

*provided*, the Methodist Protestant Church, in conformity with the provisions of the deed of trust, from Philip Rhoades to Henry Rhoades and others, erect upon the aforesaid piece of Land a meeting house and public school house. CHAP. 119.

CHAPTER. 119.

*An act regulating Fences in Dorchester and Caroline counties.* Passed Feb. 24, 1834

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That from and after the first day of August next, corn fields, and all grounds kept for enclosure in Dorchester and Caroline counties, shall be fenced with posts and rails, or plank, or worm fence well staked and ridered, made of good and substantial rails, at least four feet and a half high from the ground to the top of the upper rail; and all worm fences not staked and ridered, shall be at least five feet high from the ground to the top of the upper rail, and the first or under rail, in post and rail or plank or worm fences shall not exceed five inches from the ground or embankment, on which the same is or may be built, and the width between the rails composing the fence shall be such as is usual in the construction of good post and rail, plank, or worm fences; and all brush fences made upon the surface of the ground, to be at least four feet six inches high, and all brush fences made upon an embankment to be at least three feet high; provided, the embankment be eighteen inches high, and provided, that nothing in this act contained shall be so construed as to extend to other than outside fence, or fences between proprietors; and if any live stock of any kind or description whatsoever, shall break into any person's enclosure, the same being of the height and sufficiency aforesaid, then the owner or owners of such live stock shall be liable to make good all such damages to the owner or owners of such enclosure, as shall be found and awarded by two or more judicious persons who may view the same under their oath or affirmation, made before some justice of the peace in said counties, the said damages to be recovered in the same manner, that is or shall be prescribed by law for the recovery of small debts; *Provided*, ne-

Dimension present bed

Of brush fences

Out side fences only

Case of trespass

Proceedings

Proviso