open pen or enclosure which the law calls a pound overt or open pound. The owner of the cattle, after being notified where they are, shall find food for them. The notice should be given by some disinterested white person who can be a legal witness to prove it —

But redress by impounding cattle, when found trespassing on land, owing to the expense and the difficulty of proving title to the land, has gone very much out of use in Maryland, and the common and more easy move is to bring trespass which may be brought at any time within three years — When you impound cattle in case the owner replevies them and states trial: the person impounding is obliged to prove his title to the land, but in trespass, it is only necessary to prove possession — If the owner replevies the cattle impounded & the suit is determined in his favor, all the costs fall on the person impounding — In your case I would advise an action of trespass, as the cheapest and shortest move of your protecting your property from the cattle of your neighbors, but if those actions are not an official effective in protecting the property. I would then as the last resort resort impound; provided the title to your land is very clear and easily made out —

As to Hogs rooting pasture ground the law is precisely the same as it is in regard to damage by cattle, as above stated.

"Is leaving open Gates, Bars or throwing down & leaving fences open an act of Trespass?"

To this question I answer. Yes. and there is no doubt about it: Be sure that you are able to prove the fact, and if you bring suit you must succeed — but the Plaintiffs own evidence will not sustain him in such cases —

It is unlawful to do any injury to cattle or Hogs trespassing. But you may drive them out with dogs providing they do not injure them: and a master is liable for what his slaves may do, under his directions in this behalf —