

Catching of
fish regu-
lated.

146 A of Article six and 116 A of Article twenty-one. It shall be unlawful for any person, except actual bona fide residents of Caroline and Talbot counties, and they shall first obtain permission of the occupants or owners of the lands bordering on the waters hereinafter mentioned, to take or catch fish in the waters of the Great Choptank river above the mouth of Linchester river, and in Tuckahoe river, with seines with meshes of less size than five inches square.

When unlaw-
ful to fish
with seines,
etc.

146 B of Article six and 116 B of Article twenty-one. It shall not be lawful for any person to take or catch fish in the waters of the Great Choptank river above the mouth of Linchester river and in the waters of Tuckahoe river, with haul seines, float seines or other devices, except hook and line, between the fifteenth day of May and the first day of August in each and every year, and during the season when the taking and catching of fish is allowed, as aforesaid, it shall be unlawful for any person to keep, put or allow his, her or their haul-seines, float-seines or other devices, except hook and line to be in or used in any of the waters aforesaid, between the hours of two o'clock P. M. on each and every Saturday, and twelve o'clock midnight on the following Sunday night, or for any person to set, place or use in the waters aforesaid, for the purpose of taking or catching fish, at any time, any pound nets or weirs, or any fykes, the outer or outside opening or mouth of which is more than two feet in diameter, and any person violating any of the provisions of this or the preceding section shall be deemed to be guilty of a misdemeanor, and upon conviction thereof, before any justice of the peace in and for either of said counties, having jurisdiction in the premises, shall be fined not less than five dollars nor more than fifty dollars, for each and every offense, or shall be subject to a forfeiture of the seines, boats and appurtenances thereto belonging, or both fine and forfeiture in the discretion of the justice; provided, however, that the accused shall have a right to pray a jury trial or take an appeal to the Circuit Court of the county wherein the accused was arraigned as in other criminal cases of the same grade, upon giving the usual bonds required in such cases.

Penalty.

Repeal.

146 C of Article six and 116 C of Article twenty-one. That all acts or parts of acts, in so far as they relate to the taking and catching of fish in the waters of the Great Choptank river above the mouth of Linchester river, and to the waters of Tuckahoe river, inconsistent with the provisions of this act, be and the same is hereby repealed.