

*At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on Tuesday the 28<sup>th</sup> day of May 1765, in the Fifth Year of His Majesty's Reign, and there continued by several Prorogations until the eighteenth day of June, 1768, in the Eighth Year of His said Majesty's Reign; being the Sixth Session of the Fourth General Assembly convened in the said Province.*

8 George III – Chapter 12 (Session 1)

**An Act in further Addition to, and in Amendment of an Act made and passed in the Thirty Second Year of His late Majesty's Reign, intituled "An Act for preventing Trespasses."**

Whereas the common method of fencing is generally with poles in the manner of Virginia fence, which kind of fence is not clearly expressed in in any former Act of this Province relating to trespasses; Be it therefore enacted by the Lieutenant Governor, Council, and Assembly, that the pole fence, as is now commonly used, or any other fence made of brush or other materials, to the judgment of the fence viewer, shall be deemed and held to be lawful, and if any dispute, shall arise thereon, the same shall be adjudged and determined immediately and without delay by any two men of known reputation, to be mutually chosen by the parties, which two men, together with the fence viewer, or the majority of them, shall and are hereby empowered to determine the same; and in case either of the said parties shall neglect or refuse to make such choice and appointment, then the said choice shall and may be made by the party willing and ready to do the same; any law, usage, or custom to the contrary notwithstanding.