

and Holland Point wharf less than five hundred yards apart, as measured by the channel of the river, and any person or persons or corporations violating the provisions of this Act shall, upon conviction, be fined not more than one hundred dollars for each and every offense.

Approved April 1, 1908.

CHAPTER 313.

AN ACT to repeal and re-enact with amendments Sections 105 and 109 of Article 39 of the Code of Public General Laws (of 1904) of Maryland, title "Fish and Fisheries," sub-title "Chesapeake Bay."

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 105 and 109 of Article 39 of the Code of Public General Laws of Maryland, title "Fish and Fisheries," sub-title "Chesapeake Bay," be and the same are hereby repealed and re-enacted with amendments so as to read respectively as follows:

105. It shall not be lawful for any person in taking fish for sale by the use of pound nets, fyke nets or other contrivances, now known or hereafter invented, to set such pound nets, fyke nets or other contrivances, now known or hereafter invented, in waters of the Chesapeake bay, within the jurisdictional limits of the State of Maryland and below Pool's Island, in the Chesapeake bay, at a greater length than one-third the distance across the bay from low water mark on either side; and any person violating this section shall, upon conviction thereof before some justice of the peace of any county of this State most accessible, be fined the sum of not less than twenty nor more than one hundred dollars, or shall forfeit said net or nets, together with the boats and tackles used in the violations of Sections 101, 102, 103, 104, 105, 106, 107, 108, 109 of this Article, or to be subject to both fine and forfeiture, in the discretion of the justice of the peace trying the same; provided, that the party feeling aggrieved shall have the right of appeal as in other cases tried before justices of the peace; and provided further, that in case of appeal the person appealing shall give to the State of Maryland a good and sufficient bond, covering double the amount of the fine or forfeiture, in case of forfeiture, so as to secure to the State the amount of fine and forfeiture, in case he does not prosecute his appeal with effect.

109. The use of pound nets or stake nets shall be absolutely prohibited in the Chesapeake bay north of Pool's Island,