

each year; and it shall not be lawful for any person to have in possession any oysters in the waters of the Potomac river between the 25th day of April and the 1st day of October of each year; every person found guilty of violating the provisions of this section shall be fined not less than two hundred and fifty dollars nor more than five hundred dollars for each offense; and the vessel by which oysters are illegally taken or which receives oysters so illegally taken, or which has oysters aboard within the limits of said river within the time specified, shall be held as security for the payment of the fine hereinbefore mentioned, and be also subject to a fine of not less than fifty dollars nor more than one hundred and fifty dollars; and in the event of such fines not being paid within a period of twenty days, then such vessel shall be forfeited and sold; the surplus after payment of fines and costs to be paid to the owner of the boat; one-half of fines to go to the informer and one-half to the State.*

1904. art. 72. sec. 61. 1894, ch. 380, sec. 53.

63. It shall be lawful for citizens of the State of Maryland and Virginia to take oysters in the Potomac river after complying with the requirements of the law of the State of which they are citizens for the taking of oysters from the waters of such State, and any citizen of either State who takes oysters in the Potomac river without having complied with the requirements of the law of his State as to the taking of oysters in its own waters shall be considered guilty of violating the laws of the State of which he is a citizen and shall be prosecuted according to such laws.

Ibid. sec. 62. 1894, ch. 380, sec. 54. 1904, ch. 341.

64. All offenses committed against the provisions of sections 60, 62 and 63 by persons not citizens and residents as aforesaid of either State may be punished by any of the justices of the peace or courts of either State having criminal jurisdiction. All offenses committed by citizens of either State shall be punished by such justice of the peace or court having criminal jurisdiction where the trial of such offenses shall be most convenient; the authorities of either State have the right to examine into the right of any person taking oysters in the Potomac river, who shall exhibit their authority for so doing whenever required by the police or other legal authority of either State; the legal authorities of either State shall have the right to arrest any offender against said sections in the Potomac river and to pursue such offender beyond the boundary line of either State upon navigable waters and arrest him whenever found upon such waters; and in all cases of arrest the offender may be tried before such justice of the peace or court having criminal jurisdiction which shall be convenient.

*As to taking oysters with patent tongs from the tributaries of the Potomac river in St. Mary's county, see act of 1906, ch. 825.