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ORDINANCE NO.27.

An ordinance prohibiting cattle etc. from running at large within the incorporate limits of the city of Payette.

Be it ordained by the Mayor and Council of the City of Payette.

Section I. No cattle, horses, mules, hogs, goats or sheep shall be allowed to run at large, or be herded, tethered or picketed in any of the streets, alleys or public grounds, within the incorporate limits of the city of Payette; and it is hereby made, and shall be the duty of the marshal of the said city to seize and impound any and all cattle horses, mules, hogs, goats or sheep found tethered, picketed, or running at large within the aforesaid limits.

Section II. When the marshal shall seize and impound any animal mentioned in section one of this ordinance, he shall forthwith post, at three conspicuous places, in the city, for not less than ten days, a written or printed notice containing a discription of the animal or animals seized by him, the date of seizure, and the time and place where the same shall be sold. Such notice shall be published at least once in some newspaper published in the said city; Provided, that no sale under this ordinance shall be made within ten days from the date of such seizure.

Section III. Any animal seized and impounded under this ordinance, if unclaimed, or if claimed, upon which the legal charges and expenses have not been paid, shall be sold by the marshal at public auction to the highest bidder, at the time and place mentioned in the notice described in section two of this ordinance.

All moneys received by the marshal from the sale of any animals so seized and impounded shall be paid by him to the city clerk.

Section IV. Any animal seized and impounded under the provisions of this ordinance shall be provided with proper care, food, and water, while so confined by the marshal.

Section V. If, at any time prior to such sale, the owner of any animal so seized and impounded, shall claim the same, he shall be entitled to the possession thereof, upon the payment, to the marshal, of such sum as is hereinafter provided; and all legal charges and expenses incident to such taking up and keeping. Such fine shall be paid by the marshal to the city clerk.

Section VI. The marshal shall collect the following fees for seizing, impounding, keeping and selling any animals under the provisions of this ordinance: For taking up and impounding cattle, horses, and mules, per head, one dollar; and for hogs, sheep, and goats, per head, fifty cents; for feeding and keeping, per head, per day, for cattle, twenty-five cents; for horses and mules, thirty-five cents; for hogs, sheep, and goats, fifteen cents; for publishing notice of sale, ten cents per line of the printed copy; for each sale, one dollar.

Section VII. The marshal shall report to the city council, monthly, a full statement of all stock impounded under the provisions of this ordinance, giving a discription of all animals so impounded, the date when seized, the date of sale, the amount received for fines or for the amount received for the sale of such animal or animals, the amount paid to the city clerk, and the owner, if known to him.

He shall receive a receipt in duplicate from the city clerk for all moneys paid, and shall file the duplicate with his report.

Section VIII. Any person or persons who shall break the city pound or take therefrom any animals that have been impounded under the provisions of this ordinance, or shall attempt to take the same from the marshal, while in his possession, shall, upon conviction thereof, before the police magistrate, be fined in a sum not less than ten dollars and not more than one hundred, and the costs of prosecution, and be confined in the city jail until the fine and costs are paid, at the rate of one day for each two dollars of such fine and costs.

Section IX. All ordinances in conflict with this ordinance are hereby repealed.

Passed and approved this 9 day of Sept 1903

E. M. Peters

Mayor.

Attest:

Geo. W. Baker

Clerk.