

either State ; the legal authorities of either State shall have the right to arrest any offender against said sections in the Potomac river and to pursue such offender beyond the boundary line of either State upon navigable waters and arrest him whenever found upon such waters ; and in all cases of arrest the offender may be tried before such justice of the peace or court having criminal jurisdiction which shall be convenient.

1894, ch. 380, sec. 55.

**63.** The penalties imposed by sections 59, 60 and 61 shall be recovered before any justice of the peace of either State in any county of either State, with the right to the State or the defendant to appeal to the circuit court for the county in which such cause has been tried, or to the criminal court of Baltimore, if tried in Baltimore city, or in the Hustings court of the city, if tried in a city of Virginia ; the parties and vessels charged may be arrested without warrant and carried before any justice of the peace ; the justice shall cause a guard to be put upon the vessel and the parties charged to be confined in jail or bailed ; upon conviction the offender shall be committed to jail until the fine is paid and the vessel shall be sold at public auction by the sheriff of the county or city for cash after ten days' notice ; in case of appeal the appellant shall remain in custody and the vessel shall be sold as above provided, unless recognizance be entered into for double the amount of the fine and double the value of the vessel conditioned for the performance of the final judgment of the court ; upon such recognizance being given, the party convicted and the vessel shall be discharged.

1904, ch. 341, sec. 55 A.

**64.** It shall be lawful between October 1st of any year to June 1st of the year following, to take oysters of any size for the purpose of planting in the waters of Maryland or Virginia in the waters of the Potomac river above a line drawn from Cobb's Point bar, on the Maryland side, to Colonial Beach, on the Virginia side, but it shall be unlawful to take oysters in such waters for any other purpose or at any other time than is herein set forth, and any person taking oysters for any other purpose or having them in his possession or exposing them for sale for any purpose but that herein set forth, shall be deemed guilty of an offense, and shall be punished by the imposition of the penalties set out in section 65.