

sioners for the time being shall remain in office until such an annual election shall be held.

FENCES.

91. All grounds kept for enclosures in Cecil county shall be fenced with a post and rail fence, or a worm fence well staked and ridged, 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 ridged shall be at least five feet high from the ground to the top of the upper rail, and the first, or under rail, either in post and rail or worm fences, shall not exceed five inches from the ground, embankment or stone wall, as the case may be, on which the same may be built, and the distance or space between each of the three lower rails shall not exceed five inches; all fences made of stone exclusively, and hedges of thorn, close set, shall be at least four feet and a half high from the ground to the top thereof.

92. If any horses, horned cattle, sheep or hogs, shall break into any person's enclosure, the same being of the height or sufficiency aforesaid, the owner of such horses, cattle, hogs, or sheep shall be liable to make good all such damages to the owner of such enclosure as shall be awarded by two respectable landholders, who may view the same, and make such award, under oath, taken before some justice of the peace of the county.

93. The damages so awarded may be recovered in the same manner as other debts.

94. If any person not having his grounds enclosed in the manner hereinbefore prescribed, shall hurt, kill, or do any damage to any horse, sheep, hogs, or any kind of cattle belonging to any other person, by hunting or driving them out of said grounds, he shall pay to the owner thereof all such damages therefor as shall be awarded by any two respectable landholders, who may view the same, and make such award under their oaths.

95. The damages awarded under the last foregoing section may be recovered in the same manner as other debts.

96. When any persons shall join fences for their mutual advantage, each shall keep up and in good repair his proper proportion