

may be recovered by the proprietor thereof for every such trespass in due course of Law.

IX. And be it further enacted by the authority aforesaid, that in consequence of the great damage which Hogs and Goats may do in a short time, and the great difficulty of making fences to secure ground against those animals, it shall and may be lawful for any person who shall, after the passing of this Act, find any Hog or Hogs, Goat or Goats trespassing on his ground, to shoot or otherwise kill the same, and when shot or otherwise killed or maimed, to convey the same to the Public Pound of the Parish or Township where the same shall happen to be, there to remain in the care of the keeper thereof until claimed; and if not claimed within days, the keeper of the said Pound shall cause the same to be sold at public sale at the said Pound; and the money arising from the sale, shall be paid into the hands of the nearest Justice of the Peace, to be by him paid over to the owner of such hog or hogs, goat or goats, after deducting all reasonable charges of the sale.

X. And in all cases of dispute about damage done by any horses, &c. &c. it shall and may be lawful for the owner thereof, on paying for the pouncing, and also the Pound-keeper's fees, and giving security before a Justice of the Peace for the amount of such damage as may be awarded by arbitrators to be named as herein before provided, to take his horse or horses, &c. Provided always, that in the cities of Quebec and Montreal, and town of Three Rivers, or in any village within this Province, cows going to pasture or returning, shall not be deemed straying.

XI. And be it enacted by the authority aforesaid, that all damages which may be incurred, and all fines and penalties to be levied under this Act, within the parishes of Quebec, Montreal, or Three Rivers, shall be sued for and recovered in the Courts of weekly sittings for the said cities and town respectively, and in all other parts of the Province, before the nearest Justice of the Peace, as herein before mentioned, and the same shall be levied by distress and sale of the goods and chattels of the person against whom such damage shall be awarded, or who shall have incurred such penalty, by warrant, under the hand and seal of the Justice or Justices before whom the said cause shall be tried, or conviction take place.

XII. And be it further enacted by the authority aforesaid that the Act or ordinance passed in the 30th year of His Majesty's Reign, intituled, an Act or ordinance for preventing cattle from going at large, or *l'Abandon des Animaux*; and also the 36th and 37th sections of an Act passed in the 36th year of His Majesty's Reign, intituled, an Act for making, repairing, and altering the highways and bridges within this Province, and for other purposes, be, and the same is hereby repealed.