

owners of lands bordering on said waters of said counties, to take or catch fish in the waters of said counties with seines with meshes of less size than five inches square.

1874, ch. 466.

140. It shall not be lawful for any person to empty his seines in water less than twelve inches deep; and all persons violating 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.

P. L. L., (1860,) art. 6, sec. 93.

141. After the payment of the costs of prosecuting the offending party, the proceeds of the fine or sale of the boat and other articles condemned shall be apportioned in the following manner: one-fourth to the sheriff or constable making the arrest and seizure, and the residue amongst those whom he may have summoned, and who have aided in the same, to be determined and awarded by the justice of the peace.

Ibid. sec. 95.

142. If any person shall whip or beat the water in Great Choptank river with poles or sticks, or other things, for the purpose of driving the fish in that part of the river between the Stock landing and Blade's Overgoing, during the months of March, April and May in any year, he shall forfeit and pay for each offence the sum of sixty dollars, to be recovered by action of debt of indictment, either in the county where the offence was committed or where the person offending shall reside, one-half to the informer or person suing for the same, the other half to the use of the county in which he shall be convicted.

Ibid. sec. 97.

143. Every justice of the peace shall annually account to the county commissioners of said county for all sums of money re-