

**Chapter 309.**

AN ACT for the better protection of fish in the rivers and streams running through or bordering upon Howard county, and to provide for the placing of fish ladders at all dams on such rivers and streams.

SECTION 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 person or persons to take, capture, or destroy any fish by fish pots, fish basket, eel weirs, brush or fascine nets, set net or set nets, dip net or dip nets, dynamite or explosives of like nature, or lime; or to destroy them by shooting them or striking through the ice in any of the rivers or streams which run through from or border upon Howard county; provided that nothing in this act shall apply to the catching of herring, hickory shad or gudgeons in said waters.

Unlawful to  
take or de-  
stroy.

Fish ladders.

SEC. 2. *And be it enacted,* That the owner or owners of any dam now located or which may hereafter be erected on any of the rivers or streams aforementioned, above tide-water, shall and are hereby required to make, or cause to be made and kept in repair proper fish ladders, and have them placed upon all such dams, so as to afford to the fish in said streams or rivers free course up and down the same.

SEC. 3. *And be it enacted,* That if the owner or owners of any such dam as aforesaid shall fail to comply with the provisions of the preceding section within sixty days from the passage and approval of this act, he, they or either of them shall be liable, upon conviction thereof by summary process before any justice of the peace of this state, in the county nearest to or adjacent to where the dam or dams may be situated, to a penalty of not more than one hundred dollars nor less than twenty dollars, or to imprisonment in the county jail for not more than sixty days nor less than thirty days, said liability recurring on failure of said party or parties to erect such fish-ways after sixty days from the date of every such trial; net fines in all such cases to be turned

Fine or im-  
prisonment.