

violating the provisions of this section by having any scrape, scoop or dredge or any part thereof on any boat or vessel engaged in taking, catching, buying or carrying seed oysters shall be fined not less than two hundred and fifty dollars nor more than five hundred dollars, and in addition thereto, the boat or vessel so used with its cargo and equipments be forfeited to the State wherein such offender is convicted.¹

Sec. 6 of the act of 1912, ch. 4, is codified as art. 39, sec. 62.

An. Code, sec. 68F. 1912, ch. 4, sec. 7.

76. All offenses committed against the provisions of sections 71-79 by persons not citizens and residents of either State may be punished by any of the magistrates or courts of either State having criminal jurisdiction; all offenses committed against the provisions of sections 71-79 by citizens of either 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.¹

This section is a duplicate of art. 39, sec. 64.

An. Code, sec. 68G. 1912, ch. 4, sec. 8.

77. Any person violating sections 71-79, 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 said sections 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.¹

This section is a duplicate of art. 39, sec. 65.

See foot-note to sec. 62.

¹ By sec. 10 of act of 1912, ch. 4, it is provided that since an emergency existed for passage of that act because of depletion of fish and shell fish in Potomac, act should take effect from date of its passage (February 19, 1912), provided concurrent legislation was passed by General Assembly of Virginia by that time, and if not, then immediately upon passage thereof. By sec. 12 of act of 1912, ch. 4, it is provided that upon taking effect in Virginia of the provisions prescribed in that act, Governor of Maryland should issue a proclamation declaring provisions of said act effective.