

citizens of the town of Manchester, and said judges shall also appoint a clerk or clerks who shall keep a correct record of said meetings.

Approved and in force March 31, 1870.

NOTE.—The above act of 1870, c. 434 does not in express terms repeal sections 22 to 34 inclusive, relating to Manchester.

FENCES.

1870, c. 432 adds the following:

1870, c. 432.
Owners of adjoining lots to keep fences in repair.

147. Whenever joint fences have [*been*] or may be established in said county for the mutual advantage of owners of adjoining arable lands, each shall keep in good repair his respective proportion 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 to be computed from the ground or base of any embankment on which the same may be placed.

How making or repair compelled.

148. If either of the parties making or keeping a joint fence between arable or enclosed lands shall refuse or delay to repair his proportion thereof, within twenty days after notice in writing given to him or his agent, upon proof thereof before a justice of the peace, the justice may, under his hand and seal, authorize the party aggrieved to repair said fence and for so doing he shall be reimbursed all costs and reasonable expenses necessarily incurred, to be recovered from the party so refusing and delaying, in the manner debts of a like amount are recoverable, and he shall have a lien on the adjacent arable lands 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 cost and expenses of such making and repairing, in the event of the transfer of said land; *provided*, the proceedings to enforce such lien be commenced by the party or his representatives

Proviso.