

Public Record Office, London. C. O. 5, Vol. 731, Maryland. From 1694-1702. Acts

lerable in the utter Ruine & destruccōn of Corne Feilds, Pastures, and other Inclosures, which otherwise would produce great store of good & usefull provisions, And whereas the severall Acts heretofore made for prevention of the aforesaid Evills have not had the happy Effect as was by them Intended Be it therefore Enacted by the King & Queens most Excellent Ma<sup>ty</sup>s by and with the Advice & Consent of this present Generall Assembly and the authority of the same that from and after the first day of May next till the Tenth day of November next and so yearly & every year all Owners of any horse horses Mares Colts and Geldings shall & are hereby obliged to keep all or any such Horse or Horses Mares Colts and Geldings within good and sufficient Inclosures fenced grounds or pastures from the first day of May till the tenth day of November yearly for prevention of the greate Mischeife and Evills aforesaid upon the pains and penaltys hereafter following Be it further Enacted that if the Owner or Owners of any such Horse or Horses as aforesaid shall omitt to take drive in and keep up all such horses as before mencōned & intended, by which means any such horses shall breake in or into the Pastures Cornefeilds or other Inclosures of any Inhabitants within this Province within the tyme or between the first day of May and the Tenth day of November as aforesaid the said Owner or Owners of such horse or horses as aforesaid having notice or warning thereof given him her or them three severall tymes by the party grieved and notwithstanding the Owner or Owners of such horse or horses as aforesaid shall & will neglect to performe what by this Law is Injoynd & required. That then it shall & may be lawfull for the party grieved and damnified to shoote kill and destroy all or any such horse or horses Mares Colts and Geldings as aforesaid Provided always that no person whatsoever thō grieved or damnified shall presume to shoote kill or destroy any such horse or horses as aforesaid any where except upon his her or their proper Freehold or lands within his her or their lawfull possession by Lease for yeares yearly rent or other lawfull Tenure upon the penalty of paying the Owner thereof the full vallue thereof to be recovered in any of their Ma<sup>ty</sup>s Court of Record by Bill Plaint or Informacōn wherein no Essoyne Proteccōn or Wager of Law to be allowed. And be it further Enacted that if the Owner or Owners of any such Horse Horses Mares Colts or Geldings shall not be knowne to the party or partyes grieved or damnified as aforesaid he she or they soe grieved shall and are hereby obliged with two sufficient Evidences to take notice of the colour naturall and artificiall markes of any such horse Mare Colt or gelding in writing and the same to affix and put up at the most Publick place within the County where such damage as aforesaid shall happen to be done for the space of one whole month att the end of which noe Owner appearing It then shall & may be lawfull for the partys grieved to shoote kill and destroy the said Horse or Horses upon his her or their lands as aforesaid This