

and of the State of Maryland for twelve months, immediately preceding his application, and is a bona fide owner of the vessel to be used by him, or upon a certificate of any justice of the peace of said county, certifying to such application, shall issue to such citizen a license, authorizing him to catch or take oysters, with scoop, scrape or dredge in any waters of said county, not parcel of any creek, river, cove or inlet, which license shall hold good for one oyster season only; and shall only authorize the catching of oysters as aforesaid between the 1st day of November in any year, and the 31st day of March next succeeding, on which said last mentioned day the said season shall close and end in said county, and said license shall expire, but no vessel over ten and one-half tons gross measurement, ascertained by proper Custom House measurement, shall be authorized to be used, under any such license, and no vessel over ten and one-half tons, gross tonnage, shall be used or employed in taking oysters in any waters of said county; and the said license shall specify the canoe or vessel to be used by the license, the number and name; and said citizen shall pay for said license at the rate of two dollars per ton for the vessel so employed, and the tonnage of vessels and canoes to be licensed shall be ascertained by Custom House measurements, and no canoe or other vessel shall be employed in taking oysters with scrapes, scoops, drag or dredge, or other similar instruments, in the waters of Somerset County, unless the owner thereof shall first have obtained a license therefor as above provided; and it shall be unlawful for any person or persons in Somerset County to take oysters with tongs in any canoe or other sail boat while said canoe or sail boat is propelled in whole or in part by wind or sail, which said taking in manner aforesaid shall at all times within said county be a misdemeanor and punishable as provided for other offences under this section; and any person having a license aforesaid for any vessel shall provide a number on canvass, to be prescribed and furnished by the clerk of the Circuit Court for Somerset County, of the same size as that required now or hereafter by the State Oyster Law, in red figures, corresponding with the number of his said license, and shall fix the same securely to the main sail but on the opposite side thereof from that required by the State Oyster Law, and shall keep the said number in proper position and plainly visible at all time while at work, or going to or from work during the dredging season, and the provisions of this section shall not apply to Pocomoke Sound, wherein it shall be unlawful at all times to take oysters, with scoop, scrape, drag or dredge, or any similar instrument; and said license shall not be transferable; and any person or persons violating any of the provisions of this section or found guilty of damaging his or their boat, to escape a just and proper measurement of the same by the Custom House Officials, shall be found guilty of a misdemeanor, and shall, upon conviction before any justice of the peace or the Circuit Court for Somerset County, be fined in a sum not less than one hundred dollars or more than three hundred dollars for each offense, or sentenced to the House of Correction for one year, or both, in the discretion of the Court or justice of the peace trying the same.