

## WATERS OF THE POTOMAC.

1864, c. 71  
Fish protected  
between the  
mouth of New  
creek and Wea-  
verton dam.

**31.** It shall not be lawful for any person or persons to whip or beat the water in that part of the Potomac river lying between the mouth of New creek and Weaverton dam, with poles, sticks, or other things, for the purpose of driving the fish into nets, seines, fish-baskets, or other seines, or to erect any fish-pot, or fish with any drag-net, fish-basket or other snare, or in any other manner, except with the gig, trot-lines, dip-net, or the angling rod.

1864, c. 71.  
Penalty.

**32.** Any person or persons offending against the provisions of the last preceding section, shall forfeit and pay for each offence the sum of thirty dollars, to be recovered in the name of the county commissioners of the county in which the offence takes place, before a justice of the peace, one-half to the informer, the other half to the school fund of the county, and in such action the informer shall be a competent witness.

1864, c. 71  
Justices to  
account for  
fines

**33.** Every justice of the peace shall annually account with the county commissioners of his county, at their meeting to make the county levy, for all fines received under this act, under the penalty of fifty dollars for each fine by him imposed or received.

## PATUXENT.

1874, c. 219, s. 1.  
None but resi-  
dents to fish  
with seines, etc

**34.** It shall not be lawful for any person or persons other than *bonâ fide* residents, citizens of Prince George's, Charles, St. Mary's, and Calvert counties, to take or catch fish in the waters of the Patuxent river and tributaries, with any seine, weir, trap, or other device, excepting only the hook and line; provided, that the provisions of this section shall not apply to such as shall obtain permission from the owners of lands bordering on said waters, to fish off and opposite his, her, or their land or lands so bordering on said waters; and provided, that none other than *bonâ fide* residents, citizens of said counties, shall use in any of the waters of said river that bind on Prince George's, Charles, and Calvert counties, above the village known as Benedict, any seine, weir, or net more than seventy fathoms long, and less than two inches square in the mesh.

Proviso

Id sub-sec 1.  
Seines not to be  
emptied on  
beach

**35.** It shall not be lawful for any person or persons, to empty their seines upon the beach so as to leave the smaller fish to perish, but to empty the same in water of sufficient depth to enable such smaller fish to return to the waters for growth and maturation.

Id sub-sec 2.  
Penalty

**36.** Any person or persons violating the provisions of this act, shall be fined not less than twenty-five nor more than one hundred dollars, in the discretion of the justice of the peace before whom the case is heard, which amount shall be appropriated to the public school fund of the county wherein such judgment is rendered, and for the payment of the amount of fine so adjudged any boat, seine, weir, or other fishing tackle used by any person or persons in violation of the provisions of this act, shall be seized and held as security upon complaint against such offending party.