

1888, art. 39, sec. 45. 1882, ch. 440. 1896, ch. 393

**45.** The provisions of sections 43 and 44 shall not be applicable below the Little Falls near Washington and shall not apply to that part of the waters of the Monocacy river and its tributaries lying in Creagerstown and Woodsboro districts, Frederick county, and Middlebury district in Carroll county from the bridge over the Monocacy river on the turnpike road leading from Woodsboro to Creagerstown in Frederick county to the head of the Monocacy river and its tributaries.

Ibid. sec. 47. 1860, art. 41, sec. 17. 1845, ch. 148, sec. 2.

**46.** If any person shall during the months of March, April, May and June place any boat, vessel or other obstruction or hindrance in the way of laying out or hauling any seine used in any lawful fishery on said river or its tributaries, or otherwise obstruct or hinder such laying out or hauling, and he or his agents shall fail or refuse forthwith to remove such obstruction or hindrance on being required to do so by the person so obstructed or hindered, he shall pay a fine of not less than twenty nor more than one hundred dollars.

Ibid. sec. 48. 1860, art. 41, sec. 18. 1852, ch. 125, sec. 1.

**47.** If any person shall wilfully and maliciously place any obstruction or hindrance in the way of laying out or hauling in any seine in any lawful fishery upon the Potomac river or its tributaries, or in any other manner or way prevent a *bona fide* owner of a shore, or his agent or tenant, from using or fishing on such shore, he shall on conviction, forfeit and pay not less than fifty dollars nor more than five hundred dollars, or be imprisoned for not less than one month nor more than one year; this and the preceding section not to apply to any obstruction or hindrance by unavoidable accident or stress of weather.

Ibid. sec. 49. 1860, art. 41, sec. 19. 1846, ch. 87.

**48.** Any owner or occupier of a fishery on the Potomac may cause and permit all vessels employed by him in carrying on his business, to be anchored or moored opposite his shore, but not so as to interfere with the rights of the owners or occupiers of adjoining shores in laying out their seines.

Ibid. sec. 50. 1870, ch. 205, sub-sec. 1. 1872, ch. 292.

**49.** No person shall fish in the Potomac river or its tributaries for shad and herring during the season prescribed in section 36, with seines, gill nets or nets of any kind, without