

tion shall be that said oysters were taken or removed by said person from the said waters of the said Synepuxent bay or its tributaries, staked off as aforesaid, where said person was found working, and the burden of proof shall rest upon such person to show that oysters found in his possession as aforesaid were not taken or removed from the said waters of the said Synepuxent bay or its tributaries, staked off as aforesaid, where such person was found working.

Effective. SEC. 4. *And be it enacted*, That this act shall take effect from the date of its passage.

Approved April 8, 1884.

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### Chapter 305.

AN ACT to repeal sub-section thirty of the acts of the general assembly, passed at the session of eighteen hundred and seventy-eight, entitled "An act to add an additional article to the Code of Public Local Laws, to be entitled 'Garrett county,' sub-title 'Fences.'"

Repealed and re-enacted.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That sub-section thirty of the acts of the general assembly, passed at the session of eighteen hundred and seventy-eight, entitled "An act to add an additional article to the Code of Public Local Laws, to be entitled 'Garrett county,' sub-title 'Fences,'" be and the same is hereby repealed and re-enacted so as to read as follows:

Height of the fences.

SEC. 31. All fields and other grounds kept for enclosure in Garrett county shall be fenced with post and rail, or plank or worm fences, 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 four and one-half feet high 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