

SEC. 2. *And be it enacted*, That if the turnpike authorized to be made and constructed by the act passed January session, eighteen hundred and seventy, chapter three hundred and eighty-five, shall not be completed on or before the first day of January, eighteen hundred and eighty, then the said act, and the powers and privileges therein granted, shall cease and be in all respects null and void. Not completed.

SEC. 3. *And be it enacted*, That this act shall take effect from the date of its passage. In force

Approved, April 11th, 1874.

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### CHAPTER 278.

AN ACT to regulate fences on adjoining lands of persons in Prince George's county.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That when the lands of any two persons adjoining in Prince George's county, each of them shall make, maintain and keep in good and sufficient repair one-half of the whole length of the line of fence between them in manner following, that is to say: all post and rail or plank fences shall be at least four feet six inches high, and all worm and other fences shall be five feet high; the height of said fences to be in every case computed from the ground or base of any embankment upon which they may be erected. Fences

SEC. 2. *Be it enacted*, That if either of said parties shall refuse, fail or neglect to make or repair his portion of said fence within sixty days after notice in writing shall be given him, his agent, tenant, or representative, any justice of the peace, upon proof of such notice, may by warrant under his hand and seal authorize the party aggrieved to repair or construct said fence. Repair

SEC. 3. *Be it enacted*, That the party making such repairs or constructing said fence, and the party upon whose refusal or neglect they were made, shall each Assess the cost.