

reserved to either the State or defendant from the decision of said justice of the peace, or upon indictment in the Circuit Court, be fined not less than five nor more than twenty five dollars and costs, said fine to be paid to the justice of the peace who may try such cause, or to the sheriff of the county, to be paid by the said justice or sheriff to the public school fund for said county.

Right of appeal.

SEC. 5. *And be it enacted*, That any person or persons who shall use any boat, canoe or vessel to catch oysters in any of the waters of said county not authorized by this act, or without having been licensed as hereinbefore provided, or for any other violation of this act, shall, upon conviction thereof before a justice of the peace, with the right of appeal to either the State or defendant, to be taken within twenty days to the Circuit Court for said county, the defendant or defendants giving bond with approved security for his or their appearance at the first term of said Circuit Court held in said county thereafter, or upon conviction thereof by indictment in the Circuit Court for said county, be fined not less than fifty nor more than one hundred dollars, and stand committed until said fine and costs are paid; and all fines arising from any violation of this act shall be paid by the offender or offenders to the justice of the peace trying said cause, or to the sheriff of said county, by them to be paid into the public school fund of said county; and a failure by the said justice of the peace or sheriff to pay said fine within thirty days after receipt of same to the said public school fund, shall subject said justice or sheriff to a fine double the amount of money received by them, to be recovered by suit or indictment.

Time of taking appeal.

Fines—how disposed of.

SEC. 6. *And be it enacted*, That it shall be unlawful for tongmen or other persons to take or catch any oysters for any purpose between the first of May and the first of September in the waters of Fishing bay and its tributaries and Honga river and its tributaries, and that it shall be unlawful to catch oysters in the waters of Hooper's straits or Holland's straits and Tar bay between the first day of May and the first day of September of each and every year, except for the purpose of bedding within the waters of Dorchester county, or to the quantity of five bushels per day for domestic use; and it shall be

Unlawful for tongmen, etc.