

CHAPTER 93.

[Published March 23, 1870.]

AN ACT for the improvement and raising of stock.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows :

Male animals
not to run at
large.

SECTION 1. No stallion over two years old, nor bull over one year old, nor boar or billy goat over four months old shall run at large in this state.

Penalty for violation.

SECTION 2. The owner or owners of any stallion, bull or boar, who shall permit or for any reason suffer the same to run at large contrary to the provisions of section one of this act, shall for every such offense, forfeit the sum of five dollars to the person taking up such animal, and shall in addition thereto, be liable in a civil action to any persons who may suffer damage in consequence of any violation of this act.

Such animals
may be taken
up.

SECTION 3. Any person finding any animal running at large contrary to the provisions of this act, may take up and secure the same, and shall within seven days thereafter, notify the owner thereof, if to him known, and request such owner to pay all reasonable charges and take such animal away.

If owner be unknown, notice of taking up shall be filed.

SECTION 4. If the owner of any animal be unknown, the finder shall within ten days after taking up the same, file a notice thereof with the town clerk of the town, and if the animals so taken up are of the value of less than five dollars he shall also put up notices of the taking up of such animals in two or more public places in such town, but if the animal or animals so taken up are of the value of more than five dollars, he shall cause such notice to be published in some newspaper of the county, four weeks successively, if one be printed therein; if there be none, then by posting up notices in three of the most public places in such county. All such notices shall contain a brief description of the animals, describing the same by giving marks, natural and artificial as near as practicable, the name, the residence of the finder, as near as may be, the time which such was taken up. Said

town clerk shall transmit a copy of every such notice to the clerk of the board of county supervisors.

SECTION 5. Any finder of an animal or animals, which when taken up are of the value of ten dollars or more, shall within one month after taking up the same, procure an appraisal thereof by a justice of the peace of his town, which appraisal shall be certified by such justice, and within the time before mentioned filed in the office of the town clerk of such town, and he shall pay to such justice fifty cents for such certificate, and six cents for every mile necessarily traveled in such service.

Appraisal shall be made.

SECTION 6. If the owner or person entitled to the possession of such animal shall appear at any time within one year after the notice is filed with the town clerk as aforesaid, and make out his right thereto, he shall have such animal restored to him upon paying all lawful charges which have been incurred in relation to the same.

Owner may appear and make claim.

SECTION 7. If the owner and the finder of any animal cannot agree upon the amount of such charges or for the use of said animal, either party may make application to any justice of the town where said animal has been taken up, to settle the same, and the party making such application shall give notice thereof to the other party, and if any account shall be found due to the finder by the said justice over the value of the use of such animal, the same shall be a lien on such animal until paid by the owner, and the cost of such adjudication shall abide the decision of the justice.

How charges to be adjusted.

SECTION 8. If the owner or person entitled to the possession of any animal shall not appear to make out his title thereto, and pay the charges thereon within one year from the time the notice is filed with the town clerk as aforesaid, and if said animal shall not have been appraised at a greater value than ten dollars, the finder shall have a perfect title to the same, but if the appraisement value of such shall have been adjudged to be more than ten dollars as provided in the fourth section of this chapter, such animal shall be sold at the request of the finder by any constable of the town, at public auction upon first giving public notice thereof in writing, by posting up the same in three of the most public places in such town, at least ten days before such sale, and the finder may bid

If owner shall not appear, property to be owned by finder

therefor at such sale, and after deducting all lawful charges of the finder as aforesaid, and the fees of the constable, which shall be the same as upon a sale on any execution, one-half of the remaining proceeds of such sale shall be deposited in the treasury of the town, to be disposed of in such manner as the town may direct, and the other half shall belong to the finder.

Animal not to be taken away.

SECTION 9. If any person shall without the consent of the finder, take away any animal taken up pursuant to the provisions of this chapter without first paying all the lawful charges incurred in relation to the same, he shall be liable to the finder for the value of such animal.

Penalty for neglect to advertise

SECTION 10. If the finder of any animal shall neglect to cause the same to be advertised or a notice thereof to be posted up, or if he shall neglect to procure the appraisal of any animal which shall be of the value of ten dollars or more, or if he shall neglect to perform any of the duties required of him in the [this] chapter, he shall be precluded from acquiring any right of property in such animal by the provisions of this chapter, or receiving any damages or charges for keeping the same.

SECTION 11. This act shall take effect and be in force from and after its passage and publication.

Approved March 16, 1870.

CHAPTER 94.

[Published March 17, 1870.]

AN ACT to authorize the appointment of phonographic reporters for the circuit court of the county of Waukesha.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

May appoint reporters.

SECTION 1. It shall be lawful for the judge of the circuit court of the county of Waukesha to appoint one or more phonographic reporters for said court, who shall be sworn officers of said courts, and shall be