

1896, ch. 441, sec. 99.

110. The sheriff or any of the constables of any of the counties of this State, where any violations of any of the sections 101 to 109, inclusive, shall come to his knowledge or upon the warrant of some justice of the peace of any of the counties of this State, shall apprehend the said person or persons charged with the violation of any of said sections, and take the said person or persons to the nearest or most accessible justice of the peace, to be dealt with according to the provisions of said sections ; and it shall be the further duty of the sheriff or any of the constables of the county, in case of a forfeiture of any net or nets, boat or boats, or tackle, by any justice of the peace of any of the counties of this State, under any of the provisions of said sections, to hold and take possession of said nets, boats or tackle thus forfeited as aforesaid, and to offer the said net, nets, boat, boats, or tackle for sale for cash to the highest bidder, after having advertised the same for sale in one or more conspicuous places in the neighborhood of said sale, setting forth the time, place and terms of said sale, and the proceeds of such sale shall apply in the first place to the costs and charges incident to judgment, cost and forfeitures, and costs of seizure, sale and other costs incident to said sale, and the balance shall pay over to the clerk of the circuit court for the county in which the sale is made, and by the said clerk said balance shall be paid over to the comptroller of the State, to the credit of the "Oyster Fund."

Ibid sec 100.

111. The provisions of sections 101 to 110, inclusive, shall not apply in any way to the use of the rod, hook and line in the taking or catching of fish at any time during the year, or gill nets for family purposes.

Ibid. sec. 101.

112. The lines defining the headwaters of the Chesapeake bay at or near the mouth of the Susquehanna river shall be defined as follows : All waters west and south of the following line shall be considered as belonging to the Chesapeake bay, to wit : A line drawn from Carpenter's Point, thence to Grove Point ; and a line drawn from Grove Point to Howel's Point, but not to include any tributary of said bay.