

1929, ch. 180, sec. 4.

78. Any person convicted before any Justice of the Peace of this State for violation of any of the provisions of this sub-title shall be deemed guilty of a misdemeanor, and shall be fined not less than \$25.00 nor more than \$200.00 and costs for each and every offense in addition to the forfeitures provided for elsewhere in Article 39. The fines and forfeitures recovered for violation of this sub-title shall be paid over to the State Comptroller and credited to the Conservation Fund.

1929, ch. 180, sec. 2.

79. If any clause, sentence, paragraph or section of this sub-title shall, for any reason, be adjudged by any Court of competent jurisdiction to be unconstitutional and invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph or section thereof so found unconstitutional and invalid.¹

PART 3.

Non-Tidal Waters.

1929, ch. 471, sec. 64. 1931, ch. 442, sec. 71. 1933, ch. 188, sec. 71. 1939, chs. 214 and 672.

80. (Seasons.) No person shall fish for or catch any game or fresh water fish, as defined in Section 1 of this Article, except at such times as provided for in this Section.

The open fishing season in the waters of this State, above a point where the tide ebbs and flows, including ponds, lakes, canals, and the Conowingo Pool, for the catching of fish designated in this section, shall be as follows, viz:

Trout (Brook, Brown and Rainbow)—April 1st to June 30th, except in the Youghiogheny River below Swallow Falls in Garrett County, the open season on Rainbow trout shall be July 1st to November 30th; provided, however, that it shall be unlawful for any person to fish for or catch any fish in any of the waters or streams which have been stocked with trout by the State between the hours of 8.00 P. M. and 5.30 A. M.

Bass (Large and Small Mouth)—July 1st to November 30th.

Rock or Striped Bass—June 1st to November 30th.

Susquehanna Salmon—June 1st to November 30th.

Suckers, Catfish, Carp, Eels and Gudgeon—February 1st to November 30th.

Shad, Hickory Shad and Herring—March 15 to June 20th; provided, however, that they can be caught only with rod, hook and line, using bait or lure and cannot be taken in any other manner, nor in any place other than between Hog Back Shoals and the Conowingo Dam.

All other species of game or fresh water fish, July 1st to November 30th.

All dates mentioned above are inclusive.

The open season on fishing in Deep Creek Lake shall be as provided in Section 94 of this Article.

1933, ch. 188, sec. 71A. 1937 (Sp. S.) ch. 7.

81. (Further Restrictions on Fishing in Non-Tidal Waters.) It shall be unlawful to catch or attempt to catch any game or fresh water fish, as

¹Sec. 3 of ch. 180 of acts of 1929 repealed all laws inconsistent therewith to extent of such inconsistency.