

land or farm of the person who shall have refused or delayed to make and repair said fence, so as to secure the reimbursement of the costs and expenses of such making and repairing in the event of the transfer of said land; *Provided*, that proceedings to enforce such lien be commenced by the party, or his representative, within two years next after such repair shall have been done.

85. If joint fences are not made and kept in repair according to the provisions of this law, the party aggrieved or likely to be injured, instead of pursuing the remedy prescribed in the preceding section, may discontinue the said fence upon giving three months' notice in writing to the party refusing or delaying, his agent or overseer; and in all other cases (unless by mutual consent) twelve months' notice shall be required to discontinue any joint fence.

#### FISH.

86. It shall not be lawful for any person, other than residents of this State, to take or catch any fish within the waters of Talbot county.

87. It shall not be lawful for residents of this State, other than the citizens of Talbot county, or bona fide residents of other counties, with the permission of the owner or occupant of land bordering on the waters of said county, to take or catch fish within the waters of said county, with seines having meshes of a size less than five inches square.

88. Any justice of the peace of said county may issue his warrant, directed to the sheriff or any constable, against any person offending against any of the provisions of the last two preceding sections, and, upon proof of his guilt, shall fine him not less than five nor more than fifty dollars, and shall also adjudge and condemn as forfeited the boat or vessel in the possession of the offending party, together with the seine used in violation of this law, and all the furniture, tackle and apparel, and all things on board at the time of her seizure; and shall direct the sheriff or constable to sell the same to the highest bidder for cash, after ten days' notice, at two of the most public places in the neighborhood.

89. After the payment of the costs of prosecuting the offending party, the proceeds of the fine and sale of the boat, and other articles condemned, shall be appropriated in the following