

tributaries, until the first day of May next after issuing of said license ; provided the applicant for said license shall satisfy the said clerk, by his own oath or other sufficient proof, that he is a citizen of said county, and shall pay to said clerk the sum of one dollar, to be paid by said clerk to the county commissioners of Worcester county, to be expended in the procuring of seed oysters to be planted in said bay upon the natural rocks thereof as said commissioners may direct ;

When to take. and upon taking out said license, and not otherwise, it shall be lawful for said citizen, so obtaining the same, to take and remove oysters from the natural rocks in the waters of said Synepuxent bay, and its tributaries, included in the boundaries of said Worcester county, with rakes and tongs, and not otherwise ; but no person licensed as above, nor any other person, shall take or remove any oysters from the waters of said bay, or its tributaries, on any Sunday, or in the night, at any season, nor during the day from the first day of May to the first day of September, or any shells from natural rocks of said bay at any time ; provided that nothing herein shall be construed to forbid any person from taking or catching his or her own planted oysters at any time, or with any kind of instruments ; and any person violating any of the provisions of this section shall be guilty of a misdemeanor, and upon indictment and conviction therefor shall be fined not less than twenty dollars nor more than one hundred dollars for each offence, and shall stand committed to the jail of Worcester county till the fine and costs are paid, or both fined as aforesaid, and imprisoned in the jail of Worcester county for not less than sixty days, in the discretion of the court.

Penalty.

Lawful. SEC. 3. *And be it enacted,* That it shall be lawful for any resident citizen of Worcester county to plant or lay down oysters in any of the waters of the Synepuxent bay or its tributaries except upon the natural rocks in said bay or its tributaries, and any person or persons so planting shall keep the said oysters so planted staked with stakes, bushes, or buoys, and four stakes, bushes, or buoys, shall constitute a sufficient quantity to mark said ground so planted—