

dying had, for the purpose of protecting, cultivating and removing the oysters planted on said lot for the period of three years from the date of the death of the person appropriating such lot ; and any person or persons taking or attempting to take oysters thus planted or bedded shall be deemed guilty of a misdemeanor and upon conviction before a justice of the peace trying the case shall be fined a sum not less than fifty dollars nor more than one hundred dollars and be imprisoned in the house of correction for a period of three to six months, one-half of said fine to be paid to the informer and the other half to be paid to the county commissioners for the use of the public schools. This section not to apply to Somerset, St. Mary's and Calvert counties, for which special laws are enacted.

Jackson v. Bennett, 80 Md. 77. *Powell v. Wilson*, 85 Md. 356. *Handy v. Maddox*, 85 Md. 548.

1900, ch. 380, sec. 46 A.

47. It shall be unlawful for any person or persons or corporation to locate or appropriate any natural bar or bed of oysters by certificate, as provided in section 46 of this article, and such unlawful location is hereby declared a misdemeanor, and upon conviction before a court of competent jurisdiction or justice of the peace, there shall be a fine of not less than fifty dollars or imprisonment for not more than three months, or both fine and imprisonment, in the discretion of the court.

1894, ch. 380, sec. 47.

48. If any creek, cove or inlet not exceeding one hundred yards at low water in breadth at its mouth make into the land, or if any creek, cove or inlet of greater width than one hundred yards at low water mark make into the land, the owner or other lawful occupant shall have the exclusive right to use such creek, cove or inlet when the mouth of said creek, cove or inlet is one hundred yards or less in width ; and when the said creek, cove or inlet is more than one hundred yards in width at its mouth at low water, the said owner or other lawful occupant shall have exclusive right to use such creek, cove or inlet so soon as said creek, cove or inlet in making into said land or lands shall become one hundred yards in width at low water, for preserving, depositing, bedding or sowing oysters or other shell fish, although such cove, creek or inlet may not be included in the lines of any patent ; and in all such cases