If enclosure in-sufficient, no damages for trespass.
closures shall not be good and sufficient according to the true intent and meaning of this act, he or they shall not make out any award or assess any damages whatever,

Ibid. s. 6. In suit for damages, general issue may be pleaded.
238. In all cases of action of trespass, *quare clausam 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 said county by any kind or description of live stock, the defendant or defendants may plead the general issue and give the special matter in evidence under this act, and the plaintiff or

When plaintiff to be non-suited
plaintiffs 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 said trespass shall be alleged to have been done or committed was not enclosed according to the provisions of this act.

Approved March 2, 1870.

In force June 1, 1870.

FUR.

1870, c. 167 entitled an act for the better protection of fur in Dorchester and Wicomico counties, adds the following:

1870, c. 167, s. 1. When unlawful to catch, &c, muskrats, &c.
239. No person or persons shall trap, shoot or in any manner catch, kill or wound any muskrats, otter or mink in Dorchester and Wicomico counties between the first day of April and the fifteenth of December in each and every year.

Ibid s. 2. Penalty.
240. Any person caught or seen violating the preceding section of this article, shall be guilty of a misdemeanor, and on conviction thereof, in the circuit court for said counties, shall be fined not less than twenty dollars nor more than thirty dollars, or be imprisoned in the county jail not exceeding six months or until

Fine, how disposed of.
the payment of said fines and costs; one-half of said fine to be paid to the county commissioners of said county in which the misdemeanor may have been committed for the use of the public schools of said county, and the other half to the informer.