

receive for such license from the applicant one dollar and ninety cents per ton for every gross ton the boat may measure, except boats of less than five tons gross measurement, when the license shall be eight dollars for each of said boats, said measurement to be gross tonnage of custom house measurement; but no allowance or deduction shall be made or allowed by reason of dunnaging, and the captain or master shall always have such license on board of their boats, and shall exhibit the same wherever it shall be demanded by any duly authorized officer. It shall be the duty of the Commander of the State Fishery Force, and any officer under his command, at any time he or they shall deem it proper, to inspect and verify the measurements of any boats and their gross tonnage and the measurement ascertained by such officer shall be conclusive and final; any license granted shall be corrected and amended in accordance with such measurements and the appropriate license fee hereinbefore named paid in accordance with such corrected measurement, and the right granted by any license already issued shall be suspended until the full payment of such license fee is made. And one-third of any license fee received by the clerk of the Circuit Court for any County in this State shall be paid to the Comptroller of the State Treasury by the said clerk within ninety days after receiving the same, to be by the said Comptroller credited to the oyster fund; and all Acts and all Public General or Public Local Laws inconsistent with the provisions of this Section are hereby repealed.

As to the state fishery force, see sec. 36, *et seq.*

An. Code, sec. 25. 1904, sec. 24. 1894, ch. 380, sec. 23. 1922, ch. 519, sec. 25.

27. Any master or person in charge of any vessel who shall violate any of the provisions of the preceding sections from 22 to 24, inclusive, by taking oysters unlawfully shall be deemed guilty of a misdemeanor and upon conviction before any justice of the peace or any court of competent jurisdiction, shall be fined not less than fifty dollars nor more than one hundred dollars, or sentenced to the House of Correction for a term of not less than three months nor more than one year, or be both fined and imprisoned in the discretion of the Court, and the boat or vessel used in such violation, together with the papers, furniture and tackle on board of said boat or vessel at the time of said violation, shall be forfeited, but shall be released upon the payment of fine.

An. Code, sec. 26. 1904, sec. 25. 1894, ch. 380, sec. 24.

28. Upon information given under oath to any judge of the circuit court or justice of the peace of any violation of any of the provisions of this article, he shall issue his warrant to the sheriff or any constable requiring any of them to whom it may be directed to summon a *posse comitatus*, if necessary, and proceed forthwith to arrest the party or parties alleged to have been engaged in the violation of this article and to seize and take possession of any boat, canoe or vessel, together with all her tackle and apparel on board of the same, and deliver the same to the judge of the circuit court or a justice of the peace of this State, to be dealt with according to the provisions of this article; provided, that any justice of the peace be-