

P. L. L., 1888, Art. 10, sec. 171. 1870, ch. 64. 1878, ch. 83. 1880, ch. 244.  
1882, ch. 361. 1882, ch. 483. 1884, ch. 445.

**299.** In all actions of trespass *quare clausum fregit*, or legal process of any kind hereafter to be sued out or commenced, to recover damages for trespass upon lands in said districts of the county by any kind or description of live stock, the defendant may plead the general issue, and give the special matter in evidence; and the plaintiff in each and every suit shall be non-suited and mulcted in costs, whenever it shall be clearly proven by legal and competent testimony that the lands whereon the trespass shall be alleged to have been done or committed were not enclosed according to law.

1906, ch. 322, sec. 1.

**300.** Whenever joint fences have been or may be established in Vienna Election District, or District No. 3, of Dorchester County, for the mutual benefit or advantage of different owners or possessors of adjoining land, it shall be the duty of each party to keep up in good repair his just and respective portion thereof, in the manner following, that is to say: All plank fences shall be at least four feet high, the first plank shall be three inches from the ground, the space between the bottom plank and the second plank shall be four inches, between the second and third plank five inches, and between the upper plank and the one below it twelve inches. All wire fences shall have at least twenty inches of woven wire of the "Page" type at the bottom, and two wires directly above the woven wire, when the fence is built on banks as those on level ground.

1906, ch. 322, sec. 2.

**301.** If either of the parties so making or keeping a joint fence shall not comply with the foregoing provisions, and shall refuse or delay to make or repair the said fence within twenty days after notice in writing shall be given to the said party, his agent, overseer or tenant, then upon proof before a justice of the peace it shall be lawful for the said justice of the peace, under his hand and seal, to authorize the party aggrieved and suffering by such refusal or delay, to make or repair the said fence as above required, and for so doing he, she or they shall be reimbursed all costs and reasonable expenses necessarily incurred, to be recovered from the party so refusing or delaying, in the same manner as debts of a like amount are now recoverable.

## FERRIES.

P. L. L., 1888, Art. 10, sec. 172. 1880, ch. 236.

**302.** It shall not be lawful for the keeper of any public ferry, and the ferry at Harrison, to charge any citizen of the county, or any citizen of any other county in this State, or of the City of Baltimore, who is now assessed with real estate in Dorchester County, with toll or passage money for crossing said ferries.