

Ordinance No. 29

An Ordinance to prevent the running at large of cattle, swine, mules, asses, and horses in the Corporate limits of the Town of Tontitown Arkansas, and prohibit the tying out or grazing of such animals on any of the public streets or public alleys of the Town of Tontitown, and providing for the impoundment of cattle, swine, mules, asses and horses.

Be it ordained by the Council of the Incorporated Town of Tontitown Arkansas;

- I That no cattle, swine, mules, asses or horses shall be allowed to run at large within the limits of the Town of Tontitown at any time, and if any cattle, swine, mules, asses or horses be found running at large within the limits of said Town, the same shall be taken up and impounded in a pound provided for that purpose, and it shall be the duty of the Marshall of said Town to take up and impound all such animals so found running at large within the limits of said Town.
- II It is hereby made the duty of the Marshall of the Town of Tontitown to at all times have in suitable repair, a pound within the limits of said Town, which pound shall at all times be under the care and control of said Marshall or his deputy.
- III The Marshall shall be entitled to collect a fee of One Dollar per head for the taking up and impounding any such animals as may be found running at large, and an additional fee of One Dollar per head for each day such animals shall remain in the pound.
- IV Any of such animals so impounded may be redeemed at any time before the sale thereof, by the Marshall, by the payment to the Marshall of such fees as may have accrued, and unless such animals be so redeemed it shall be the duty of the Marshall, to sell the same, at said pound at public auction, to the highest bidder for cash, provided however the said Marshall, shall have first given legal notice by posting up Five written or printed notices in as many public places in said Town, which notices shall contain a description of the animal or animals to be sold, the date of impounding, and the date of sale, which notices shall be posted for at least Five days before the date of sale, and shall also bear the date of posting.
- V The proceeds of such sale shall be applied, first to the payment of the fees of the Marshall, for the taking up and keeping of such animal or animals, and the remainder if any shall remain, to be retained by the Marshall for a period of Ten days, following the date of sale, subject to the order of the owner, of such animal or animals so sold, as aforesaid, and if said remaining sum of money be not claimed within the said Ten days, it shall be forfeited to the Town of Tontitown, and the Marshall shall pay the said sum to the Town Treasurer.
- VI Any person who shall without permission of the Marshall or his deputy having charge of said pound, take or drive away any animal out of such pound, or shall break the inclosure of such pound which animals or stock may escape therefrom, shall be deemed guilty of a misdemeanor and on conviction thereof shall be fined in any sum not less than Five Dollars nor more than Twenty-Five Dollars.

- VII If any person shall tie out or hold out any cattle, mules, swine, asses or horses on or in any of the streets or alleys of the Town of Tontitown, by tying out same with a rope, chain, or other device, or hold out such animal or animals with any such device for the purpose of pasturing or grazing such animals, they shall be deemed guilty of a misdemeanor for so obstructing such street or alley, and on conviction thereof shall be fined in any sum not exceeding Fifty Dollars.
- VIII All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed, and this Ordinance shall take effect and be in force from and after its passage and publication.

Passed and Approved Feb. 14, 1921

Felix Ardemagni
Mayor