

except for private use; and all oysters taken shall be culled upon the natural beds where they are taken. Any person violating the provisions of this section, upon conviction thereof shall be subject to the fines and penalties prescribed in the preceding section.

1884, ch. 463.

128. Every licensed tonger shall paint the number of his license in black figures on a white ground upon the outside of the boat to be used by him in catching oysters; said figures to be not less than four inches in length and of proportionate width, and to be painted near the gunwale on each side of the boat; and no number other than that specified in the license shall be exposed to view in said canoe or boat. Any person violating or failing to comply with the provisions of this section shall, upon conviction thereof, be subject to a fine of not less than five dollars nor more than ten dollars.

Ibid.

129. Upon information given under oath to any judge of the circuit court or any justice of the peace for Charles county, of any violation of any of the provisions of any of the sections of this sub-title of this article, in said county, he shall issue a warrant for the arrest of the offender and the seizure of the boat, vessel and equipments, which warrant shall be directed to the sheriff or any constable of said county, or to any licensed tongman of said county under said sections, or to any officers of the State fishery force; and said person, when arrested, shall be taken before said judge or justice of the peace to answer said warrant, and the boat, vessel and equipments shall be held as security for the payment of the fine imposed and the costs of prosecution for violating said provision, which fine and costs of prosecution shall be a lien upon the boat and equipments so seized and taken; and if said fine and costs be not paid within ten days after conviction, said boat and equipments shall be sold to satisfy the amount of said fine and costs, after due notice given by said sheriff or constable seizing the same.

Ibid.

130. Any person so convicted before any justice of the peace shall have the right to appeal to the circuit court for said county; provided, he gives notice of said appeal to the justice of the