

rivers and their tributaries, and of North East river from Turkey Point to the head of North East river, said river lying and being in Cecil county, or the limits thereof, or to whomsoever they may extend the privilege, to take or catch fish from nets or traps known as pound nets; provided, however, that it shall not be lawful to take or catch fish with such pound nets as aforesaid, except in the months of March, April and May of each year; and provided further, that such pound nets shall not extend across any channel, nor shall they be so placed as to in anywise obstruct the passage of any vessel or boat engaged in trading in said waters, nor shall any seine or net be used in that portion of said pound nets that confines the fish, the meshes of which are less than one and a quarter inches square, nor shall any stake or post be used in placing said pound nets of a greater diameter than four inches in the largest part, nor shall such stake or post be permitted to remain in said waters for a longer period than that prescribed in this section for the placing of pound nets.

1884, ch. 278.

173. The preceding section shall not be construed to permit any person to place such pound nets opposite the shore of any owner of land bordering on said waters, unless the consent of such owner is first obtained; nor shall any such pound net be so placed as to obstruct the hauling of any seine upon any established fishing shore on said waters, unless so placed by the owner of such fishing shore.

Ibid.

174. Any person violating the provisions of the two preceding sections shall forfeit the seine or nets, and the boat and materials used in fishing the seine, and shall, in addition, pay a fine of twenty dollars; provided, however, that the using of any post or stake of a larger size than four inches in the largest part, or permitting the same to remain for a longer period than ten days after the removal of the seine or nets therefrom, shall subject the person so offending to a fine of not more than twenty nor less than ten dollars.