

CHAPTER 40.

AN ACT to protect oysters in certain waters of Manokin River in Somerset county.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That it shall not be lawful for any person or persons to employ any canoe, boat, or vessel in catching or taking oysters, with scoop, scrape, drag or dredge or any similar instrument, in the waters of the Manokin River in Somerset county, east of a straight line from Hazard Point on the south side of said river to South Point on the south-east end of little Deal's Island.

Unlawful to catch oysters

SEC. 2. *And be it enacted,* That any person or persons violating any of the provisions of this act shall be fined in a sum not less than one hundred dollars nor more than two hundred dollars for each and every offence, and shall stand committed to the county jail until such fine and costs shall be fully paid and satisfied.

Fined for violation.

SEC. 3. *And be it enacted,* That on information under oath of any violation of the provisions of this act to any justice of the peace of Somerset county, the said justice shall forthwith issue his warrant to the sheriff or any constable of said county, requiring the officer to whom the said writ shall be directed to summon a posse comitatus, if necessary, and proceed at once to arrest the party or parties alleged to have been engaged in violation of this act, and forthwith bring the offender or offenders before some justice of the peace of Somerset county for a hearing, and the said justice of the peace shall either give the case an immediate hearing, or at the instance of the party or parties charged with a violation of this act, shall appoint some early day within the next seven days thereafter to hear the case, the party or parties charged giving such good and sufficient bail as said justice shall require for his or their appearance at the trial, and on the conviction of the offender or offenders the said justice shall fine such person or persons in a sum not less than one hundred dollars nor more than two

Issue warrant.