

Repeal.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That section twenty-one, twenty-two, thirty-six, forty, forty-eight and sixty-three of Article seventy-two of the Code of Public General Laws, title "Oysters," as re-enacted by chapter 380 of the Acts of 1894, be and the same are hereby repealed and re-enacted with amendments, so as to read as follows :

Oath of owner  
of boat.

21. The owner of such boat shall make oath before the Comptroller or his clerk, or if the owner be a resident of Baltimore city, he may make oath before the clerk of the Court of Common Pleas, or if a resident of a county, he may make oath before the clerk of the Circuit Court for said county, at the same time exhibiting his custom house license to said officer, before whom he makes the oath, that he is the *bona fide* owner of such boat described in the license; that he has been a resident of the State, for the time hereinbefore prescribed; that there is no lien on said boat, held by a non-resident, directly or indirectly, and that the said boat is not held, and shall not be knowingly used with an intention to violate or evade provisions of this article, and such applicant shall produce before the Comptroller, at the time of making such application, the certificate of the taking of such oath, and the gross custom house tonnage, which gross tonnage the owner shall swear to, and shall further make oath that before the measurement of said vessel by the custom house officers, the said vessel was not dunnaged, so as to evade the just and proper measurement of tonnage of said vessel, with a view of evading a proper and just sum for the licensing of said vessel. The master of such boat shall also make oath before the Comptroller or his clerk, or if a resident of Baltimore city, before the clerk of the Court of Common Pleas, or before the clerk of the Circuit Court of the county wherein he may reside, that he has been a resident of the State for the twelve months next preceding the time of taking such oath; any one violating this section shall be deemed guilty of a misdemeanor, and upon conviction before a judge of the Criminal Court of Baltimore city, or a judge of the Circuit Court of the county, or a justice of the peace having jurisdiction, as the case may be, shall be fined a sum not less than fifty dollars nor more than three hundred dollars, or imprisoned in the House of Correction for a period of not less than three months or more than six months, or both, at the discretion of the judge or justice of the peace.