

CHAPTER 310.

CHAP. 310.

A supplement to an act, entitled, an act to prevent the destruction of Oysters in the Waters of this State, passed December session eighteen hundred and thirty three, chapter two hundred and fifty four. Passed Mar. 30, 1838.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That from and after the passage of this act, the powers and authority granted in the law to which this is a supplement, to the sheriff of the counties, shall be, and are hereby granted to all Constables, and all other officers, civil and military, to carry into effect, the provisions of that law, and of the several sections hereinafter contained, and that the mode of proceeding under this law, shall be such as is therein prescribed for the action of the Sheriff. All officers au-
thorised

SEC. 2. *And be it enacted,* That from and after the passage of this act, it shall not be lawful for any one to catch or take from, the creeks or rivers within the limits of any counties, in this State, oysters with tongs, rakes or any instrument whatever, unless the party so catching or taking, shall be at the time thereof, a resident of the county in which such creek or river lies, and in the those cases in which a creek or river shall be the divisional line between two counties, the privilege of taking oysters therefrom, shall belong to the residents of said counties so divided, in common, and to none other. Taking oysters
forbid, except
by inhabitants
of the county,
&c.

SEC. 3. *And be it enacted,* That for every offence committed against the provisions of this law, or the act to which this is a supplement, the offender upon proof adduced before a justice of the peace of the county within which the offence shall be committed, or if committed within the waters of a creek or river diving two counties, the justice of the peace of either thereof; and upon conviction of the same, shall be subject to a fine of not less than five dollars or more than fifty dollars, to be levied upon the body, goods and chattles of the offender, and the said justice shall ad- Penalty for vio-
lating this act,
\$5.
judge and condemn as forfeited, the boat or vessel, in possession of the party so offending, together with Forfeiture of
boat, &c.
her papers, furniture, tackle and apparel, and all