

costs are paid; provided, that if said fine shall not be paid within twenty days thereafter, it shall be the duty of the said judge or justice of the peace to decree forfeiture of the said boat or vessel, together with all the apparel and tackle on board, and he is hereby authorized to order any sheriff or constable to sell said boat or vessel, together with all the apparel and tackle on board, to the highest bidder for cash, after giving at least twenty days' notice of the time and place of said sale, and the proceeds of said sale shall go to the payment of the fine and cost of such prosecution, and the balance, if any, shall be paid to the owner of said boat or vessel; provided the said owner shall have the right of an appeal to the circuit court.

Decree for-  
feiture.

SEC. 11. *And be it enacted*, That any boat owned wholly or in part by any non-resident used in catching oysters in this State with scoop, dredge or similar instrument, shall be condemned by order of any Judge of the Circuit Court nearest the place of her capture, or if captured in Baltimore, by order of the Judge of the City Court, and shall be sold by the sheriff of the county where condemned, or if condemned in Baltimore city, by the sheriff of said city, to the highest bidder for cash, after twenty days' notice of the time and place of sale, such notice to be published at least three times in a newspaper having the largest circulation printed in Baltimore city or in the county where condemned; one-fourth of the proceeds of such sale shall be paid to the party making the capture, except the officers of the Fishery Force, and the balance shall be paid into the treasury of the State, to be credited to the Oyster Fund.

To be sold to  
highest bid-  
der.

SEC. 12. *And be it enacted*, The fines accruing under this act shall be paid by the sheriff, constable or officers of the State Fishery Force collecting the same, within ten days, to the clerk of the county or city where such fine may accrue, and such clerk shall account for the same in his next quarterly term to the Comptroller of the Treasury, to be placed to the credit of the Oyster Fund.

Fines to be  
paid to clerk.

SEC. 13. *And be it enacted*, That it shall be unlawful, without authority from the owner, for any