

By-Law No. 16 - 1867 -

A By-Law respecting the running at large of certain animals, the height of lawful fences, Poundkeepers, Fence-viewers, &c. &c.

Whereas, it is necessary to restrain or regulate the running at large of certain animals within the limits of the Township of Westmeath, in the County of Peapow, ~~and~~ to provide for impounding the same, and causing the same to be sold, in case that the fines, damages and other expenses thereon be not paid, and whereas, it is also necessary <sup>to fix and determine</sup> the fees or other charges to be taken by Poundkeepers and Fenceviewers, and to establish the height of lawful fences within the said Township,

Therefore be it enacted, by the Municipal Council of the said Township of Westmeath, by virtue, and under the authority, of an Act of the Parliament of Canada, intituled, "An Act respecting the Municipal Institutions of Upper Canada", and it is hereby enacted, by and under the authority of the same, That  
1  
Animals not to run at large  
2  
Free commoners -  
3  
Fines on all animals impounded  
one and after the making and passing of this By-Law, it shall not be lawful for Horses, Bulls, Stags, breachy or unruly cattle, Pigs, Goats, Sheep, Geese or Turkeys, to run at large, or to be free-commoners within the limits of the said Township of Westmeath, at any season of the year -

That Oxen, Cows and young cattle (not being breachy or unruly) shall be at liberty to run at large and be free-commoners within the said Township.

That any animal or animals mentioned in the first section of this By-Law, found running at large, shall be liable to be impounded in some one of the public Pounds of the said Township; and being so impounded, the owner or owners of thereof, such animal or animals, shall pay the fines and penalties following, that is to say; - For each and every Entire Horse, over one year old, the sum of four dollars, for each and every other Horse, Mare, Gelding, or Filley, the sum of fifty cents - , for each and every Bull, over one

year old, the sum of one dollar — , for each and every  
Pam, running at large between the first day of September and the  
first day of January, the sum of one dollar — ; for each  
and every stag the sum of ~~one~~ dollar — ; for each and every  
breachy or unruly beast the sum of one dollar — , for each  
and every Goat the sum of one dollar — , for each and every  
Sheep the sum of five cents — , for each and every Boar  
the sum of fifty cents — , for each and every Pig over six  
months old the sum of fifty cents — , for each and every Pig  
under six months old the sum of twenty-five cents — , and for  
each and every Goose, or Turkey the sum of five cents.

4 2 That the fines and penalties aforesaid, shall be in addition to  
the damages which may have been done by such animal or animals,  
and awarded against the owner or owners thereof; and it shall  
be the duty of the Pound Keeper in whose pound the same may  
be impounded, to demand, and receive, from the owner or owners  
of such animal or animals so running at large, the fine or fines and  
penalties hereinbefore mentioned, and when collected, to pay the  
same to the Treasurer of the said Township, who is hereby authorized  
and required to receive the same, to give his receipt therefor, and  
to account for the same as part of the general funds of the  
said Township —

5 1 That the owner or occupant of any land within the said  
Township shall be responsible for any damage or damages caused  
by any animal or animals under his charge and keeping, as though  
such animal or animals were his own property, and shall be liable  
for any damage done by any such animal or animals not permitted to run  
at large by the regulations of this By-Law, although the fence enclosing  
the premises was not of the height required by this By-Law —

6 That it shall be the duty of each and every Pound Keeper within the  
said Township, to provide sufficient yards and enclosures for the safe  
keeping of all such animals as it may be his duty to impound, and he  
is hereby authorized and required to impound all animals unlawfully  
running at large, trespassing and doing damage, within the limits  
of the said Township, which may be delivered to him by any person or persons

taking up the same - and it shall be the duty of such Poundkeeper to furnish such animal or animals with necessary food and drink - and that in case such Poundkeeper shall not have any yard or enclosure sufficiently secure to keep such animal or animals, such Poundkeeper may impound the same, within the limits of the said Township, in any sufficiently enclosed place at or near the residence of such Poundkeeper -

7. That in case the owner of any Geese, Turkeys or other Poultry refuses or neglects to prevent the same from trespassing on his neighbour's premises after a notice in writing has been served upon him of their trespass, then the owner of such Poultry may be brought before any Justice of the Peace, and fined such sum as the Justice may direct, together with the Costs -

