

to advise them in the execution of the powers vested in them by this act, and to appear for them in the said court to answer such objections, if any be made as aforesaid, and the County Commissioners of Dorchester County are hereby required to pay such compensation to said counsel as the Circuit Court shall allow.

County Commissioners required to pay counsel.

SEC. 6. *And be it enacted*, That after the said report, or amended report, shall be confirmed and ratified as aforesaid, it shall not be lawful to build or erect any wharf, pier, improvement, or any structure of any kind in the said creek or its branches, or extend the same from either shore, or to extend any wharf, pier or other improvement already existing beyond or outside the building line established as aforesaid, and every person offending against the provisions of this act, shall be deemed guilty of a public nuisance, and on indictment and conviction in said court, shall be fined a sum equal to the cost of removing said nuisance, and shall be confined in the county jail until the said fine and costs are paid, and to enable the court to determine the amount of the said fine, they shall at the time of the trial hear evidence of the probable cost of removing such nuisance; and if any person shall unload, discharge or throw overboard any ballast, stones, shells, earth, sawdust or other like matter, or suffer the same to run from their premises into the said creek or harbor defined as aforesaid, or shall fill up or obstruct the navigation of the same, he or she shall be deemed guilty of a public nuisance, and shall on indictment and conviction as aforesaid, be punished by fine, at the discretion of the court, and be committed as aforesaid until the said fine and costs are paid, for a period not less than thirty days nor more than six months, in the discretion of the court; provided that the bedding of oysters in said creek above the railroad bridge, as it now spans said creek, is not to be embraced within the provisions of this section; and provided, that this section shall not be construed to apply to such marine railways as are now or may hereafter be constructed to run into said creek, or to the obstructions and improvements necessarily incident thereto.

Not lawful to build.

Penalty.

Penalty.

Not to be embraced.

Marine Railways.