

this Act, shall, after paying the expenses of the seizure, condemnation and sale, be divided one-fourth to the Sheriff or Constable making the seizure, one-fourth to those aiding in making the arrest and seizure, and in case the arrest and seizure is made without the aid of an officer, then one-half to those making the arrest and seizure, and in all cases one-half to the County Commissioners of Charles county, to be expended in repairing the public roads of said county, and in default of the payment of such fine and costs of arrest and prosecution, the person or persons convicted of the violation of any of the provisions of this Act, shall be committed to the county jail for thirty days, unless such fine and costs be sooner paid.

Conviction of party attempting to violate.

SEC. 9. *Be it enacted*, That any person who shall attempt to violate any of the provisions of this Act, shall be guilty of a misdemeanor, and on conviction thereof, shall be dealt with and punished as if he had violated said Act; and the finding of any non-resident of the county upon any of the tributaries of the Potomac River, lying wholly or in part in Charles county, (save as herein excepted) having in his possession any seine, net, tackle or other contrivance, generally used in taking terrapins, or in hauling seines for fish, shall be *prima facie* evidence of such attempt by such person.

Act construed

SEC. 10. *And be it enacted*, That nothing contained in this Act, or in the [the] Act passed January session, eighteen hundred and seventy, chapter sixty-one, shall be construed to prohibit the citizens of Charles and St. Mary's counties having a common right to fish in that inlet or tributary of the Potomac River, commonly called Wicomico River, save as may conflict with section one of this Act, where shores are distinctly marked and designated as therein required.

In force.

SEC. 11. *And be it enacted*, That this Act shall take effect from the date of its passage.

Approved April 1, 1872.