

or hoisting gear whatever. Any person or persons violating any one of the provisions of this section shall be liable to the penalties prescribed in the preceding section for taking oysters with rakes or tongs without license; and the waters within one and a half miles of Sandy Point, Hackett's Point, Tolley's Point, Thomas' Point, Holland's Island Bar and Three Sisters and Holland's Point Bar shall be held and considered to be within the limits of Anne Arundel County for the purpose of this section and Article.¹

An. Code, 1924, sec. 7. 1912, sec. 7. 1910, ch. 733 (p. 210). 1927, ch. 127, sec. 7.

7. It shall be unlawful for any person or persons to take or catch oysters in the waters of the Patuxent River above or north of a line drawn from the north side of Kourkles Creek in St. Mary's County to the southeast side of the mouth of Hungerford Creek in Calvert County, with any implement or device other than ordinary rakes and tongs with wooden shafts, to be used entirely by hand, and without any ropes or hoisting gear whatever. Any person or persons violating any one of the provisions of this section shall be liable to the penalties prescribed in section 5 for taking oysters with rakes and tongs without license; nothing in this section affect offences committed in whole or in part before March 10, 1910, nor pending prosecution for past offences.

Culling.

An. Code, 1924, sec. 8. 1912, sec. 8. 1904, sec. 7. 1894, ch. 380, sec. 7.
1906, ch. 439. 1927, ch. 125, sec. 8.

8. All oysters taken from any of the waters of this State, either with scoops, dredges or any similar instruments, or tongs or rakes, shall be culled upon their natural bed or bar whence taken, and all shells shall be returned to the bed or bar from which they were taken, and all oysters whose shells measure less than three inches in length, measuring from hinge to mouth, whether attached to a marketable oyster or not, shall be included in said culling and replaced upon said bed or bar as taken; and when oysters measuring less than three inches are adhering so closely to the shell of a marketable oyster as to render removal impossible without destroying the small oysters, then such oysters, including the marketable oyster or oysters shall be returned to the bed or bar from which they were taken; and the culling of oysters taken as aforesaid required by this section shall be actually made and completed before such oysters are thrown or deposited in the hold or bottom of any such canoe or boat or vessel aforesaid.

An Code, 1924, sec. 9. 1912, sec. 9. 1904, sec. 8. 1894, ch. 380, sec. 8. 1900, ch. 380.
1927, ch. 125, sec. 9.

9. Any person who shall have oysters in his possession which contain more than five per cent. of shells, and oysters less than three inches from hinge to mouth, (whether adhering to marketable oysters or not), which

¹ Sec. 2 of ch. 516 of the acts of 1929 repealed all laws inconsistent therewith to extent of inconsistency.