

CHAPTER XV.

An Act to License Dogs, and for the Protection of Sheep.

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Be it enacted by the Legislature of the State of Minnesota:

SECTION 1. Every owner or keeper of a dog, shall annually, on or before the thirtieth day of April, cause it to be registered, numbered, described, and licensed for one year from the first day of the ensuing May, in the office of the Clerk of the city or town wherein he resides, and shall cause it to wear around its neck, a collar distinctly marked with its owner's name, and registered number, and shall pay for such license one dollar for a male dog, and two dollars for a female dog, over the age of six months.

Sec. 2. The Clerk shall issue the license, and receive and pay the money therefor, into the County Treasury, on or before the tenth day of May, of each year, retaining to his own use, ten cents for each license. The Treasurer shall keep an accurate and separate account of all sums received and paid out, under the provisions of this Chapter relating to dogs, which account shall at all times be open to the inspection of any voter of the county.

Sec. 3. The Clerk shall annually, within one week after the first day of May, post in some conspicuous public place, a list of all dogs licensed for the current year; and shall furnish a copy thereof, to the chief of police of

the city, or one of the constables of the town, and shall from time to time, furnish said officers with a list of such dogs as are subsequently licensed during the year.

Owners of dogs may have them licensed at any time

SEC. 4. Any owner of any dog may at any time have it licensed until the first day of the ensuing May, upon paying the sum as provided in Section one, but such license shall not exempt him from the penalty of the following Section, on complaint made prior to issuing of the license. No new license for the current year shall be necessary upon the removal of a licensed dog into another city or town.

Penalty for keeping dog contrary to the provisions of this act

SEC. 5. Whoever keeps a dog contrary to the provisions of this Chapter, shall forfeit ten dollars, to be recovered by complaint, for the use of the person making the complaint.

Penalty for wrongfully removing collar or carrying away a licensed dog

SEC. 6. Whoever wrongfully removes the collar from, or steals a dog licensed and collared as aforesaid, shall be punished by a fine not exceeding fifty dollars; and, whoever wrongfully kills, maims, entices or carries away any such dog, shall be liable to its owner for double the value of said dog, and whoever distributes or exposes any poisonous substances, with the intent that the same be eaten by any such dog, shall be punished by a fine not exceeding fifty dollars, nor less than ten dollars.

Fees for killing dogs not licensed

SEC. 7. Any person may, and every police officer or constable shall, kill or cause to be destroyed, all dogs going at large, and not licensed and collared, according to the provisions of this Chapter, and officers when not otherwise paid for their services, shall receive from the county treasury fifty cents for each dog so destroyed by them.

When a person may kill any dog

SEC. 8. Any person may kill any dog that shall suddenly assault him while he is peaceably walking or riding without the enclosure of its owner or keeper, and any person may kill any dog that is found out of the enclosure or immediate care of its owner or keeper, worrying, wounding, or killing any sheep or lambs.

Damage for killing sheep how recovered

SEC. 9. Any person suffering loss by reason of the worrying, maiming, or killing of his sheep or lambs by dogs, may, within thirty days after he knows of such loss, present proof to the Auditor of the county, wherein the damage is done, and thereupon said Auditor shall draw an order in favor of such person, upon the Treasu-

rer of the county, for the amount of such loss, and the Treasurer shall pay the same out of any money which may have accumulated under the provisions of this act, and after such order has been drawn, the city or town may sue on complaint before any justice of the peace of the proper county, and recover against the owner or keeper of the dog concerned in doing such damage, the full amount thereof.

Sec. 10. The Mayor and Aldermen of each city, and the Supervisors of each town, shall require all dogs not licensed and collared, according to the foregoing provisions of this act, to be destroyed, and shall enforce all penalties herein provided. Any officer refusing or neglecting to perform the duties herein imposed upon him, shall be punished by a fine not exceeding twenty-five dollars, to be paid into the town or city treasury, for the use of common schools in the town or city.

Duty of Mayor
Aldermen and
Supervisors

Sec. 11. All fines, penalties, and judgments, provided for in this act, may be recovered on complaint by any householder of the town or city, before any justice of the peace of the county where the offence was committed.

Fines, &c., how
recovered

Sec. 12. Any money remaining in the treasury on the thirtieth day of April, in the year 1864, and on the thirtieth day of April of every year thereafter, accumulated in the current year, under the provisions of this act, shall be applied to the use of the common schools of the county.

Disposition of
funds accumul-
ing

Sec. 13. Chapter 53, of Session Laws of 1860, entitled "an act for the protection of sheep," and Chapter 8, of the Session Laws of 1862, an act entitled "an act to protect the wool-growing interests of the State, by levying a tax on dogs," be and the same are hereby repealed.

Repeal of former
acts

Sec. 14. This act shall take effect and be in force from and after its passage.

Approved, March 6, 1863.