

now recovered; but if the party trespassed upon shall kill, maim, or otherwise wilfully injure the stock trespassing, he shall forfeit his right to recover; but in case of prosecution for such killing or maiming, he shall be entitled to prove the amount of damage done by such stock, in mitigation of damages for the killing or maiming.

46. Each freeholder acting under the provisions of this act, shall be entitled to two dollars per day for each day he shall be so employed, one-half of which shall be paid by each party interested.

Ibid s. 9.
Per diem of
freeholders.

In force from March 7, 1864.

FISH AND FOWL IN ROMNEY CREEK.

1867, c. 41 enacts the following:

47. The fishing season in the waters of Romney creek, in Harford county, shall begin on the fifteenth day of March and end on the first day of October succeeding, in each and every year, and fishing in every mode and manner is hereby prohibited in said creek, for the time intervening between the first day of October and the fifteenth of March succeeding, in each and every year.

1867, c. 41, s. 1.
Fishing season
in Romney
creek.

48. It shall not be lawful for any person or persons to whip or beat the waters of Romney creek with polls, sticks or any other thing for the purpose of driving fish into seines, fish-baskets or any other contrivances for catching fish; nor for the purpose, or which will have the effect of driving or frightening wild ducks or water fowl of any description from their feeding or roosting grounds in said creek, or to erect any fish-pot, or to fish with any drag-net, fish-basket or any other snare, during the time intervening between the first day of October and the fifteenth day of March succeeding, in each and every year.

Ibid s. 2.
Whipping, &c,
water to drive
fish into seines,
&c.

Ducks and
water fowl.

49. If any person shall violate any of the provisions of this act, he shall, for every such offence

Ibid s. 3.
Penalty for non-
compliance.