

PEAKE BAY AFFAIRS has planted or shall have planted oysters or shells. Upon the completion of a resurvey of any submerged area of the waters of the State to determine the positions and extent of natural oyster bars, such completed resurvey, as far as the classification of bottoms is concerned, shall supersede the Oyster Survey of 1906 to 1912 or any decision of any circuit court rendered prior to the completed resurvey as to the area resurveyed. No natural oyster or clam bar, AS may be defined in this article, shall ever be leased whether represented on the Oyster Survey of 1906-1912 chart or upon location or relocation under any resurvey subsequent thereto.

*A natural oyster bar shall also be construed to mean and include all oyster beds and bars under any of the waters of this State whereon the natural growth of oysters is of such abundance that the public have resorted to such beds or bars for a livelihood, whether continuously or at intervals, during any oyster season within five years prior to the filing of any application for a lease of the area in question, or within five years prior to the making of a resurvey under Section 708, provided that the actual condition of the area in question at any time within said respective five-year periods shall be taken into consideration in determining whether or not said area is a natural oyster bar.*

SEC. 2. AND BE IT FURTHER ENACTED, THAT NOTHING IN THIS ACT APPLIES TO OR AFFECTS ANY OTHER LAW OR PART OF LAW NOT SPECIFICALLY REFERRED TO HEREIN.

SEC. ~~2~~ 3. *And be it further enacted, That this Act is hereby declared to be an emergency measure and necessary for the immediate preservation of the public health and safety, and having been passed by a ye and nay vote supported by three-fifths of the members elected to each of the two Houses of the General Assembly, the same shall take effect from the date of its passage.*

Approved March 30, 1965.

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CHAPTER 181

(House Bill 35)

AN ACT to add new Sections 713(f), 714(f-1), 715A(h), 715B(g-1) and 715C(f-1) to Article 66C of the Annotated Code of Maryland (1957 Edition and 1964 Supplement), title "Natural Resources," subtitle "Oysters and Clams," to follow immediately after Sections 713(e), 714(f), 715A(g), 715B(g) and 715C(f), Section 714 thereof having been last amended by Chapter 694 of the Acts of 1963, to prohibit persons licensed to take or catch soft-shell clams in the State from taking or catching more than a certain quantity of such clams on a daily basis, and to subject clams landed in the State, regardless of where caught or taken, to the provisions of this and any other applicable section of the clam laws AND TO CHANGE THE DAILY CATCH LIMITS HEREUNDER IN THE