

cepted,) shall be in common to each and every citizen of this state.

CHAP. 87.

Sec. 10 *And be it enacted*, That in taking or catching any oysters or ot er shell fish, it shall not be lawful for any person or persons, to use (except in the Chesapeake Bay and Potomac River.) any drag, or rake or tongs, with more than six teeth, prongs, or nails, on either side; or to take up, or appropriate, to his or their use, any oyster bar, within the waters of this state; and the person or persons who may be detected in violating the fifth, sixth, seventh, eighth, ninth, and tenth sections of this act, shall be subject to the penalty provided for in the fifth section of this act.

*In g. drags, &c prohibited.*

*Penalty for violating certain sections.*

Sec. 11. *And be it enacted*, That if any person shall catch or take any oysters or shell fish within the limits or adopted depot of any citizen of this state, as described by this act, without permission first had and obtained from the proprietor of such depot, every person so offending shall be deemed guilty of a misdemeanor; and if such offender be a free person, on conviction thereof, shall be adjudged to be fined not exceeding fifty dollars, or imprisoned, or both, in the discretion of the court before which any such person shall be tried and convicted; and if such offender be a slave, on conviction thereof before a single justice of the peace, such offender shall be by such justice adjudged to suffer such punishment of whipping, not exceeding forty lashes, as said justice shall think fit.

*Penalty for taking oysters without permission, &c*

CHAPTER 88.

*An act to repeal the third section of an act, entitled: an act for the re-valuation of the Assessable Property in Prince Georges County, passed at December session 1824, chapter 38, and for other purposes.*

Passed Feb 15, 1829

Sec. 1 *Be it enacted by the General Assembly of Maryland*, That the third section of the act, entitled, an act for the re-valuation of the assessable property in Prince George's county, passed at December session eighteen hundred and twenty-four, chapter thirty eight be, and the same is hereby repealed.

Repeal.

Sec. 2. *And be it enacted*, That all the powers lawfully exercised by or vested in, the commissioners of the tax for Prince George's county, and all the duties required by law to be performed by them, shall be vested in, and exercised and performed by the levy court of said county.

*Powers and duties of commissioners of tax transferred to levy court.*

Sec. 3. *And be it enacted*, That the levy court for Prince George's county shall, on the second Monday in March next, appoint a fit and proper person, who shall transact all the business, and discharge all the duties now appertaining to the several and respective offices of clerk of the levy court

*Appointment and duties of clerk--*