

CHAP. 291.

CHAPTER 291.

Passed Mar. 28, 1838. *An act for the preservation of Fish and Wild Fowl in the Patuxent and Wicomico Rivers, and their tributaries.*

Direction of gill
nets prohibit-
ed

SEC. 1. *Be it enacted by the General Assembly of Maryland.* That from and after the passage of this act it shall not be lawful for any persons or person, except the citizens residing in the counties bordering on said rivers, and their tributaries, or who may be permitted to do so, by persons owning or occupying lands on said rivers, or their tributaries, hereafter to erect or cause to be erected or fixed, in any of the water courses within this State, which are connected with the Patuxent or Wicomico rivers, or in either of said rivers, any gill net, sein or other obstructions, and every person so offending, and being thereof convicted before a justice of the peace or magistrates' court of any county adjoining the water course in which the offence has been committed, shall forthwith pay the sum of twenty dollars, and he shall moreover be deemed guilty of a nuisance, and the justice of the peace or magistrates' court shall cause the obstruction to be abated; and in case the offender shall fail to pay the fine aforesaid, he shall be committed by said justice of the peace or magistrates' court to the public jail of the county, there to remain for thirty days, unless the said fine of twenty dollars be sooner discharged.

Penalty \$20

On failing to
pay

Shooting at
wild fowl at
night prohibit-
ed

SEC. 2. *And be it enacted,* That no person shall hereafter, in any of the waters of the Patuxent or Wicomico rivers, or any of their tributary streams, shoot at wild fowl during the night time with a gun of any description, unless it be from the land, or a blind fixed on some bar in said waters; nor shall any person at any time, either in the day or in the night, shoot any description of gun from skiffs or other boats, or from floats, which may not be conveniently discharged from the shoulder, at arms length, without a rest; and any person convicted of a violation of this act before any justice of the peace or magistrates' court of any county adjoining the waters or water courses in which the offence may be committed, shall forthwith surrender his

Or with large
gun