

erected in the river, at least once a week in the season the young shad usually descend the river; and if they find any fish nets erected in the river within the limits of said county, not constructed so as to admit the free passage of young shad, or with the bottom thereof covered with a basket or any other device, so as to close the opening therein whereby the young shad may be destroyed, they shall give notice thereof to any justice of the peace of the county, who shall, upon such information of said constable, or any other person on oath, issue his warrant to apprehend such offender and take him before some justice of the peace of the county, and he shall, by the justice before whom he may be taken, be compelled to enter into recognizance for his appearance at the next term of the circuit court for said county.

P. L. L., (1860,) art. 12, sec. 39.

110. The person so arrested shall be proceeded against by indictment in said circuit court, and upon conviction or confession of the offence charged, shall be fined by the court not exceeding sixty dollars for any such offence, one-half to the said constable, or such other person as shall prosecute for the same, the other half to the use of the county.

Ibid. sec. 40.

111. The said constable, for the discharge of said duties, and upon his making oath thereto, shall be allowed by the county commissioners the sum of sixteen dollars per annum.

Ibid. sec. 41.

112. If any person using a fishery on the west side of the Susquehanna river, shall, for the space of ten days after the expiration of the fishing season, neglect to remove any putrefying pickle from the fishing shore, and cleanse the vessels used in curing fish, or suffer quantities of fish to remain and putrefy on the fishing shore, he shall forfeit the sum of five dollars, and shall immediately remove such putrid fish and pickle, and cleanse the vessel used in curing fish; and on refusal or neglect so to do for the space of five days thereafter, shall forfeit the sum of twenty dollars; the said penalties to be recovered before a justice of the peace for said county, as small debts, the one-half to the informer and the other half to the county commissioners.