

down or ate the grass or herbage, or rooted up or disturbed the soil or earth on any such waste or unenclosed land; and the defendant in any such action may plead the general issue and give the special matter in evidence.

P. L. L., (1860,) art. 9, sec. 43.

64. No person shall distrain any horse, hog or other beast *damage feasant* upon any waste or unenclosed land in Charles county.

FISH.

P. L. L., (1860,) art. 9, sec. 44.

65. No person shall erect any fish dam or other obstruction in or across Allen's Fresh run, above the bridge at Allen's Fresh, in Charles county, which shall in any manner endanger the security and safety of the bridge; and any person so doing shall forfeit and pay for every such offence the sum of twenty dollars, to be recovered before any justice of the peace of the county, one-half to the informer and the other half to the State.

1878, ch. 502.

66. It shall not be lawful for any persons, except *bona fide* citizens of Charles county, to haul a seine, or fish a gill net, or take or catch fish in any manner in the Potomac river or its tributaries, or in the Wicomico river or its tributaries, lying in Charles county, between Maryland point, in Charles county, and Chisildine's island, in St. Mary's county.

Ibid.

67. No person shall haul a seine more than one hundred and sixty fathoms in length in the Potomac river or its tributaries, nor in the Wicomico river or its tributaries, between Maryland point, in Charles county, and Chisildine's island, in St. Mary's county, except from the fifteenth day of March to the first day of June, inclusive.

Ibid.

68. No person shall haul a seine, nor fish a net of any kind or description in said waters, with a mesh of less size than three