

five hundred dollars, for his or their appearance at the first term of the Circuit Court thereafter, and in default thereof, may commit the said party to jail.

Fines

SEC. 10. *And be it enacted*, That the fines accruing under this article shall be paid by the sheriff, constable or officer of the State Fishery Force, collecting the same within ten days, to the clerk of the county or city where such fine may accrue, and such clerk shall account for the same to the Comptroller of the Treasury in his next quarterly return.

Condemned

SEC. 11. *And be it enacted*, That any boat, owned wholly or in part by any non-resident, used in catching oysters in this State, with scoop, dredge or similar instrument, shall be condemned by order of any Judge of the Circuit Court nearest the place of her capture, or if captured in Baltimore, by order of the Judge of the City Court, and shall be sold by the sheriff of the county where condemned, to the highest bidder for cash, after twenty days notice of the time and place of sale, such notice to be published at least three times in a newspaper having the largest circulation, printed in Baltimore city, or in the county where condemned; one-fourth of the proceeds of such sale shall be paid to the party making the capture, except the officers of the fishery force, and the balance shall be paid into the Treasury of the State.

Proceeds of sale

Guilty of a felony

SEC. 12. *And be it enacted*, That any person who shall, without authority from the owner, catch oysters planted or bedded, shall be deemed guilty of a felony, and on conviction in the Circuit Court of the county wherein the oysters were bedded, shall be sentenced to the penitentiary for a term not exceeding three years.

Unlawful

SEC. 13. *And be it enacted*, That it shall be unlawful for any person to catch oysters, except for private use, or for the purpose of replanting or bedding in the waters of this State, or for sale to the citizens of the county wherein they are caught, or the county next adjoining, between the first day of May and the first day of September, in each and every year; any person violating this section shall be deemed guilty of a misdemeanor, and fined by a justice of the