

CHAPTER 449.

AN ACT to protect fish and water fowl in the waters of the Elk river, in Cecil county, northward of a line therein specified.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That it shall not be lawful for any person to lash or beat the waters of the Elk river within the bounds of Cecil county, with rods, poles, sticks, or in any other manner, or to make noises on the decks of any boat or boats, or on any part of said boat, by the use of clogs or wooden shoes, or any other instrument, or by any other means, or in any other manner, for the purpose of driving fish into any seine, fish basket, or other contrivance for catching fish, or for the purpose or which will have the effect of driving or frightening wild water fowl of any description from their feeding or roosting grounds in the waters aforesaid, northward of a line drawn across said river from Court House point on the east side to Oldfield's point on the west side of said river. What is unlawful.

SEC. 2. *And be it enacted,* That any person violating any of the provisions of the preceding section shall, on conviction thereof, pay a fine of not less than ten nor more than one hundred dollars. Fine for violation.

SEC. 3. *And be it enacted,* That on information being given on oath to a justice of the peace of said county that a violation of the first section has been or is being committed by any person, he shall forthwith issue his warrant for the arrest of the offender or offenders, which warrant shall be directed to the sheriff or some constable of said county, and such officer may summon the *posse comitatus* to aid him in making any arrest under this act. Arrest for violation.

SEC. 4. *And be it enacted,* That upon the arrest of the offender or offenders, he or they shall be taken before some justice of the peace of said county adjacent to the waters in which the offence was or is being committed, and if upon a hearing he shall be deemed guilty, shall pay a fine of not less than ten