

cuit court or justice of the peace who shall have jurisdiction therein, any person who may be engaged in violating any of the provisions of this sub-title of this article, and of seizing any canoe, boat or vessel engaged therein; and all such owners and masters are vested with power to summon the *posse comitatus* to aid in making such arrest and seizure.

P. L. L., 1888, Art. 23, sec. 89. 1886, ch. 78.

167. If any canoe, boat or vessel, shall be used by any person within the limits of Wicomico county, in the same manner or way in which they are used to take oysters with scoop, scrape, dredge or drag, or similar instrument, it shall be the duty of any officer created by this sub-title of this article to pursue such canoe, boat or vessel, and if the said canoe, boat or vessel shall be found to have on board any scrapes, cranks, dredges, or any similar instruments, or any other equipments necessary to take oysters with scoop, scrape, dredge or similar instrument, it shall be the duty of said officer to seize the said canoe, boat or vessel, and to arrest the persons found on board, and bring them before some justice of the peace in said county, to be dealt with according to the provisions of this sub-title of this article; and the necessary appurtenances to take oysters with scoop, drag, dredge or similar instrument being on board of said canoe, boat or vessel shall be sufficient evidence that the said canoe, boat or vessel has been used in violating the provisions of this sub-title of this article.

P. L. L., 1888, Art. 23, sec. 90. 1886, ch. 78.

168. All moneys received from tonging licenses shall be paid by the clerk of the circuit court for Wicomico county to the board of county school commissioners, to be placed to the credit of the school fund of said county.

1904, ch. 572.

169. Any resident of Wicomico or Dorchester Counties desiring to take or catch oysters with rakes or tongs for sale in any of the waters of said counties of which they are residents, shall first obtain, by application to the Clerk of the Circuit Court of the county wherein he may reside, a separate license for every person to be employed on such boat, and such license shall have effect from the 15th day of September in the year in which it may have been obtained, to the 25th day of April, inclusive, next succeeding; provided, that such license shall not authorize the taking or catching of oysters in any creek, cove, river, inlet, bay or sound within the limits of any county other than wherein the license shall have been granted; and, provided, that nothing in this section shall be so construed as to prevent the citizens of Dorchester and Wicomico Counties from using the waters of Nanticoke river in common; and provided, also, that nothing in this Act shall affect or change the time for taking or catching oysters with rakes or tongs in the waters of Choptank river as now established by law.*

*Sec. 2, ch. 572, 1904, repealed all Acts inconsistent therewith.

Ch. 656, 1910 (p. 1183), repealed this section in so far as it applies to Dorchester County.