8. That the owner of any animal impounded shall at any time be entitled to his animal, on demand made therefor, without payment of poundage fees, on giving satisfactory security to the Poundkeeper for all costs, fines, damages and poundage fees that may be established against him; but the person distraining and impounding the animal shall, at the time of such impounding, deposit poundage fees, if demanded, and within twenty-four hours thereafter, deliver to the Poundkeeper, duplicate statements in writing of his demands against the owner for damages (if any) not exceeding twenty dollars, done by such animal, exclusive of such poundage fees; and shall also give his written agreement (with a surety, if required by the Poundkeeper,) in the form following, or in words to the same effect: - "I, (or we, as the case may be) do hereby agree that I, (or we,) will pay to the owner of the (describing the animal) by me (A. B.) this day impounded, all costs to which the said owner may be put in case the distress by me, the said (A. B.) proves to be illegal, or in case the Claim for damages now put in by me the said A. B. fails to be established."

9. That in case the owner of any such animal or animals, within forty-eight hours after the delivery to the Poundkeeper of such statements as aforesaid, shall dispute the amount of the damages so claimed, the amount of such damage shall be decided by the majority of three fence-viewers of the said Township, one to be named by the

owners, of the animal or animals, one by the person detaining, or claiming damages, and the third by the Poundkeeper—

10. That such fence-viewers or any two of them shall, within twenty-four hours after notice of their appointment as aforesaid, view the fence, and the ground upon which such animal or animals were found doing damage, and determine whether or not said fence was a lawful one according to the By-Laws of the said Township; and if it was a lawful fence, then they shall appraise the damages committed, and within twenty-four hours after having made the view, shall deliver to the Poundkeeper, a written statement signed by at least two of them, of their appraisement, and of their lawful fees and charges; but that if such fence-viewers decide that the fence was not a lawful one, they shall certify the same in writing under their hands, together with a statement of their lawful fees, to the poundkeeper, who shall, upon payment of all lawful fees and charges, deliver such animal or animals to the owner or owners if claimed before the sale thereof, but if not claimed, or if such fees and charges be not paid, the Poundkeeper, after due notice, as required by this By-Law, shall sell the animal or animals at the time and place appointed in the notices of sale; provided always, that nothing in this section contained shall prevent or excuse such fence-viewers from appraising the damage done by any animal or animals not free-commoners of the said Township

11. That any fence-viewer neglecting his duty as arbitrator as aforesaid, shall incur a penalty of two dollars, recoverable for the use of the Municipality of the said Township, by summary proceeding before the Peace or other Justice of the Peace, upon complaint of the party aggrieved, or of the Treasurer of said Municipality—

12. That a lawful fence within the limits of the said Township of Westmouth, shall not be less than four and one half feet in height; and that the rails, boards, slabs, or logs composing the same, shall be not more than nine inches apart—

13. 12. That in case any animal or animals be impounded in the said Township, notice for the sale thereof shall be given by the Poundkeeper in whose keeping the same may be, within forty-eight hours after

having received the same into his Keeping; but no pig or Poultry shall be sold till after four clear days, nor any horse or other Cattle till after eight clear days, from the time of impounding the same -

14. 1/2

That Notices of sale may be written or printed, and shall be affixed and continued for three clear successive days, in at least three public places within the said Township, and shall specify the time and place at which the animal or animals will be ~~publicly~~ publicly sold, if not sooner redeemed by the owner or some one on his behalf, paying the fine imposed by this By-Law, (if any,) the amount of the damage, (if any,) claimed, or decided to have been committed by the animal or animals, to the property of the person distraining, together with the lawful fees of the Poundkeeper, and also of the fence-viewers (if any) and the expenses of the animals Keeping -

15-

That if the owner or owners of such animal or animals advertised for sale as aforesaid, shall not redeem the same prior to such sale, then such Poundkeeper shall publicly sell such animal or animals to the highest bidder, at the time and place mentioned in the aforesaid notices, and shall, after deducting the fine and damages (if any) and fees and charges, ~~shall~~ apply the produce in discharge of the value of the food and nourishment, loss of time, trouble and attendance, so supplied as aforesaid, and of the expenses of impounding such animal or animals, or incidental thereto, and of the damage (when legally claimable) not exceeding twenty dollars, to be ascertained as aforesaid, done by the animal or animals to the property of the person at whose suit the same was distrained, and shall return the surplus (if any) to the original owner of the animal, or if not claimed by him within three months after the sale, the Poundkeeper shall pay such surplus to the Treasurer of the Township for the use of said Township -

