

re-shelling fund, upon requisition made by the board of shell fish commissioners, endorsed by the comptroller of the State.

This section, and secs. 149-152, if not void under the decision in *Foote v. Claggett*, 116 Md. 228, are rendered inoperative for all practical purposes by that decision. And see *Foote v. Stanley*, 117 Md. 337 (reversed in 58 L. Ed. 698).

An. Code, sec. 125. 1910, ch. 735, sec. 121 (p. 213).

149. For the purpose of performing the duties imposed upon the board of shell fish commissioners, by section 148, 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.

See notes to sec. 148.

An. Code, sec. 126. 1910, ch. 735, sec. 122 (p. 213).

150. The board of shell fish commissioners shall purchase from the lowest responsible bidder, shall¹ at such places and in such quantities as they may need for the purpose of re-shelling the natural beds, and in inviting proposals for such shells they may prescribe that the shells shall be delivered to the superintendent of natural beds, or to his order, at some convenient place for the shipment of the said shells, or they may require that the said shells shall be delivered by the sellers thereof on such particular natural bed or beds as the commission may then be engaged in re-shelling, and may require the seller of such shells to distribute them under the direction and control of the superintendent of natural beds. If they shall buy such shells to be delivered otherwise than on the natural beds, the board of shell fish commissioners shall have the power to cause the said shells to be taken from the place at which they are delivered to the said superintendent of natural beds to the said natural beds, and to cause the said shells to be there, under the superintendent, or the superintendent of natural oyster beds, properly distributed on the bed or beds, which the board of shell fish commissioners may then be engaged in re-shelling.

See notes to sec. 148.

An. Code, sec. 127. 1910, ch. 735, sec. 123 (p. 214).

151. For the purpose of discharging the duties imposed upon them by sections 148 to 152, the board of shell fish commissioners shall have the same control and direction and to the same extent over the state fishery force, as is given to the said board of shell fish commissioners by section 115 of this article for the purpose of performing the duties imposed upon the board of shell fish commissioners by chapter 711 of the acts of 1906.

As to the state fishery force, see sec. 36, *et seq.* See notes to sec. 148.

¹ Evidently this is a typographical error in the act, the word "shell" being intended.