

Oysters to be cull'd.

tongs or rakes, shall be cull'd upon their natural bed or bar as 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 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.

Possession of uncull'd oysters.

8. Any captain or other person in charge of any vessel, 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 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 cull'd the amount so selected.

How cargo to be measur'd.

9. It shall be the duty of any packer, commission man or other person, who shall purchase any cargo or part of a cargo of oysters, to have the contents of every fiftieth tub, or measure, or any other tub or measure he may deem necessary, dumped on the deck of the vessel from which such oysters are being taken, and the same shall be kept away and separate from any other oysters or oyster shells; and any person disturbing or interfering in any manner with the oysters so dumped, shall be guilty of a misdemeanor, and fined the sum of one hundred dollars; and after the whole cargo, or vessel load, or the quantity of oysters so purchased, shall have been measured and ascertained, it shall thereupon be the duty of the inspector of oysters to proceed to separate from the oysters dumped on deck, as hereinbefore provided, all shells and oysters whose shells measure less than two and one-half inches in length from hinge to mouth; and he shall then proceed to measure the said shells and oysters whose shells measure less than two and one-half inches in length from hinge to mouth, and shall make a written memorandum of the number of bushels of oysters remaining after such separation, and shall ascertain as nearly as possible the exact proportion of shells and oysters whose shells measure less than two and one-half inches in length from hinge to mouth, to marketable oysters contained in the quantity dumped, as hereinbefore provided, and the percentage so ascertained shall be deemed, for the purposes of this article, to be the proper percentage of shells and oysters whose shells measure less than two and one-half inches in length from hinge to mouth, contained in the cargo or portion of a cargo so purchased; and if said percentage shall be more than five