16- 2

That any animal or animals, not free-commoners in the said Township, which shall or may be found from off the Lands or premises of the owner or owners thereof, shall be held to be trespassing, and running at large, and shall be

liable to be impounded in any one of the Public Pounds of the said Township, and being so impounded, shall be liable for the amount of fine and fees, and for any damage which may have been done by such animal or animals to any person or persons in the said Township -

17- That upon the hearing of any information or complaint made under this By-Law, any person (including the person giving or making the complaint,) shall be a competent witness, notwithstanding such person may be entitled to any part ~~of the pecuniary penalty~~ on the conviction of the offender -

18- That in case any Pound Keeper within the said Township, shall refuse or neglect to find, provide and supply, good and sufficient food and shelter to any animal or animals committed to his charge as such Pound Keeper, he shall for every day during which he so refuses or neglects, forfeit and pay a penalty of not less than one dollar nor more than four dollars which shall be recoverable before the Reeve or any Justice of the Peace in and for the said Township, and leviable against the goods and chattels of the offender - and such Pound Keeper shall also be liable to the owner or owners of such animal or animals for any damages sustained by such owner or owners, recoverable in any Court having jurisdiction in the matter -

19- That Pound Keepers within the said Township, be, and are hereby authorized to take and receive, for their services as such Pound Keepers, the following fees, and no more, that is to say; -  
For taking a Horse, Mare, Gelding or Filley into Pound fifty Cents,  
feeding the same for twenty-four hours, each, thirty-five Cents,  
For taking an Ox, Bull, Stag, or Cow into Pound twenty-five Cents,  
feeding the same for twenty-four hours, each, thirty cents, -  
For taking a Bull, Steer or Skipper under two years old, into Pound twenty Cents - feeding the same for twenty-four hours, each, fifteen Cents, - For taking a Pig over six months old into Pound thirty Cents, feeding the same for twenty-four hours twenty Cents, For taking a Pig under six months old into Pound fifteen Cents, - feeding the same for twenty-four hours

ten cents, each, - For taking a Goat into Pound twenty five cents, feeding the same, ~~each~~, <sup>twelve & a half</sup> ~~ten~~ cents, - For taking a Sheep into Pound five cents, - Feeding the same for twenty-four hours, ~~each~~, six cents, - For taking a Goose or Turkey into Pound five cents, feeding the same for twenty-four hours, each, three cents.

20. That Fence-viewers in the said Township, be, and are hereby authorized to take, and receive for their services as such Fence-viewers, the following fees, and no more, that is to say; - at the rate of one dollar per day, each; and if less than one day employed fifty cents -

21. That in case any tree should be thrown down by accident, or otherwise, across a line or division fence, or in any way in and upon the property adjoining that upon which such tree stood, thereby causing damage to the crop upon such property or to such fence, it shall be the duty of the owner or occupant of the premises on which <sup>such</sup> tree theretofore stood, to remove the same forthwith, and also forthwith to repair the fence, and otherwise to make good any damage caused by the falling of such tree, and on his neglect or refusal so to do for forty-eight hours after notice in writing to remove the same, or cause the same to be removed, in the most convenient and inexpensive manner, the injured party may remove the same, or cause the same to be removed, in the most convenient and inexpensive manner, and may make good the fence so damaged, and may retain such tree to remunerate him for such removal, and may also recover any further amount of damages beyond the value of such tree from the party liable to pay the same under this By Law; provided always, that for the purpose of such removal the owner of such tree may enter into and upon such adjoining premises for the removal of the same without being a trespasser, avoiding any unnecessary spoil or waste in so doing, and that all disputes arising between parties relative to this section and for the collection and recovery of all or any sums of money becoming due thereunder, shall

be adjusted, by three fence-viewers of the said Township, two of whom shall agree—

22. That in case the owner, of any animal or animals taken up and impounded in any of the Public Pounds of the said Township, be not known to the person taking up and impounding the same, or to the Poundkeeper with whom the same may be impounded, then, and in that case, it shall be the duty of such Poundkeeper, within forty-eight hours after receiving such animal or animals, to deliver to the Clerk of the said Township a notice in writing of such animal or animals having been so impounded with him, and containing a description of the color, age, and natural and artificial marks of the same, as near as may be.

