

in the first section of this act, to employ their seines upon the beach or shore at any time whilst engaged in fishing, so as to leave the smaller fish to perish, but to empty the same in water of sufficient depth to enable the smaller fish to return to the waters for growth and maturation; and any person or persons using seines, pound nets, fish-baskets, fykes, traps, or nets of any class or description that catch the fish alive, shall immediately cull them and return the small fish to the waters at the place where they were taken.

Return small fish to waters.

SEC. 4. *And be it enacted*, That no person or persons other than the bona-fide residents of Kent and Queen Anne counties shall use any boat or trap of any kind or description used in catching fish in the said waters of Chester river and its tributaries in said counties; provided, however, that persons owning or occupying lands in said counties on said river and its tributaries shall have the right to rent or otherwise grant to non-residents the privilege of fishing on or opposite their shores during the fishing season hereinbefore limited and fixed; and, further provided, that the right to take fish with hook and line shall be allowed to all persons at all times.

Who to fish.

SEC. 5. *And be it enacted*, That upon the information of any citizen of either of said counties, that he knows or verily believes that any person or persons have violated any of the provisions of this act, before any justice of the peace of either of the said counties, the justice of the peace of said counties shall docket a case in the name of the state of Maryland against such person or persons so charged by oath as offending, and issue a warrant at once to some one of the constables or the sheriff of such county for the arrest of the party or parties charged in said oath with such violations of this act, to be brought before such justice for trial, and upon conviction shall be fined not less than ten nor more than sixty dollars for each and every offense, in the discretion of said justice of the peace, one half of which fine shall be paid to the informer, the other half to the school fund of the county where such conviction was rendered; and in default of payment of such fine such person or persons so convicted shall be sent to the county jail where such act was committed for not less than ten nor more than thirty days, at the discretion of the justice of the peace.

Docket case.

Penalty.