

state, issue to such resident a license to use or employ the said boat or vessel in catching or taking oysters with scoop, scrape, drag, dredge or any similar instrument, within the waters of the Chesapeake bay, according to the limits prescribed in this article, and to buy and sell oysters in this state; *provided*, that said license shall not authorize the catching or taking of oysters with scoop, scrape, drag, dredge, or other similar instrument, between the fifteenth day of May and the fifteenth day of September in each year, which is hereby expressly forbidden; and *provided*, also, that no steamboat or other vessel propelled by steam machinery, shall be used for catching or taking oysters in any of the waters of this state.

Proviso.

Time to catch.

Proviso.

Ibid s. 4.
Licenses to
residents of
state.

Oath

3. No license shall be issued to any person who has not been a resident of this state for the twelve months next preceding such application; and the owner or owners and master of such boat or vessel, when making application for such license, shall each make oath or affirmation before the comptroller, or his authorized clerk, that they are *bona fide* owner or owners and master of the said boat or vessel to be described in the license for which they are applicants; that they have been residents of this state for the time hereinbefore mentioned; that there is no lien on such boat or vessel held by a non-resident; that the said boat or vessel is not held with an intention or under an agreement to return her at any subsequent time to any non-resident, and that they will comply with and obey all the laws regulating the catching or taking of oysters in the waters of this state; and such applicant shall produce before the comptroller, or his authorized clerk, at the time of such application, the custom house enrolment or license of such boat or vessel.

Ibid. s. 5.

Rate of license.

4. Every applicant, before obtaining such license, shall pay the comptroller, or his authorized clerk, therefor, at the rate of three dollars per ton for every ton the boat or vessel for which he desires license may measure, according to its custom house enrolment or license; and it shall be the duty of every person thus