Dent

ORDINANCE NO. 114

An ordinance to prevent the running at large of stock in the City of Atkins, State of Arkansas.

Be it ordained by the City Council of City of Atkins:

SECTION 1. That the running at large within the corporate limits of the City of Atkins of any Horses, Mules, Asses, Cattle, Hogs, Sheep, or Goats, is hereby prohibited and made unlawful.

SEC. 2. It shall be the duty of the City Marshal to seize or cause to be seized and impounded in some lot or pound in the City of Atkins, to be provided for that purpose by the City Council or Marshal, any of the animals mentioned in section one of this ordinance, found running at large within the City limits of Atkins.

SEC. 3. Upon impounding any of the aforesaid animals under the provisions of this ordinance, the Marshal shall immediately give notice of the public sale of such animals to take place at the city pound for cash to the highest and best bidder. Notice shall be given by posting written or printed notices in 5 of the most conspicuous or public places in the city at least 10 days before the day of sale, and at the time and place so advertised, the Marshal shall sell such animal at public outcry to the highest and best bidder for cash in hand. Said sale shall be between the hours for judicial sales on execution or other legal process. And after retaining the amount herein allowed as costs and fees he shall pay the overplus if any to the owner of said animal so sold, or if no application or claim is made therefore he shall pay the same into the city treasury to be there held for owner.

SEC. 4. The Marshal at any time before the sale of any impounded animal shall deliver the same to the owner of said animal upon proof of ownership, and upon the owner paying all costs of impounding and carring for such animals up to the time of such claim and delivery.

SEC. 5. Owners of animals impounded and sold under this ordinance may file their claim for money arising from such sale and paid into the treasury before the Mayor. And upon proof of such ownership the Mayor shall by order cause the money so paid into the city treasury to be paid to such claimant.

SEC. 6. The Marshal shall be entitled to and is allowed the following fees for his services under this ordinance, to-wit: For impounding each Horse, Mule or Ass, 75 cents; for impounding Cattle, per head 50 cents; for impounding Hogs, Sheep or Goats per head each 25 cents; for advertising each sale 75 cents; for selling Horses, Mules and Asses, per head $1.00; for selling Cattle, per head 75 cents; for selling Hogs, Sheep, or Goats, per head 50 cents.

SEC. 7. It shall hereafter be unlawful for any person owning or having the possession or control of any of the animals mentioned in this ordinance to willfully turn loose or permit such an animal to run at large in the City of Atkins, corporation limits, and any person convicted of a violation of this section shall be fined any sum not less than One Dollar, and not more than Ten Dollars.

SEC. 8. All ordinances or parts of ordinances in conflict with this ordinance herewith are repealed, and this ordinance shall take effect and be in force 60 days after its publication according to law.

Passed and approved August 5, 1908.

A. J. MCCOLLUM, Mayor

L. D. FORD, JR., Recorder