

Dredging in Exempted Waters.

1886, ch. 296, sec. 36.

13. If any boat or vessel shall be seen sailing on any of the waters of this State which are exempted from dredging by law in the same manner in which they sail to take or catch oysters with scoop, scrape, drag or dredge, or similar instrument, the said boat or vessel shall be pursued by any officer authorized by this article to make arrests; and if said boat or vessel apprehended by said officer shall be found to have on board any wet oysters, or the dredges, or dredge-line or deck wet, indicating the taking of oysters at said time, and properly equipped for taking or catching oysters with scoop, scrape, drag or dredge, or similar instrument, such fact shall be *prima facie* evidence that the said boat or vessel has been used in violation of sections 1-43, and it shall be the duty of the officer to arrest the person in command of said boat or vessel, and to seize the said boat or vessel, together with all her equipments, and bring the same before a judge or justice of the peace of the county having jurisdiction, or, if in the Chesapeake bay, in the county most accessible or convenient, to be dealt with according to law; provided, that nothing in this article shall be construed to prohibit vessels from seeking harbor in any waters of this State.

Tonging.

1886, ch. 296, sec. 17.

14. Any resident of this State desiring to use any canoe or other boat in catching or taking oysters with rakes or tongs, for sale, 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 September in the year in which it may be obtained, to the twenty-fifth day of April, inclusive, 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