

waters of Somerset county, the said justice shall fine such person or persons not less than fifty dollars nor more than one hundred dollars if the said violation of the provisions of this sub-title be the first offense committed; but for the second offense at any time after a conviction of a first offense, the said justice shall fine such person or persons not less than one hundred dollars nor more than five hundred dollars, and such person or persons so found guilty shall stand committed until the fines and costs are paid; but in all cases arising under this sub-title, the defendant or defendants shall have the right of appeal to the circuit court of Somerset county from the judgment of the justice of the peace; and the canoe, boat or other vessel so unlawfully used, shall be bound for the fine and costs in all cases where the master, owner or other person employing the said vessel in violation of the provisions of this sub-title shall not be arrested, and shall neglect or wilfully fail or refuse to appear, the justice of the peace may proceed to hear the said charge so far as it applies to the said vessel without such appearance, and if the charge appear to be true, the vessel shall be declared forfeited, but for the first offense shall be released upon the payment of not less than fifty dollars nor more than one hundred dollars, and for the second offense at any time after conviction of a first offense, shall be released upon the payment of not less than one hundred dollars nor more than five hundred dollars in the discretion of the justice of the peace hearing the case, together with the costs attending the same; but the owner, master or any one having a mortgage or lien on said vessel may appeal from the judgment of said justice of the peace to the circuit court of Somerset county, upon his giving bond in such a sum as may represent double the value of the said vessel, the said vessel shall be released, and it shall be the duty of the officers of the State fishery force to arrest all persons found violating any of the provisions of this sub-title, and bring the offender or offenders before some justice of the peace most convenient, to be dealt with as herein provided; and the same officers shall serve any warrant issued by any justice of the peace of Somerset county for the violation of this sub-title, and immediately bring the offender or offenders before said justice of the peace for trial; the money received from license for all vessels shall be paid by the clerk to the secretary and treasurer of the school board for Somerset county for the use of the schools of said county; and after one-half of the fine in each case is paid to the informer, the balance of said fine shall be paid to the clerk of the court of said county by the justice of the peace hearing the case within thirty days from the date of the trial, and the said clerk shall pay the same to the secretary and treasurer of the school board of said county for the benefit of the school fund.

Proceed-
ings.

For schr ol
purposes.

147. *And be it enacted*, That all oysters taken in any of the waters of Somerset county, shall be culled on the beds or bars