

the preceding section in either of the aforesaid counties, upon conviction thereof before a justice of the peace in the county where the offence shall be committed, shall be fined not less than five nor more than fifty dollars, or shall be subject to a forfeit of the seine, the boat and appurtenances thereto belonging, in the discretion of the said justice; provided, that an appeal to the circuit court may be taken at any time within ten days from the rendering of such judgment, under bond and approved security.

1884, ch. 410.

**107.** It shall not be lawful for any one to take or catch fish in the waters of Talbot county with seines having meshes of a size less than five inches around the square, or to land any seine upon the shores of any owner or occupant of land without his consent; nor shall it be lawful for any one, except *bona fide* residents of said county, to take or catch crabs from any of such waters of a greater depth than three feet; provided, that this section shall be construed as applying only to the creeks and tributaries of the Choptank river lying within Talbot county.

P. L. L., (1860,) art. 20, sec 88.

**108.** Any justice of the peace of said county, may issue his warrant, directed to the sheriff or any constable, against any person offending against any of the provisions of the two preceding sections, and upon proof of his guilt shall fine him not less than five nor more than fifty dollars, and shall also adjudge and condemn as forfeited the boat or vessel in the possession of the offending party, together with the seine used in violation of said sections, and all the furniture, tackle and apparel, and all things on board at the time of her seizure; and shall direct the sheriff or constable to sell the same to the highest bidder for cash, after ten days' notice, at two of the most public places in the neighborhood.

Ibid. sec. 89.

**109.** After the payment of the costs of prosecution, the proceeds of the fine and sale of the boat, and other articles condemned, shall be appropriated in the following manner: one-fourth to the sheriff or constable making the arrest and seizure,