

and any one found guilty of a violation of this section shall, on conviction thereof before a justice of the peace, be fined not less than five nor more than fifty dollars, one-half to the informer and the other half to the use of the State; *provided*, that any one feeling himself aggrieved by any such judgment, shall have the right of appeal to the Circuit Court of the county, or the Baltimore City Court, as the case may be, on giving bond in the usual form to prosecute such appeal, and for the payment of the judgment and costs, if such judgment should be affirmed.

Penalty.

Proviso.

Right of appeal.

MEASUREMENT OF OYSTERS.

26. All oysters in the shell disposed of in the city of Baltimore, or in the port of Crisfield, or at any oyster packing establishment in this State, shall be measured in an iron circular tub, of any capacity from one-half bushel to three bushels, as may be agreed upon between the buyer and seller; said measure shall contain in quantity for each bushel thereof according to the following dimension, that is to say: sixteen and one-half inches across from inside to inside at the bottom, eighteen inches across from inside to inside at the top, and twenty-one inches diagonal from the inside chine to the top, and the same shall be even or struck measure. All oysters in the shell sold in the city of Baltimore shall be measured by a licensed measurer. Any person may obtain a license therefor from the clerk of the Court of Common Pleas by paying therefor ten dollars, and taking an oath before said clerk for the faithful performance of his duty; said license shall hold good for one year. A measurer shall receive for his services one-half cent per bushel, to be paid equally by the buyer and seller. Any person or persons violating the provisions hereof, shall be deemed guilty of a misdemeanor, and, on conviction, shall be fined not less than twenty nor more than fifty dollars for each offence, and imprisoned until the fines and costs are paid.

1874, c 221
Sale of oysters
in the shell in
Baltimore, Cris-
field, or at
oyster packing
establishments.
46 Md. 631

Dimensions of
measure.

Licensed mea-
surer in Balti-
more

License.
Fees.

Penalty.

27. The measure provided for in the last preceding section shall be inspected and stamped by the proper officer in the city of Baltimore, and it shall be unlawful to use any other measure. Any person violating this section shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined not more than fifty dollars for each offence, and imprisoned until fine and costs are paid; *provided*, however, that nothing in this act shall be construed to apply to oysters shipped in the barrel on any steamboat, which are to be sold in the barrel.

Id s 2
Measures to be
inspected and
stamped

Violation.

Penalty.

Exceptions.