

shall become or dangerously threaten to become deleterious to or destructive of fish or shellfish life, or the propagation, cultivation or conservation thereof, or to their safety as human food, or in any manner a menace to said fish or shellfish whether private or public property, in any waters of the State, the Conservation Commission of Maryland shall forthwith investigate the matter, and if it be so found shall serve a notice in writing on the person, firm or corporation, by whose act, default or sufferance such condition may arise or continue, requiring the abatement of the same within a time to be fixed by the Commission and to be specified in the notice, under a penalty imposed by a Court of not less than one hundred dollars, nor more than three hundred dollars, or imprisonment for not less than one year nor more than three years, or be both fined and imprisoned, in the discretion of the Court. It shall be construed as a separate and distinct offense for each day the nuisance is permitted to continue after the expiration of the time limit set forth in the notice for the abatement of such nuisance, provided, however, that nothing herein contained shall be deemed to alter, change, modify or restrict the jurisdiction of the State Board of Health of Maryland; provided, however, that the provisions of this section shall not apply to the Sewerage Disposal Plant of any city, town or county in this State.

1929, ch. 471, sec. 15.

18. (Dynamiting and Poisoning Streams Unlawful—Penalty.) No person shall place in any of the waters of this State, including lakes or ponds, any lime, poison, acid, sawdust, shaving or other substance whatsoever deleterious to or destructive of fish life, or place, throw or make use of in any waters of this State, except *bona fide* engineering, milling or mining purposes, any dynamite or other explosive substance; under a penalty of not less than \$100 nor more than \$300 or imprisonment in the penitentiary for not less than one year nor more than three years, or be both fined and imprisoned in the discretion of the Court.

1929, ch. 471, sec. 16.

19. (Threshing Streams.) It shall be unlawful for any person to whip or beat any of the waters of this State with poles, sticks or any other thing, for the purpose of driving fish into nets, seines or any other contrivance for catching fish, provided that nothing in this section shall be construed to apply to the waters of Kent County and Queen Anne's County, except to the waters of the Sassafras River and its tributaries.

1929, ch. 471, sec. 17.

20. (Removal of Fish Without Permission Unlawful—Penalty.) Any person or persons taking and carrying away fish belonging to another person, with intent to convert the same to their own use, from any boat, live box, or in the pocket or crib of any pound net or inclosed or gilled in a fish net of any kind, shall be guilty of a misdemeanor, and upon trial and conviction shall be fined a sum not exceeding \$100, or sentenced to the county jail in the county where he shall be first brought for trial, or to the Maryland House of Correction, for a period not exceeding two years, or both fine and imprisonment.