

and the fifteenth day of March next succeeding; and until such license is obtained, it shall be unlawful to use or employ any vessel in taking or catching any oysters, as hereinbefore described; provided, that the waters of Talbot County, lying between Black Walnut Point and a line drawn from the southwest corner of Second Kent Point to Wales Point, except the waters between Poplar Island and the mainland, lying within a straight line drawn from Pawpaw Point on Tilghman's Island to the southwesternmost point on Poplar Island and by a straight line drawn from Lowe's Point on the mainland to Bloody Point Lighthouse (this line is only to apply to the east or inside of North Point Beach) which are reserved for the taking or catching of oysters with tongs worked exclusively by hand, shall be open to the citizens of Talbot County licensed under this section; but it shall be unlawful to take or catch oysters with scrapes, scoops or dredge in any other waters of Talbot County, provided further that the said clerks of the said courts, as aforesaid, upon application of any owner a resident for one year in either of said counties and to no other person, of a boat of the size of ten and fifty-two one-hundredths tons gross or under, which was licensed to take oysters, as aforesaid, with scoop, scrape or dredge in said waters for the dredging season ending March the fifteenth, 1916, be and they are hereby authorized and directed upon a certificate of the admeasurer hereinafter referred to, and provided for, and upon full compliance with the provisions for the issuing of license hereinafter referred to, to issue a license for the use of said boat in taking oysters in the waters aforesaid, in the manner aforesaid; but no license shall be issued to any boats so licensed for said dredging season ending on March 15, 1916, the tonnage of which is greater than ten and fifty-two hundredths gross tons by rules of custom--house measurement, to be ascertained by said admeasurer, and if either of the clerks authorized by this Act to issue such license shall issue the same without the said admeasurer's certificate, when such certificate is necessary or contrary to the provisions of this Act, he shall be deemed guilty of a misdemeanor, and upon conviction thereof before a justice of the peace, or either of said courts having jurisdiction thereof, shall be fined not less than one hundred dollars for each and every offense, and stand committed until such fine and costs are paid.

Taylor v. State, 79 Md. 130.

1890, ch. 514, sec. 155A.

369. If any boat or vessel shall be seen sailing on any of the waters which are exempted from scraping by law under this act, in the same manner in which they sail to take or catch oysters with scoop, scrape, drag or dredge, or similar instrument, the said boat or vessel shall be pursued by any officer authorized by law to make arrest; and if said boat or vessel apprehended by said officer shall be found to have on board any wet oysters, or the dredges or dredge line or deck wet, indicating the taking of oysters at said time, and properly equipped for taking or catching oysters with scoop, scrape, drag or dredge or similar instrument, such fact shall be *prima facie* evidence that the said boat or vessel has been used in viola-