

been a resident of the state of which he is a citizen for twelve months immediately preceding; any one violating this section shall be subject to a fine of five hundred dollars; any vessel in which oysters are taken contrary to this section shall be forfeited and sold; one-half of the proceeds to go to the state, when convicted, and the other half to the informer.

When scoop, dredge, &c., is unlawful.

Penalty for violation.

Fines — how disposed of.

SEC. 2. *And be it enacted*, That it shall not be lawful for any citizen of Maryland or Virginia to take or catch oysters with a scoop, scrape, dredge, or any such instrument, in the waters of the Potomac, between the first day of April and the first day of November of each year; it shall not be lawful for any citizen of either state to take oysters with tongs from the waters of the Potomac river between April the fifteenth and September the first of each year; it shall not be lawful for any person to have in possession any oysters in the waters of the Potomac river between the fifteenth day of April and the first day of September of each year; every person found guilty of violating any of the provisions of this section shall be fined not less than two hundred and fifty dollars nor more than five hundred dollars for each offence; and the vessel by which oysters are illegally taken, or which receives oysters so illegally taken, or which has oysters on board (within the limits of said river) within the time specified, shall be held as security for the payment of the fine hereinbefore mentioned, and be subject also to a fine of not less than fifty dollars nor more than one hundred and fifty dollars; and in the event of such fines not being paid within a period of twenty days, then such vessel to be forfeited and sold; the surplus, after payment of fines and costs, to be paid to the owner or owners of the boat; one-half of fines to go to the informer and the other half to the state.

When lawful.

SEC. 3. *And be it enacted*, That it shall be lawful for citizens of the States of Maryland and Virginia to take oysters in the Potomac after complying with the requirements of the law of the state of which he is a citizen for the taking of oysters from the waters of such state; and any citizen of either state who takes oysters in the Potomac without having complied with the requirements of the law of his state as to the taking of oysters in its own waters, shall be considered guilty of violating the laws of the state