

offending against the provisions of this subtitle and being convicted thereof, shall forfeit the fine named in the preceding section. The amount of such fine shall be paid, one-half to the informer and the other half shall be paid to the County Commissioners for Frederick County for the use of said county; and if the offenders shall fail to pay the fine and costs he or they shall be committed to the jail of Frederick County for every such offense for not less than ten nor more than sixty days.

1902, ch. 407, sec. 139D. 1918 Code, sec. 202.

**188.** Any one who has been adjudged guilty of a violation of the preceding sections of this subtitle by a justice of the peace as aforesaid, shall have the right to appeal from said judgment to the circuit court of said county, but sentence to jail shall not be stayed unless he gives a bond to the State of Maryland in the penalty of fifty dollars (\$50) to prosecute said appeal with effect at the next term of said court, which said bond shall be liable for said fine and all costs of the prosecution to that amount.

#### FEES OF OFFICERS.

1900, ch. 344, sec. 139A. 1918 Code, sec. 203.

**189.** The sheriff of Frederick County and the county constables of Frederick County shall be entitled to demand and receive for taking prisoners to the Penitentiary, House of Correction, or other penal or reformatory institutions of the State not situated within said county, who have been committed thereto by the circuit court or justice of the peace for said county, in addition to the railroad fares by the nearest practicable route actually paid, the following fees, which shall be the total compensation allowed for said service, namely: For the first prisoner, eight dollars; for each additional prisoner, five dollars.

1900, ch. 344, sec. 139B. 1918 Code, sec. 204.

**190.** The county commissioners of said county shall levy for and pay to the said officers the several sums allowed in the preceding section, to be allowed as other fees in their accounts properly vouched.

#### FENCES.

P. L. L., 1888, Art. 11, sec. 140. 1918 Code, sec. 205.

**191.** Whenever joint fences have been or may be established in Frederick County for the mutual advantage of owners of adjoining arable lands, each shall keep in good repair his respective portion thereof in the manner following, that is to say; all post and rail or plank fences shall be at least four feet and a half high; stone fences four feet high, and all worm or other fences shall be at least five feet high, and the distance in any case shall be computed from the ground or base of any embankment on which the same may be placed.