23. That the Township Clerk, on receiving such notice, shall forthwith enter a copy thereof in a book to be kept by him for that purpose, and shall post the notice he receives, or a copy thereof, in some conspicuous place on or near the door of his office, and continue the same so posted for at least one week, unless the said animal or animals are sooner claimed by the owner or owners—

24. That if the animal or any number of animals taken up and impounded at the same time, be of the value of ten dollars or more, the said Clerk shall cause a copy of the notice to be published in a newspaper in the said County of Rensselaer, and to be continued therein, once a week, for three successive weeks; and in case the animal so impounded, is a pig, goat or sheep, the notices for the sale thereof shall not be given for one month, and if the animal is a horse or other cattle, the notices shall not be given for two months, after the animal is taken up.

25. That the Poundkeeper with whom such animal or animals shall have been impounded, shall, after such notice shall have been duly given as aforesaid, by the Clerk, proceed and sell the same in like manner as is hereinbefore provided where the owner or owners of such animal or animals are known to the Poundkeeper; and such Poundkeeper shall include the costs of such notice with the other charges, expenses and costs, as poundage, keeping, fire, and damages (if any), and shall pay over the



surplus, (if any) arising, from such sale, to the Treasurer of the said Township, to the use of said Township, if not claimed by the owner or owners within three months after such sale -

26. That should any such animal or animals commit and do damage; and a claim be submitted to the Pound Keeper with whom the same shall have been impounded, and the owner of such animal or animals is not known to such Pound Keeper; then, and in such case, it shall be the duty of such Pound Keeper, (in order to protect such owner from extravagant demands or claims for damages,) to call upon three of the Fence Viewers in said Township to appraise the damages, and upon their written award being handed to him, to pay to them their lawful fees as such fence-viewers, and shall add the same to the damages and his other fees, in his total claim against such animal or animals, as aforesaid.

27. That from and after the passing of this By-Law, it shall not be lawful for any person or persons in the said Township, to detain any animal or animals found running at large in the said Township, at any place therein, unless in some one of the Public Pounds of the said Township, and under the charge of some one of the Pound Keepers thereof -

28. That in case any animal or animals shall trespass upon and do damage to any one of the Pound Keepers of the said Township, then such Pound Keeper may take such animal or animals to some other one of the nearest Public Pounds in the said Township and the Pound Keeper thereof shall deal with the same, in every respect, as is herein before provided with respect to parties who are not such Pound Keepers -

29. That in case any animal or animals shall be impounded, in the said Township for running at large therein, and that no claim for damages be given to the Pound Keeper, it shall be the duty of the said Pound Keeper to notify the owner or owners thereof without delay, (if known to him) that such animal or animals have been so impounded with the said Pound Keeper - <sup>not free from any</sup> <sub>and do not receive any</sub>

30. That the several Pound Keepers in the said Townships;

are hereby required to keep a Book in which they shall enter the date of the receiving of any animal or animals impounded with them, a description of each such animal, the name of the owner or owners, the amount of the fine, or fine and damages, and his lawful fees and charges. And it shall be the duty of the said Poundkeepers on or before the last \_\_\_\_\_ day of December, in each and every year, to return and submit a statement in writing, to the Council of the said Township of all fines which may have been received by them during the year, which said statement shall be sworn to before the Reeve or other Justice of the Peace in the said Township; and in default of so doing, shall be liable to a penalty of not less than one, \_\_\_\_\_ nor more than four dollars, \_\_\_\_\_ to be recovered, in like manner as other fines are ~~required to be enforced~~ recoverable under the provisions of this By-Law.

31

~~That any Poundkeeper in the said Township~~

31

That every fine and penalty imposed by this By-Law, may be recovered and enforced, with costs, ~~before~~ by summary conviction, under the Summary Convictions Act, before the Reeve or any other Justice of the Peace in the said Township; and, in default of payment, the offender may be committed to the Common Gaol of the said County of Peapack, there to be imprisoned for any time, in the discretion of the convicting and committing Justice, not exceeding fourteen days, unless such fine and penalty, and costs, including the costs of the committal be sooner paid.

