

Penalty for violating.

SEC. 5. *And be it enacted*, That any person who shall violate any of the provisions of the preceding sections, shall be deemed guilty of a misdemeanor, and upon conviction thereof before a Justice of the Peace, or upon indictment and conviction in the Circuit Court for Worcester county, shall be fined not less than twenty-five nor more than one hundred dollars, one-half of said fine to be paid to the informer, and the residue to the school fund of the county, and in all cases of conviction of the party arrested, or sale of a boat, furniture and implements under this Act, the officer making such arrest or seizure, shall be entitled to a fee of twenty dollars, to be collected from the party convicted, or from the proceeds of sale of said boat, tackle and implements, in addition to all other costs; *provided* that this Act shall not restrict or prevent traders or other persons from purchasing from or selling to non-residents the shell-fish in this Act mentioned.

Fine.

Officers fee.

Proviso.

Citizens of the State not to allow their names to be used fraudulently.

SEC. 6. *And be it enacted*, That if any citizen of Maryland shall be concerned or interested with any person not resident within this State, in the taking, catching or planting of oysters in the waters of Synepuxent Bay, or in any of the tributaries thereof, included in the boundaries of Worcester county, or shall knowingly permit any person not a citizen and actual resident within this State, to take, catch or plant oysters in his name, he shall be liable to the penalties and forfeitures imposed for the violation of the preceding sections of this Act, and shall be proceeded against in the same manner; *provided*, that nothing herein shall be construed to prevent the employment of non-residents as day laborers, for the above purposes.

Proviso.

Information of violation.

SEC. 7. *And be it enacted*, That upon information given upon oath to any Justice of the Peace of Worcester county, of any violations of any of the provisions of this article, the said Justice of the Peace shall issue his warrant for the arrest of the offender or offenders, and the seizure of the canoe, boat or vessel, together with the tackle and furniture on board, which warrant shall be directed to the Sheriff or any Constable of Worcester county.

Seizure.