

fenced, Owners to pay Persons injured thereby 2s. per Head for Horses, 1s. for Neat Cattle, and for Sheep 6d. over and above making good damages.

How to be recovered.

Proviso.

Application of Forfeitures.

or get into any Grounds, the same being lawfully fenced, the Owner or Owners of such *Horses, Neat Cattle, or Sheep* so trespassing, shall pay to the Proprietor or Occupier of the Grounds so trespassed upon, for every *Horse* the Sum of *Two Shillings*; for every Head of *Neat Cattle* the sum of *One Shilling*; and for every *Sheep or Lamb* the sum of *Six Pence*; the said several Penalties to be over and above any Damages which the injured Party can or may prove, and to be recoverable before any one Justice of the Peace for this Island. *Provided always*, That the amount of the Penalties to be recovered under this Clause, shall not, at any one Time, exceed the sum of *Forty Shillings* to be paid by any one Person.

IV. *And be it further enacted by the authority aforesaid*, That all Fines and Forfeitures to be levied by Virtue of this Act, and not herein before applied, shall be one Half to the Informer or Prosecutor who shall sue for the same, and the other Half thereof to the Treasurer of this Island for the Time being, to and for the support of his Majesty's Government therein.

C A P. III.

AN ACT to render valid CONVEYANCES of real ESTATES of married WOMEN, by them made, or to be made, during their COVERTURE.

Preamble.

WHEREAS it hath been heretofore usual for married Women entitled to Dower in and to Lands and Tenements in this Island, to convey the same jointly with their Husbands during Coverture, and no Inconvenience hath been found to result therefrom; nevertheless, without a Law to render such Conveyances valid, Purchasers are liable to Claims of Dower by such Women:

Deeds heretofore made by Baron and Feme, of Lands, &c. as valid to bar Right of Dower as if made when sole, or by joining in levying Fine.

I. *Be it therefore enacted by the Lieutenant Governor, Council and Assembly, and by the authority of the same it is hereby enacted*, That all Grants and Deeds, and Conveyances heretofore made and executed by any married Woman, jointly with her Husband, of any Lands, Houses, or Tenements within this Island, whereof such married Woman is dowable, shall be as good and valid in Law, as if the same had been made by a *feme sole*, or as if such married Woman had joined in levying a Fine according to the Law and Practice in that behalf made and used in that part of *Great Britain* called *England*.

Deeds hereafter to be made by Baron and Feme, of Lands, &c. as valid to bar Dower, as if made when sole, &c.

II. *And be it further enacted by the Authority aforesaid*, That all Grants and Conveyances, which shall hereafter be made by any married Woman, jointly with her Husband, of Lands, Houses, and Tenements, whereof she is by Law dowable, or in or to which she may have any present or future Interest, either in her own Right, or in or by any other Way or Means whatsoever, shall be as good and valid in Law, and of the same Force and Effect, as if the same Grants and Conveyances had been made by a *feme sole*, or as if such married Woman had joined in levying a Fine in Manner herein before mentioned; any Law, Usage, or Custom to the contrary thereof, notwithstanding.

Provided such Deeds be acknowledged before a Judge or Justice of the Peace.

III. *Provided* such Deed or Deeds, so sealed and executed by such married Woman, shall have been acknowledged in the Presence of a Judge of the Supreme Court of Judicature of this Island, or any Justice of the Peace thereof