

P. G. L., (1860,) art. 41, sec. 9. 1820, ch. 199, sec 2 1841, ch 326, sec. 5

10. If any such vessel, float or boat shall be wittingly, wantonly, and maliciously, or from gross negligence, sailed through any seine extended in any of the said fisheries, the skipper, captain or other person commanding such vessel, float or boat, shall pay to the owner or occupier of such seine, such damages as shall be ascertained by two respectable and disinterested men, mutually chosen by the parties; or if the parties cannot agree upon persons as aforesaid to ascertain the damages, then any justice of the peace, on application of either of the parties, shall appoint three disinterested persons with power to any two of the three to ascertain such damages; and any justice of the peace of the county where such ascertainment of damages may be made, may enter judgment thereon against the captain or person having charge of such vessel, float or boat, if the sum does not exceed one hundred dollars, and issue execution thereon as on other judgments; and if the damages exceed one hundred dollars, then the party injured may have an action on said ascertainment of damages in the same manner as if it were an award; and in all cases the damages so ascertained shall be a lien on such vessel, float or boat.

Ibid. sec. 10. 1820, ch. 99, sec. 3. 1880, ch. 354.

11. No float or other device for fishing shall be anchored or located at any place so as to interfere with any shore fishery now used as such, or which may be hereafter established; nor shall any seine be hauled from such floats, or other device, over the ground usually hauled over by any shore fishery; nor shall any float haul over the grounds usually hauled over by another float, which has cleared its haul and been located in the same position two or more fishing seasons, unless the said float shall abandon for one spring the locality previously occupied; and any person violating this section shall, for each offence, pay a fine of not less than twenty-five dollars nor more than one hundred dollars, and for every hour that such float, or other device, shall remain anchored or located after notice shall be given by the owner or occupant of such shore, float or fishery, requiring him to remove, he shall pay an additional fine of not less than ten dollars nor more than twenty-five dollars.