

**Ordinance No. 2.**

**Animals Running at Large**

Section I. Be it Ordained by the President and Board of Trustees of the Village of South Jacksonville, That every pig, hog, bull, steer, cow, heifer, calf, goat, jackass, jennet, horse or mare, found herded, picketed or running at large, on any street, lane, avenue, allet or other public property within the limits of the village of South Jacksonville, is hereby declared a nuisance, and the owner of each and such animal, upon conviction, shall forfeit and pay to the said village of South Jacksonville, the sum of one dollar a day for each animal so picketed or permitted to run at large, together with the fees for impounding and all expenses of sustenance for such animal while impounded

**Village Constable to Take Up and Confine**

Sec. 2. The village constable of the village is hereby required to take up and confine in a secure pen, pound, or other place provided for that purpose, every such animal in Section I of this ordinance mentioned, found running at large at ar picketed, and retain the same at least twenty-four hours, and unless the same is redeemed within the said twenty-four hours, dispose of the same as hereinafter provided.

**Redemption-- Proceeding if Owner is Known.**

Sec. 3. The owner or owners of any animals taken up by virtue of this ordinance may redeem the same by paying the penalty and fees mentioned in Section I, but if no person appears to redeem any impounded animal within forty-eight hours after the taking up of the same, it shall be the duty of the constable (unless the sale is done by some other person), to make complaint before a police magistrate or some justice of the peace against the owner or owners of such animals for a violation of this ordinance, and if the owner or owners be known the proceedings for the recovery of the fine shall be the same as in other cases.

**Proceedings if Owner is Unknown**

Sec. 4. If the owner or owners of any animal impounded be unknown, complaint shall be made as provided for in the last section against the unknown owner of such animal, describing the same with reasonable accuracy, and thereupon the police magistrate or justice of peace before whom such complaint is made issue a notice in substance as follows:

**Pound Notice.**

Whereas: Complaint has this day been made before me that the unknown owner of the following described animal, to-wit: (Here describe animal particularly) impounded at (here state the place of impounding), on the ..... day of ....., A.D. 19 ....., ..... has permitted the same to run at large, or be picketed, contrary to the ordinances of the village of South Jacksonville.

Now, therefore, notice is hereby given to the owner of such animal, and all persons interested in the same, that a trial will be had upon the said complaint, at my office in the village of South Jacksonville, on the ..... day of ....., A.D. 19....., at the hour of .... M., where and when such owner, or other person interested, may appear and defend, if he see fit so to do.

Witness my hand and seal this ..... day of ..... A.D. 19.....  
..... P.M. or J.P. (Seal.)

The day named in said notice for trial shall not be less than five or more than ten days from time of issuing the same, and it shall be the duty of the village constable forthwith to post three copies of said notice, one at the place where the animal is impounded, one at the office of the police magistrate or justice of peace issuing the same, one at a public place in said village. The officer executing said notice shall make a return thereon, showing the time and manner of said posting.

#### **Judgement-- Order to Sell.**

Sec. 5. If judgement shall be rendered against the party complained of as aforesaid, or against the unknown owner, it shall be for the amount of the penalty, mentioned in Section I, together with the impounding fees and costs of sustenance, and the court rendering the same shall issue to the village constable an order directing him to sell such animal or animals.

#### **Notice of Sale.**

Sec. 6. It shall be the duty of the village constable immediately upon an order of sale, as in the preceding section of this ordinance provided, to post two written or printed notices in two public places in said village, which said notices shall give at least one day's notice of sale, and shall state the time and place of sale, and a description of the animals impounded as aforesaid to be sold; said animals shall be sold to the highest bidder for cash, and the money received on the sale of said animal or animals, after deducting the penalty and fees and costs aforesaid, shall be paid to the owner or owners thereof, if application be made to the village clerk for the same within six months from the date of sale

#### **Fees.**

Sec. 7. The fee for taking up any animal mentioned heretofore shall be twenty-five cents for each animal, and also twenty-five cents for each day or party of a day for each animal impounded for providing sustenance. The amount of penalty and fees collected under this ordinance shall be paid to the village treasurer, less the amount actually expended for the food for any animals as aforesaid.

#### **Owner May Redeem at Any time Before Sale**

Sec. 8. No provision of this ordinance shall operate so as to deprive the owner or owners of any impounded animals from redeeming the same at any time before sale by paying the penalty and costs as herein provided.

**Vicious or Diseased Animals-- Bells Prohibited**

Sec. 9. No person shall permit any animal of a vicious or within the limits of said village, nor permit any cow or other breachy disposition, or affected with any disease, to run at large animal wearing a bell to run at large. The penalty for a violation of either clause of this section shall be, in addition to the penalty named in the first section of this ordinance, a sum not exceeding twenty-five dollars for each offense.

Sec. 10. This ordinance shall be known as ordinance No. 2.

HERMAN WEBER, President

(L.S) Attest:

CHAS. W. BOSTON, Clerk.

Passed Jan. 10, 1912. Approved Jan. 10, 1912

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