the navigation of any of the creeks or rivers of this state, by throwing into the waters thereof, heaps of refuse in the process of picking the oysters for market, they shall be liable to, and incur a penalty not exceeding the sum of five dollars for each and every offence, to be recovered before a justice of the peace, one-half to go to the informer, and the other half to the state, and the party offending shall stand committed until the said fine and all costs be paid.

Penalty for obstructing navigation.