

and shall pay upon conviction before a [justice of the peace or] court of competent jurisdiction, a fine equal to the damages ascertained as suffered by the owner or occupier of said fishery, and in addition thereto, the cost of prosecution[; the amount of fine so imposed shall be paid to the owner or occupier of the fishery, and the vessel, float or boat shall be held as security for the payment of the fine].

§ 254. Penalty—Generally.

Any person found guilty of violating any of the provisions of the preceding sections of this subtitle, with the exception of § 246, unless the penalty is provided for in the section, shall be deemed guilty of a misdemeanor and upon conviction thereof before a [justice of the peace qualified to try same or] court, shall be fined the sum of not less than \$25 nor more than \$100[, and shall stand committed to the county jail or the Baltimore City jail until such fine and costs are paid; and a]. *All fines and costs shall be paid in accordance with Article 38, § 4.* All boats, nets, seines or other equipment used for the purpose of violating any of the above sections shall be declared forfeited, and the fines and forfeitures *imposed* shall be disposed of as provided for in § 242.

§ 305. In general.

Any person found guilty of violating any section of this subheading, unless the penalty is provided for in the section, shall be guilty of a misdemeanor and upon conviction thereof before a [justice of the peace qualified to try same, or by any] court [upon appeal,] shall be fined the sum of not less than \$25.00 nor more than \$100.00 [and shall stand committed to the county jail or the Baltimore City jail until such fine and costs are paid, and a]. *All fines and [forfeitures] costs shall be paid in accordance with Article 38, § 4, and disposed of as provided for in § 242.*

§ 308. Beam trawl, trammel nets and troll nets.

The use of any beam trawl, trammel net, troll net or any similar device is absolutely prohibited in the waters of the Potomac River or any of its tributaries. Any person, firm or corporation violating the provisions of this section shall on conviction thereof before any [justice of the peace of any county of this State] court most accessible, forfeit said net or nets, or device, together with all boats, vessels and tackle used in the violation of this section and be fined a sum of not less than fifty dollars and not more than one hundred dollars, or to be subject to both fine and forfeiture, in the discretion of the [justice of the peace trying the case] court. Provided, however, that nothing in this section shall be construed, in any manner, to prohibit the catching of fish through the method of seine hauling and pound net or gill net fishing as heretofore permitted, by license or otherwise, under the laws of the State of Maryland.

§ 309. Jurisdiction and rights of officers of Maryland.

All offenses committed against the provisions of §§ 306, 307 and 309-311 may be punished by any [of the magistrates or] court[s] of the State of Maryland having criminal jurisdiction.