32

That, when not otherwise provided, every pecuniary penalty recovered before any Justice of the Peace under this By-Law, shall be paid and distributed in the following manner; one moiety to the said Township,

and the other moiety thereof, with full costs, to the person who informed and prosecuted for the same, or to such other persons as to the Justice may seem proper.

33

That all By-Laws or parts of By-Laws made and passed by the Municipal Council of the said Township of Westmeath, relating to the running at large of animals, the height-offences, Pounds, Poundkeepers and Fence-viewers, and their fees &c &c; prior to the making and passing of this By-Law, and which are inconsistent with its provisions, be, and are hereby repealed -

34

And that the several provisions contained in this By-Law, shall, and they are hereby declared to be for and in lieu of the general provisions relating to Poundkeepers as set forth in the several Sub-sections of the Three hundred and fifty-fifth Section of an Act of the Parliament of Canada, intituled, "An Act respecting the Municipal Institutions of Upper Canada",

Passed in open Council  
this thirtieth day of  
April 1867.

W. Cannon  
In, clk,

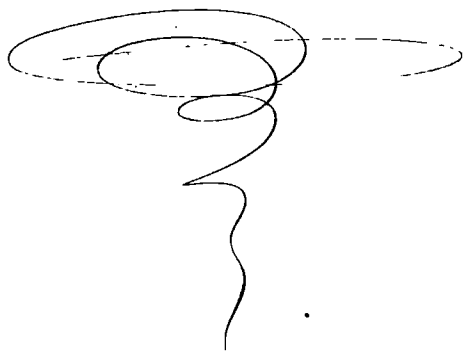
J. M. Carrwell Secy  
W. Cannon In, clk,



By-Law No. <sup>6</sup>7-1867

Poundkeepers

4c



By-Law No. 1978.

A By-Law respecting the running at large or trespassing of animals, and impounding them; and causing them to be sold in certain cases, appraising damages, height of fences, Poundkeepers, Fence-viewers, fees charges and penalties, &c., &c.

Whereas, it is expedient to restrain and regulate the running at large or trespassing of animals within the limits of the Township of Westmeath in the County of Renfrew, provide for impounding them and causing them to be sold in certain cases hereinafter mentioned; to provide for appraising the damages to be paid by owners of animals trespassing or doing damage; to determine the fines or penalties to be paid by owners of animals running at large unlawfully; to appoint the duties to be performed by Poundkeepers and Fence-viewers, to fix a tariff of fees and charges to be paid to them respectively, and to establish the height of lawful fences, within the said Township.

Therefore, the Council of the Corporation of the Township of Westmeath in the County of Renfrew, under the authority of the "Municipal Act" of the Province of Ontario, enacts as follows:—

1. 

Liability for damage done.      The owner or occupant of any land or place within the Township of Westmeath shall be responsible for any damage or damages caused by any animal or animals under his charge and keeping, as though such animal or animals were his own property, and the owner of any animal or animals not permitted (by this By-Law) to run at large, shall be liable for any damage done by such animal or animals, although the fence enclosing the premises was not of the height required by this By-Law.  
Rev. Stat. C. 195. S. 2.
2. 

Animals not free-commoners.      Upon, from and after the making and passing of this By-Law, it shall not be lawful for any Horse, Mare, Gelding, Colt or Filley, Bull, Stag, Breachy or Unruly Ox or Cow, Sheep, Goat, Boar, Pig, or other breachy or unruly Cattle, Goose or Turkey, to run at large, or to be free-commoners at any season of the year, within the limits of the said Township of Westmeath.
- Fine or Penalty      Any animal or ~~kind~~ animals or ~~birds~~ <sup>poultry</sup> in this Section, abovementioned

be paid by owner of animal running at large.

Fine upon each animal or bird.

- Bull
- Stag, Or. Cow. &c
- Ram
- Sheep or Lamb over
- Goat
- Boar
- Pig
- Goose
- Turkey

Poundkeeper to demand and receive such fines and pay them over to Treasurer of Township, taking a receipt therefor.

3.

Animals free-commoners.

4.

