

enters upon such premises, without the consent of the owner, for the purpose of fishing, or shall catch in said pond or ponds, and take therefrom any fish, shall be guilty of a trespass and in addition thereto, shall be guilty of a misdemeanor and upon conviction thereof before any justice of the peace in this State shall be fined not less than \$25.00 nor more than \$100.00 for each and every offense, and shall stand committed to the county jail or Baltimore City jail until such fine and costs are paid.

1929, ch. 471, sec. 66.

83. (Private Propagation of Game Fish.) Any person or company engaged in the increase of Brook Trout or Bass by artificial process (known as fish culture) may take from his or their pond or ponds in any way, and cause to be transported and may sell any Brook Trout or Bass and the spawn of Brook Trout or Bass at any time; and common carriers may transport them, and dealers may sell them on condition that the packages thereof so transported are accompanied by a certificate from a justice of the peace, certifying that such trout or bass are sent by the owners or agents or parties so engaged in fish culture; and such person or company may take, in any way and at any time, upon the premises of any person, under permission of the owners thereof, brook trout or bass to be kept and used for artificial propagation only, and for no other purpose. Permits for propagation of trout and bass in a pond or ponds privately owned may be issued by the State Game Warden, free of cost, however the person propagating any of the game or fresh water fishes named in this Article must apply for a permit to transport or sell, barter or exchange any fish or fishes which may be so offered.

1929, ch. 471, sec. 67.

84. (Unlawful to Take Out of Frederick and Washington Counties Any Bass Bait, Etc.—Penalty.) It shall be unlawful for any person to sell and carry, send or ship, out of or from Frederick or Washington Counties, or sell or dispose of or furnish to any person for the purpose of taking the same out of or from Frederick or Washington Counties at any time, any live bass bait known as scale bait, stony cats or mad toms; the carrying, sending or shipping from or out of said Frederick or Washington Counties shall constitute *prima facie* evidence of the violation of this Article, and the burden of proof shall be upon the person so taking, carrying, sending or shipping any live bass bait known as scale bait, stony cats or mad toms, that the same are not sold or intended for sale, unless said bait were taken from the owners of enclosed ponds. Any person violating any of the provisions of this section shall upon conviction thereof before any justice of the peace in said Frederick or Washington Counties, be fined not less than \$10 nor more than \$50, and in default of the payment of the fine imposed and costs shall be sentenced to the county jail for not less than 10 days nor more than 60 days in the discretion of the justice of the peace.

1929, ch. 471, sec. 68.

85. (Protection of Fish Upon Their Natural Spawning Grounds—Penalty.) No person shall at any time wilfully molest or disturb, take or catch, destroy or kill any fresh water fish while they are upon their natural spawning beds. Nor shall any person catch or take, kill or destroy any of the fish mentioned by shutting off or drawing off any portion of the