

twelve months next preceding his application for said license; that he desires and intends to use said license in the county in which he resides, or the waters used in common, as hereinbefore provided in this article and that he will comply with and obey all the laws of this State regulating the taking or catching of oysters.

Comptroller to furnish licenses

17. The Comptroller of the Treasury shall cause to be printed and delivered to the clerk of the Circuit Court for the several counties, the requisite number of such blank licenses, and take receipts for the same as for other licenses furnished, and said clerks shall, on the first Monday of March and December of each year, return to the comptroller a list and account of such license issued by them, and at the end of each tonging season; shall return all unused licenses to him, and shall pay over to the comptroller one-tenth of the amount received by him for such licenses, which amount the said comptroller shall place to the credit of the "oyster fund," and no license to take or catch oysters with rake or tongs, shall be used on any boat or vessel which is licensed to take or catch oysters with scoop, drag, dredge or any similar instrument during the season for which such boat or vessel is licensed and all licenses shall expire at the end of the season.

Culled

20. That all oysters taken from any waters of this State (either with scoops, dredges, or any similar instrument, or tongs or rakes) shall be culled upon their natural bed or bar as taken, and all oyster shells, and oyster whose shells measure less than two and one-half inches in length, measuring from hinge to mouth, shall be included, in said culling, and replaced upon said bed or bar as taken.

Misdemeanor

20 A. Any person who shall have oysters in his possession, which contain more than five per cent. of shells and small oysters, shall be guilty of a misdemeanor, and in ascertaining such percentage the officer of the oyster police force, oyster measure, or inspector, is hereby authorized and directed to select such an amount of oysters contained in the pile, hold, bin or other place as he may think necessary, and to cull or have culled the amount so selected.

How cargo to be measured

20 B. In order to ascertain the quantity of small oysters, under size, and shell in any bulk or cargo, it shall be the duty of any purchaser, with the measure to cull or have culled one standard measure, or tub, out of every fifty tubs and in the event of the cargo or bulk being less than fifty tubs, then one standard tub from such quantity as there may be, and if found to contain five per cent., or less of shells and small oysters, then