

State, shall be punished by any of the magistrates or Courts of the State of which he is a citizen having criminal jurisdiction.

The authorities of either State shall have the right to examine into the right of any person taking fish, oysters or crabs in the Potomac River, or having same in his possession; and any person taking fish, oysters or crabs in the Potomac River or having same in his possession shall exhibit his authority for so doing whenever required by the police or other legal authority of either State. The legal authorities of either State shall have the right to arrest any such offender, and, if necessary in order to arrest, shall pursue such offender beyond the boundary line of either State upon navigable waters, and arrest such offender whenever found upon such waters.

SEC. 8. *Penalties where not otherwise provided—Forfeiture of vessel.* Any person violating any section of this act, where not otherwise provided, shall, upon conviction thereof, be fined not less than twenty-five dollars nor more than three hundred dollars; and where forfeiture of boat, vessel, net or other equipment is provided for in any section of this act the said boat, vessel, net or other equipment shall be sold at public auction by the sheriff of the county for cash after ten days' notice; in case of appeal, the appellant shall remain in custody, and the boat, vessel, net or other equipment shall be sold as above provided, unless recognizance be entered into for double the amount of the fine and double the value of said boat, vessel, net or other equipment, conditioned on the performance of the final judgment of the Court. Upon such recognizance being given, the party convicted and the aforesaid property shall be discharged.

SEC. 9. *Failure of officer to perform duty—Penalty.* If any oyster inspector or other officer empowered with the duties of enforcing the provisions of this act, knowingly fail to report violations of the same or to perform any of the duties herein required of him, he shall, for every such offense, be liable to a fine of one hundred dollars, to be applied to the oyster fund of his State.

SEC. 10. An emergency existing for the passage of this act because of the depletion of fish and shell fish in the Potomac River, the same shall take effect from the date of its passage; provided concurrent legislation has been passed by the General Assembly of Virginia; or, if not passed, then immediately upon the passage thereof.