

Penalty for violating certain sections.

river,) any drag, or rake, or tongs, with more than six teeth, prongs, or nails, on either side; or to take up, or appropriate to his or their use, any oyster bar, within the waters of this state; and the person or persons who may be detected in violating the fifth, sixth, seventh, eighth, ninth, and tenth sections of this act, shall be subject to the penalty provided for in the fifth section of this act.

Modified by 1830, ch. 58.

Penalty for taking oysters without permission, &c.

SEC. 11. *And be it enacted*, That if any person shall catch or take any oysters or shell fish within the limits or adopted depot of any citizen of this state, as described by this act, without permission first had and obtained from the proprietor of such depot, every person so offending shall be deemed guilty of a misdemeanor; and if such offender be a free person, on conviction thereof, shall be adjudged to be fined not exceeding fifty dollars, or imprisoned, or both, in the discretion of the court before which any such person shall be tried and convicted; and if such offender be a slave, on conviction thereof before a single justice of the peace, such offender shall be by such justice adjudged to suffer such punishment of whipping, not exceeding forty lashes, as said justice shall think fit.

#### CHAPTER 90.

AN ACT to provide for the Collection of the Public Revenue.

Supplement, 1831, ch. 68.

Authority to appoint attorneys.

SEC. 1. *Be it enacted, by the General Assembly of Maryland*, That it shall be the duty of the attorney-general, on the application of the treasurer of either shore, to appoint a suitable attorney at law, in any county wherein he has no resident deputy, to conduct on behalf of the state, any suit or suits now pending, or which may hereafter be directed by such treasurer, as herein after provided.

Treasurer required to direct suits.

SEC. 2. *And be it enacted*, That it shall be the duty of the treasurers for their respective shores, to cause to be put in suit by the said deputy, or such other attorney as may be employed as aforesaid, any pecuniary right or credit of the state, which the debtor, or debtors, shall have withheld three months or more.

Courts required to render judgment.

SEC. 3. *And be it enacted*, That when the account of any debtor, stated and signed by the treasurer, shall have been filed in the office of the clerk of the county wherein such debtor resides, and ten days' notice in writing, of the intended motion, signed on behalf of the state, by the deputy of the attorney-general, or such attorney as may be employed as aforesaid, shall have been delivered to such debtor, or left at his place of abode, and proof thereof shall be made to the satisfaction of the