What animals to be impounded.

tioned, not free-commoners, which shall or may be found off of the lands or premises of the owner or owners thereof, shall be held to be running at large, and trespassing, and shall be liable to be impounded in some one of the Public Pounds of the said Township, and being so impounded, the owner or owners of such animal or animals shall pay upon each such animal the fine or penalty following, that is to say:— for each Entire-Horse over one year old, the sum of          Dollars, for each other Horse, Mare, Gelding or Filley the sum of          Dollars for each Bull over one year old, the sum of          Dollar, for each Stag the sum of          Dollar for each breachy or unruly Or. Cow or other young Cattle, the sum of          Dollar for each Ram running at large between the first day of September and the first day of January then next ensuing, the sum of          Dollar for each Sheep or Lamb over          months old, the sum of          for each Goat the sum of          Dollar, for each Boar the sum of          for each Pig over six months old, the sum of          for each Pig under six months old, the sum of twenty-five Cents, and for each Goose or Turkey the sum of five cents, which said fine or penalty shall be in addition to all fees and charges, and to the damage which may have been done by such animal or animals, and awarded against the owner or owners thereof; and it shall be the duty of the Poundkeeper in whose Pound the same shall or may be impounded, to demand and receive from the owner or owners of such animal or animals the fine or penalty or fines or penalties above imposed, and when received by him, to pay over the same to the Treasurer of the said Township, who is hereby required to receive the same, to give his receipt therefor, and to account therefor as part of the general funds of the said Township.

Oxen, Cows and Young Cattle (not being breachy or unruly) shall be allowed to run at large and shall be free-commoners within the limits of the said Township of Westmeath.

If not previously replevied, each and every Poundkeeper within the said Township shall impound any Horse, Mare, Gelding, Colt or Filley, Bull, Stag, Or. Cow, Sheep, Ram, Goat, Boar, Pig, or other Cattle, Goose, Turkey or any other poultry, distrained for unlawfully running at large, or for trespassing and doing damage, delivered to him for that purpose by any

Poultry.

person or persons resident within the said Township who has distrained the same; or if the owner of any Geese or other Poultry refuses or neglects to prevent the same from trespassing on his neighbours' premises after a notice in writing has been served upon him of their trespass then the owner of such Geese or other Poultry may be brought before any Justice of the Peace and fined such sum as the Justice directs. R.S. C. 195. S. 3.

5.

Each and every Poundkeeper within the said Township, shall, so far as he possibly can, provide sufficient yards and enclosures for the safe keeping of every and all such animal or animals as he may or shall be required to impound; and when any common pound of, or place within, the said Township, wherein a distress has been made is not secure, then and in such case, each and every such Poundkeeper aforesaid may confine such animal or animals in any enclosed place within the said Township and which is sufficiently near to the residence of such Poundkeeper to admit of the requisite care and attention to the animal or animals so confined. S. 4.

Poundkeeper to provide yards, &c.

When common pound is not safe.

6.

The owner of any animal or animals impounded shall at any time be entitled to his animal or animals, on demand made therefor, without payment of any poundage fees, on giving satisfactory security to the Poundkeeper for all costs, fines, damages, and poundage fees and charges that may be established against him; but the person distraining and impounding the animal or animals shall, at the time of such impounding, deposit poundage fees, if such are demanded, and within twenty-four hours thereafter deliver to the Poundkeeper duplicate statements in writing of his demands against the owner, for damages (if any) not exceeding twenty dollars, done by such animal or animals, exclusive of such poundage fees, and shall also give his written agreement (with a surety if required by the Poundkeeper) in the form following, or in words to the same effect:

owner to have animal on demand, on certain conditions.

Impounder to deposit fees if demanded, and deliver duplicate statements of demand for damages.

and

give agreement.

Form of agreement with Poundkeeper.

"I, (or we, as the case may be) do hereby agree that I (or we) will pay to the owner of the (describing the animal or animals) by me, (A. B.) this day impounded, all costs to which the said owner may be put in case the distress by me the said A. B. proves to be illegal; or in case the claim for damages now put in by me the said A. B. fails to be established". S. 5.

7.

In case the animal distrained is a Horse, Mare, Gelding, Colt or Filly, Bull, Stag, Ox, Cow, Sheep, Goat, Boar, Pig or other Cattle, and if

If the animal is

of a certain kind, and not impounded.

