

*An Act concerning the height  
of Fences.*

Whereas divers people within this Province have and do make insufficient Fences about their Corn fields whereby Cattle and Horses are apt to go in and destroy their said Corn for prevention of which for the future. Be it Enacted by the King and Queens most Excellent Majesty by and with the Advice and Consent of this present Generall Assembly and the Authority of the same That all Fences for Corn fields within this Province shall be five Foot in height round the Field sufficient and strongly made in the Judgement 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 Corn field a second time the owner having had warning of the first before two witnesses That when it shall and may be Lawfull for the owner of such Corn field by the Testimony of two men to take the said Horse or Horses into some place where they may be secured untill the Owners thereof pay Claim to the same and when so Claimed by Owners of such Horse or Horses

That