

within the lines of the said oyster lot located and appropriated as aforesaid: That afterward, to wit, on the —— day of ——, in the year 19——, in the county and State aforesaid, a certain C. D. from the said oyster lot, located, appropriated and leased as aforesaid by and to the said A. B., then and there, wilfully and without authority from the said A. B., owner and lessee as aforesaid, did take and remove oysters from the oyster lot aforesaid (or did interfere with or injure the oysters thereon, or interfere with the stakes, etc., marking the said lot, or have overboard any dredge, scrape, pair of tongs or other implement for taking of oysters, as the case may be), knowing them to be planted and bedded oysters.

1910, ch. 424, sec. 121 (p. 216).

123. At any trial on such an indictment, or for any offense under or in violation of this sub-title, whereby it may become necessary to prove the board of shell fish commissioners present with their records, nor shall it be necessary to have the surveyor present, but the said location may be proven either by the original or a certified copy of the lease thereof, and any plat of the said location made or certified to by the said board of shell fish commissioners shall also be evidence of the said location of the said oyster lot.

1910, ch. 735, sec. 120 (p. 213).

124. It shall be the duty of the board of shell fish commissioners to take such measures as in their judgment shall seem best calculated to increase the productivity of the natural oyster beds or bars of the State, and the expense of so doing shall be paid out of the natural oyster bed re-shelling fund, upon requisition made by the board of shell fish commissioners, endorsed by the comptroller of the State.*

1910, ch. 735, sec. 121 (p. 213).

125. For the purpose of performing the duties imposed upon the board of shell fish commissioners, by section 124, they shall employ a superintendent of natural oyster beds, at a salary of \$100.00 per month, beginning April 1st, and ending September 30th, payable monthly, and it shall be the duty of such superintendent, under the direction of the board of shell fish commissioners, to give personal supervision to the work of re-shelling the natural oyster beds, done by the order of the board of shell fish commissioners.*

1910, ch. 735, sec. 122 (p. 213).

126. The board of shell fish commissioners shall purchase from the lowest responsible bidder, shall† at such places and in such quantities as

*Sections 124 to 128 if not void under the decision of the Court of Appeals of Maryland in *Foote v. Clagett*, filed June 23, 1911—see *Daily Record*, June 29, 1911—would seem to be rendered inoperative for all practical purposes by that decision.

†Evidently this is a typographical error in the act, the word "shell" being intended.