

months a resident of the county, and that the license is intended for his use only.

1884, ch. 255. 1888, ch. 338.

174. Any person violating any of the provisions of sections 171 and 172 shall be fined a sum not less than twenty-five dollars nor more than one hundred dollars for each and every offence, and shall stand committed till fine and cost are paid; and on information, under oath, of any violation of any of the provisions of said sections, to any justice of the peace of said county, he shall issue his warrant to the sheriff or constable of said county, requiring either of them to summon a *posse comitatus*, if necessary, and proceed at once to arrest the party alleged to have been engaged in violation of said sections, and forthwith bring the offender before some justice of the peace in and for Somerset county for a hearing, and the said justice shall either give the case an immediate hearing, or he shall, at the instance of the party charged, appoint some day within the next seven days thereafter to hear the case, first requiring the defendant to give good and sufficient bail for the appearance of the defendant, and the production of the vessel, if any shall be taken, at the trial; and if the defendant shall be found guilty of violating any of the provisions of said sections within the waters of Somerset county, the said justice shall fine such person not less than twenty-five dollars nor more than one hundred dollars, to stand committed till fine and costs are paid; but in all cases arising under said sections, the defendant shall have the right of appeal to the circuit court for Somerset county, from the judgment of the justice of the peace; and the canoe, boat or other vessel so unlawfully used shall be bound for the fine and costs, in all cases where the master, owner or other person employing the said vessel in violation of said sections shall not be arrested, and shall neglect or wilfully fail or refuse to appear, then the justice of the peace may proceed to hear the said charge, so far as it applies to the said vessel, without such appearance; and if the charge appear to be true the vessel shall be declared forfeited, but shall be released upon the payment of not less than twenty-five dollars nor more than one hundred dollars, in the discretion of the justice of the peace hearing the case, together with the costs attending the