

the sum of one thousand pounds of Tobacco for every five shillings
 one half to their Majesties for repair of that County Prison where
 they bear office and the other half to the party growed to be received
 by action of debt bill plaint or Information wherein no stay or pro-
 tection or waver of law to be allowed This Act to endure for three
 years or to the end of the next session of assembly which shall first
 happen

An Act concerning the height of fences

Whereas Divers people within this Province have and do make
 insufficient fences about their Cornfields wherby Cattle and horses
 are apt to go in and destroy their said Corn for prevention of which
 for the future God it enacted by the King and Queens most Excellent
 Majesties by and with the advice and consent of this present Generall
 Assembly and the Authority of the same that all fences for Cornfields
 within this Province shall be five foot in height round the field
 sufficient and strongly made in the Judgment of two indifferent men
 viewing the same in case of trespass and in case any horse or horses
 or other Cattle shall happen to leap over such fences as aforesaid or
 break it down being sufficient and strongly made as aforesaid
 that then the owner of such horse or horses or other Cattle shall be
 liable to pay the trespass and in case the said horse or horses or other
 Cattle shall break into the Cornfield a second tyme the owner having
 had warning of two men to take the said horse or horses into some
 place where they may be secured untill the owners thereof lay
 claim to the same and when so claimed by owners of such horse or
 horses that it shall be lawfull for the next Justice of Peace to award
 what Damage he shall think fitt to the Complainant upon good proof
 to him made and in case the said fences be not so high that then the
 owner or owners of such Cornfields shall bear their own loss committed
 by such horse or horses or other Cattle as aforesaid