

not extend across any channel, nor shall they be so placed as to in anywise obstruct the passage of any vessel or boat engaged in trading in said waters, nor shall any seine or net be used in that portion of said pound nets that confines the fish, the meshes of which are less than one and a quarter inches square, nor shall any stake or post be used in placing said pound nets of a greater diameter than five inches in the largest part, nor shall such stake or post be permitted to remain in said waters for a longer period than that prescribed in this section for the placing of pound nets.

Consent. SEC. 2. *And be it enacted*, That the preceding section shall not be construed to permit any person to place such pound nets opposite the shore of any owner of land bordering on said waters unless the consent of such owner is first obtained; nor shall any such pound net be so placed as to obstruct the hauling of any seine upon any established fishing shore on said waters, unless so placed by the owners of such fishing shore.

Fines. SEC. 3. *And be it enacted*, That any person violating the provisions of the two preceding sections shall forfeit the seine or nets and the boat and materials used in fishing the seine, and shall in addition pay a fine of twenty dollars; provided, however, that the using of any post or stake of a larger size than five inches in the largest part, or permitting the same to remain for a longer period than ten days after the removal of the seine or nets therefrom, shall subject the person so offending to a fine of not more than twenty nor less than ten dollars.

Effective. SEC. 4. *And be it enacted*, That this act shall take effect from the date of its passage.

Approved March 14th, 1890.

CHAPTER 90.

AN ACT to refund to David Thum, late sheriff of Washington county, the sum of seventy-one dollars and sixty-eight cents (\$71.68,) erroneously paid by him as said sheriff into the State treasury.

To repay. SECTION 1. *Be it enacted by the General Assembly of Maryland*, That the comptroller of the treasury be and he is hereby authorized and directed to issue his warrant upon the treasurer of the State of Maryland in favor of David Thum, late sheriff of Washington county, for the sum of seventy-one dollars and sixty-eight cents (\$71.68,) erroneously paid by him as said sheriff to the treasurer of the State on the fifth day of October, eighteen hundred and eighty-nine, the same having been approved by the officers of the treasury department.