

fined not less than fifty nor more than one hundred dollars, or imprisoned in the jail of the county where the case is tried, not more than six months, in the discretion of the court; provided, the court or jury trying the same, shall be convinced that the provisions of this section have been intentionally violated

Punishment

16. Any resident of this State, desiring to use any canoe, or other boat, in catching or taking oysters, for sale, with rakes or tongs, in any of the waters of this State, shall first obtain, by application to the clerk of the Circuit Court for the county wherein he may reside, a license therefor, and such license shall have effect from the first day of June, in the year in which it may have been obtained, to the first day of June next succeeding; provided, that such license shall not authorize the use of said canoe or boat, in taking or catching oysters in any creek, cove, river, inlet, bay, or sound, within the limits of any county other than that wherein the license shall have been granted, and that the boundaries of counties bordering on navigable waters shall be strictly construed, so as not to permit the residents of either county to take or catch oysters beyond the middle of the dividing channel, provided, that nothing in this section shall be so construed as to prevent the citizens of Calvert and St. Mary's counties from using the waters of the Patuxent river in common, or the citizens of Queen Anne and Kent from using the waters of the Chester river in common, or the citizens of Dorchester and Wicomico from using the waters of the Nanticoke in common, or the citizens of Queen Anne and Talbot, from using the waters of Wye river and the mouth thereof in common.

Id s 17
Application by resident of State for license to use canoe, etc., to take oysters with rakes, etc

Time

Proviso.

Various counties excepted.

17. Each and every license to take or catch oysters, for sale, with rakes or tongs, shall state the name and residence of the person to whom the same is to be granted, the number together with the length, to be obtained by top or over all measurement of the canoe or boat licensed, the county in which the same is to be used, and the period at which said license will expire, and every applicant for such license shall pay to the clerk of the court, where such license may be granted, and before the issuing and delivery of the same, according to the following rates, viz. : for any boat measuring in length twenty feet or less, the sum of two dollars, measuring from twenty to twenty-five feet, the sum of three dollars, measuring from twenty-five to thirty feet the sum of four dollars, and all over thirty feet, including sloops under custom-house tonnage, the sum of five dollars each; and all oysters taken with rakes or tongs shall be culled upon the natural beds where they are taken, the amount received from tonging license to be paid by the clerk to the school commissioners for the public schools of the respective counties where such license is issued, provided the sum received from white tongers shall go to white schools, and the sum from colored tongers to the colored schools.

Id s 18
What license shall state

Rates

Where oysters to be culled

To whom amounts received for tonging license to be paid

18. Every applicant for license to use any canoe or other boat, in taking or catching oysters with rakes or tongs, shall be required

Id s 19
Oath by applicant