

considered a new mill or mills, and shall be subject to the provisions of this section. CHAP. 358.

78 g. No person shall at any time empty any seine or net of any description whatsoever upon the beach, shore or land bordering upon any of the waters of this State, above tide, and no person shall at any time so empty any such seine or net as to leave to perish upon the said beach, shore or land, or upon any boat or float any white perch of any size less than seven inches in length, or any yellow perch of any size less than eight inches in length, or any rock fish or striped bass, or any taylor of any size less than ten inches in length, or any pike of any size less than fourteen inches in length, measuring in the case of each one of the said fish from the tip of the nose to the end of the caudal fin or tail; but every person so using any seine or net of any description shall immediately and carefully cull over and return alive, if possible, to water of not less than twelve inches deep, all of the aforesaid fish therein captured of any size less than the aforesaid respective lengths, under a penalty of not less than twenty-five dollars (\$25.00), nor more than one hundred dollars (\$100.00), for each and every offense; provided, however, that nothing in this section contained shall prevent any one from capturing and destroying, in any manner, save only by the way prohibited by section 78 f, of this Act, any German carp, or any leather carp, or any carp of any description whatsoever of any size.

Unlawful to empty any seine or net upon beach, etc.

78 h. All justices of the peace of this State, in and for the city or county wherein the offense shall be committed, shall have jurisdiction to hear and determine all prosecutions for the purpose of enforcing fines and penalties collectible under the provisions of this Act, and all such fines and penalties are hereby expressly made subject to the provisions of section 8 of chapter 293 of the Acts of the General Assembly of Maryland, passed at the session 1896; and in all cases where such prosecutions are begun or instituted by any person other than the State game warden, or one of his deputy game wardens of this State, and shall result in the collection of a fine or fines, then one-half of such fine or fines, after the proper Court costs, or costs of the magistrate in convicting the offender shall have been paid, shall be paid to the informer, and the other half to the school fund of the city or county in which said prosecution is conducted. It shall be unlawful for any person or persons in any manner to throw or cause to be thrown any slab of timber or other substance across or into any stream, under a penalty of two dollars (\$2.00) for each fish so caught, taken or killed.

Justices of the peace have jurisdiction.