

An. Code, sec. 122. 1910, ch. 424, sec. 120 (p. 216).

146. In any indictment for a violation of sections 132 and 133 of this article, or of any other section thereof whereby it may become necessary to describe the location of the particular oyster lot, it shall not be necessary to set forth all the procedure required by law to locate said lot. It shall be sufficient to use a formula substantially to the following effect:

"That A. B., on the ——— day of ———, nineteen hundred and ———, at the county and State aforesaid, being then and there a citizen of ——— county and State of Maryland, did lease, locate and appropriate a certain oyster lot in the waters of the ———, in the county and State aforesaid, for the purpose of planting and cultivating oysters thereon; that said oyster lot was leased, located and appropriated in due form of law, as provided by chapter 711 of the acts of 1906, a plat and written description of which is duly recorded among the oyster lot records of the board of shell fish commissioners of the State of Maryland, and the said lessee has complied with all the conditions and terms of the said lease, as well as the said chapter 711 of the acts of 1906, and the board of shell fish commissioners of Maryland authorizing the same, and has planted oysters and shells 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.

An. Code, sec. 123. 1910, ch. 424, sec. 121 (p. 216).

147. 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.

An. Code, sec. 124. 1910, ch. 735, sec. 120 (p. 213).

148. 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