

second precinct, according to their present bounds and limits as established by law, in each of which election districts and precincts all elections for public officers shall be held at the places now established by law.

#### FENCES.

1870, ch. 64. 1878, ch. 83. 1882, ch. 361.

**164.** All fields and other grounds kept for enclosure in Lake's, Straight's and Drawbridge districts, and in Meekin's neck, on Hooper's island, or district number six, and in that part of Hooper's island lying between the ferry or narrows and the thoroughfare in district number six, shall be fenced with post and rail, or plank, or worm fences, well staked and ridered, made of good and substantial rails, at least four feet high from the ground to the top of the upper rail; and all worm fences not staked and ridered shall be at least five feet high from the ground to the top of the upper rail; and the first or under rail, in post and rail, or plank, or worm fences, shall not exceed five inches from the ground or embankment on which the same is or may be built; and the width between the rails comprising the fence shall be such as is usual in the construction of good post and rail, plank or worm fences; and all brush fences made upon the surface of the ground shall be at least four feet high, and all brush fences made upon an embankment shall be at least three feet high; provided, the embankments be eighteen inches high; and provided, that nothing contained in this section shall be so construed as to extend to other than outside fences between proprietors; and if any live stock of any kind or description whatsoever shall break into any person's enclosure, the same being of the height and sufficiency aforesaid, then the owner of such live stock shall be liable to make good all such damages to the owner of such enclosure as shall be found and awarded by two or more judicious persons to be appointed by a justice of the peace in said county; said persons to view the same under oath, and make return before the justice of the peace by whom they were appointed; and the said damages shall be recovered in the same manner that is or shall be prescribed by law for the recovery of small debts; provided, nevertheless, upon the trial before any justice of the peace for damages, at the instance of either party, it shall be the duty of