

Damages to the property of others.

Article 33rd. Persons entering or passing over the land of another, ^{Trespass.} without being authorised so to do by law or otherwise, shall be liable, besides the damages, to a fine of not less than one, nor more than five dollars.

5 Article 34th. Persons allowing their cattle to stray, besides the dama- ^{Penalties.} ges, if any, shall be liable to the following fines, to wit :

	For each gelding or colt less than eighteen months old, or a mare or filly, twenty-five cents.....	\$00.25
10	For each stallion more than eighteen months old, eight dollars	8.00
	For each ox, or bull of less than a year old, cow or steer, twenty cents.....	00.20
	For each bull more than a year old, boar, pig or ram, of more than six months.....	4.00
15	For each pig with a ring in its nose, fifty cents.....	0.50
	For each pig without a ring in his nose.....	1.00
	For each sheep or goat, five cents.....	00.05
	For each goose, duck, turkey or other fowl.....	00.02

The penalties shall be doubled if the offence take place again within
20 thirty days.

Article 35th. Damages caused by cattle of any description, on the property of others, whether within the precincts of the homestead or the farm or in the open fields, shall entitle the party injured to an action of damages against the persons who have the use of the cattle, or in their
25 absence, the owners thereof. ^{Action of damages.}

Article 36th. If the damages be caused by the cattle of a neighbour, by reason, however, of the insufficiency of the fence of the plaintiff, the
lattershall not be entitled to claim damages. ^{Insufficiency of fences.}

Article 37. The proprietor who shall have suffered damage from cattle
30 as well as any person who shall find them straying, shall have a right to seize them, subject, however, to the obligation of driving them to the pound within twenty-four hours, if one exists in the Municipality in which the damages have been committed, otherwise he may keep them until the fine, damages the expenses of returning the cattle and costs of suit, and others, if
35 there be any, have been paid. ^{Seizure of cattle.}

Article 38th. If the damages shall have been caused by winged animals, accustomed to do damage, as geese, turkeys, hens, ducks and pigeons, the proprietor of the land, having notified the owner thereof, may, in case they return, shoot them, but in this case he must leave them on the ground
40 and if they are in large numbers he should only kill a few. ^{In case of damage by birds of any description.}

Article 39th. It shall be the duty of the person who shall have seized cattle to inform, as soon as possible, the owner thereof if he be known to him. ^{Information.}

He shall be held to feed and take care of the cattle so as to be able to
45 return them in good condition to their owner, and if the latter undertakes this duty he shall be allowed so to do. ^{Care of animals seized.}