

waters mentioned in the first section of this act, to empty their seines upon the beach or shore at any time whilst engaged in fishing, so as to leave the smaller fish to perish, but shall empty same in water of sufficient depth to enable the smaller fish to return to the water 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.

To return
small fish.

SEC. 4. *And be it enacted*, That no boat or trap of any kind or description, used in catching or taking fish, shall be used in the waters mentioned in the first section of this act, by any person other than *bona fide* residents of said counties; and every person, either as principal or employee, before using any boat, trap or other device of any kind or description, to take or catch fish for sale, shall first procure from the Clerk of the Circuit Court for the county whereof said person is a resident, a license, which said Clerk is hereby authorized to issue, and for which he shall demand and receive one dollar; which said license shall authorize the person receiving the same, to take and catch fish within the jurisdictional limits of the county in which it is issued, for one year from the date of issuing same, subject to the restrictions mentioned in this act; and every person applying for a license as aforesaid, shall make oath that he has been a resident of said county not less than twelve months preceding said application; and said Clerk shall not issue license to any person who fails or refuses to make said oath; provided, that nothing herein shall be construed to preclude any *bona fide* resident of either of said counties, duly licensed as hereinbefore provided for, from taking or catching fish in any waters bordering on any lands of which said person may be owner in whichsoever county

License.