8  
If owner is known.

9  
If owner is unknown, notice to Clerk of the Township.

10  
Duty of Clerk thereon.

11  
If animals are worth more \$10. or over.

12. Notice of Sale, if animal impounded.

When sale may be made.

13. If animal not impounded but retained.

the same is distrained by a resident of the said Township for straying within his premises, such person, instead of delivering the animal to a Poundkeeper, may retain the animal, <sup>or animals,</sup> in his own possession, provided he makes no claim for damages done by the animal or animals, and duly gives the notices hereinafter in that case required of him. S. 6.

If the owner is known to him, he shall forthwith give to the owner notice in writing of having taken up the animal or animals. S. 7.

If the owner is unknown to the person taking up and retaining possession of the animal or animals, such person shall, within forty-eight hours, deliver to the Clerk of the Township a notice in writing of having taken up the animal or animals, which notice shall contain a description of the colour, age and natural and artificial marks of the animal or animals as near as may be. S. 8.

The Clerk on receiving such notice, shall forthwith enter a copy thereof in a book to be kept by him for that purpose, and shall post the notice he receives, or a copy thereof, in some conspicuous place on or near the door of his office, and continue the same so posted for at least one week, unless the animal or animals is or are sooner claimed by the owner or owners. S. 9.

If the animal or any number of animals taken up at the same time is or are of the value of ten dollars or more, the distrainer shall cause a copy of the notice to be published in a newspaper in the County of Renfrew, and continue such notice therein once a week for three successive weeks. S. 10.

In case an animal or animals is or are impounded, notices for the sale thereof shall be given by the Poundkeeper or person who impounded the animal or animals within forty-eight hours afterwards, but no Boar, Pig, Goose or other Poultry shall be sold till after four clear days from the time of impounding the same, nor any Horse, Mare, Bull, or Cow or other Cattle till after eight clear days from the time of impounding the same. S. 11.

In case the animal or animals is or are not impounded, but is or are retained in the possession of the party distraining the same, if ~~the~~ any such animal is a Boar, Pig, ~~Goat or other Poultry~~ or Sheep, the



when notice to  
be given.

notices for the sale thereof shall not be given for one month, and if any such animal is a Horse, Mare, Bull, or Cow or other Cattle, the notices for the sale thereof shall not be given for two months after the animal or animals is or are taken up. S. 12.

14. Notice of  
Sale unless redeemed.

The notices of Sale may be written or printed, and shall be affixed and continued for three clear successive days, in three public places in the said Township, and shall specify the time and place at which the animal or animals will be publicly sold, if not sooner replevied or redeemed by the owner or owners or some one on his or their behalf, paying the fine or penalty imposed by this By-Law (if any), the amount of the injury or damage (if any) claimed or decided to have been committed by the animal or animals to the property of the person who distrained it or them, together with the lawful fees and charges of the Poundkeeper, and also of the Fence-viewers (if any); and the expenses of the keeping of the animal or animals. S. 13.

15. Cattle im-  
pounded or confined  
to be fed, &c.

\* Every Poundkeeper, and every person, within the said Township, who impounds or confines, or causes to be impounded or confined, any animal or animals in any common pound or in any open or close pound, or in any enclosed place, within the said Township, shall daily furnish the animal or animals with good and sufficient food, water and shelter, during the whole time that such animal or animals continues or continue impounded or confined. S. 14.

16. person may  
recover value of feed,  
and for trouble.

Every such person who furnishes the animal or animals with food, water and shelter, may recover the value thereof from the owner of the animal or animals, and also a reasonable allowance for his time, trouble and attendances in the premises. S. 15.

17. in what manner  
such value may  
be recovered.

The value or allowance as aforesaid may be recovered, with costs, by summary proceeding before any Justice of the Peace within the County of Renfrew in like manner as fines, penalties or forfeitures for the breach of any By-Law of this Municipality may by law be recovered and enforced by a single Justice of the Peace; and the Justice shall ascertain and determine the amount of such value and allowance when not otherwise fixed by law, adhering so far as applicable, to the tariff of Poundkeepers' fees and charges established by this By-Law. S. 16.

18. Other mode of  
enforcing recovery.

The Poundkeeper or person so entitled to proceed, may instead of such summary proceeding, enforce the remuneration to which he is entitled in

Copy of Bylaws  
Relating at large of  
Cattle & Animals

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