

1927, ch. 122.

**77.** It shall be unlawful for any person to carry or attempt to carry or buy for the purpose of carrying out of the State any oysters taken from the natural rocks, beds or bars in the waters of this State, until he has first obtained for each cargo a permit to do so from the Deputy Commander or Inspector from whose district said cargo is to be taken, and has paid to the Deputy Commander or Inspector an inspection tax of four cents per bushel on the number of bushels in said cargo in order to defray the cost of such inspection; said inspection tax on oysters shall attach irrespective of actual sale of oysters and shall be effective prior to shucking or shipping same.

Any person violating the provisions of this section shall upon conviction be fined the sum of not less than one hundred dollars nor more than two hundred dollars and the boat or vessel, together with her tackle used in the violation shall be forfeited to the State to be dealt with in accordance with Section 32; and all oysters found on said vessel shall be returned to the beds whence taken.

All taxes collected under the provisions of this Section shall be remitted to the Conservation Department and forwarded to the Comptroller or State Treasurer to be placed to the credit of the Conservation Fund.

Nothing in this Section shall be construed to permit or allow the catching or removing of oysters measuring less than three inches from hinge to mouth.<sup>1</sup>

An. Code, 1924, sec. 83. 1922, ch. 279, sec. 2.

**78.** All Acts or parts of Acts inconsistent herewith are hereby repealed. In case any section or provision of sections 75 and 76 shall be held unconstitutional or invalid, the same shall not be held to affect any other provision of said sections.

An. Code, 1924, sec. 84. 1912, sec. 72. 1904, sec. 70. 1894, ch. 380, sec. 59. 1900, ch. 380. 1906, ch. 188, sec. 70. 1916, ch. 702, sec. 72.

**79.** At the beginning of each oyster season the Conservation Commission shall divide the inspection points in Baltimore City into four inspection districts and organize the board of inspectors provided for the City of Baltimore in section 74 of this article, and all general measurers and inspectors provided in said section 74 shall be assigned to and remain during the whole season at the specific points to which they are assigned, subject, however, to the discretion of the Commission; and the Commission shall have general control and supervision over all general measurers and inspectors and special inspectors; and the said general measurers and inspectors and special inspectors are hereby required to report to the Commission whenever required, and if they shall refuse or neglect to make such report they shall be fined for each said failure or refusal the sum of ten dollars, to be deducted from their salaries, and the said Commission shall have the power to transfer any general measurer and inspector or any special inspector from any house or district whenever it may deem it best for the good of the service to enforce the proper inspection, the cull law and the collection of the tax for the oyster fund. In addition to the certificates required by Sections 75 and 76 hereof, every

<sup>1</sup> Sec. 2 of ch. 122 of acts of 1927 repealed all laws inconsistent therewith to extent of such inconsistency.