

In case owner
is unknown.

Known.

When pay-
ment is made.

When fence
is unlawful.

Notice of Sale.

Sale.

Proceeds
disposed of.

If proceeds
less than
necessary.

Interference
with Pound-
keeper.

7. That in all cases, where the damages claimed for trespass exceed the sum of Five Dollars, and no objection is made thereto, by reason of the owner being unknown and not being aware of such impounding, it shall be the duty of the Pound-keeper to cause such damages to be ascertained in the same manner as provided in the preceding section; but in all cases where the owner is known, it shall be the duty of the Pound-keeper, forthwith, to notify him or her of the impounding.

8. That upon payment of all damages claimed or awarded for trespass or fines imposed by the fifth section hereof, and of all fees and charges due to such Pound keeper and Fence-viewers, it shall be the duty of the Pound-keeper to deliver to the owner the animal or animals impounded; but, in the event of the Fence-viewers finding the fence an unlawful one, or that the animal or animals were lawfully running at large, then he shall deliver the same to the owner or owners, on payment of the lawful fees and charges to which he is entitled, but at the same time, deliver to such owner the agreement mentioned in the fourth section hereof, together with a copy of the award of the Fence viewers, and thereupon the owner shall be entitled to recover from the person or persons impounding such animal or animals, the fees and charges so paid as aforesaid.

9. If after the expiration of fifteen days, in impounding any animal or animals, the same shall not have been redeemed or replevied, written or printed notice for a public sale thereof shall be given and posted by the Pound-keeper in at least four of the most public places on the said Reserve, and, in case the owner is unknown, such notice shall be posted in at least six of the most public places adjoining the Reserve, such notice to specify the time and place of sale, with a description of the animal or animals to be sold; Provided always that no such sale shall take place, until after the expiration of fifteen days from the time of posting such notice of sale.

10. That at the time and place appointed for the sale, the Pound-keeper shall publicly sell such animal or animals (unless redeemed or replevied as aforesaid) to the highest bidder, and after deducting from the amount realized therefor all damages, fees, charges, or fines, against the same, shall pay the surplus, if any, to the owner or owners, or if not claimed at the time of such sale forthwith pay such surplus to the Head Chief of the Band, to be held by him for the uses of the Band, as a part of their public local moneys; unless, claimed by the owner or owners of the animal or animals sold within three months from the time of such sale.

11. In the event of the amount realized at such sale, being insufficient to pay all damages, fees, charges and fines, the Pound-keeper may recover the deficiency from the owner or owners of the animal or animals (if known) in a summary manner before a Justice of the Peace.

12. That if any person or persons, shall be guilty of any Pound breach by the removal without lawful authority, from any Pound of any animal or animals therein impounded, or shall in any other manner interfere with, or obstruct any Pound-keeper in the discharge of his duties, such person or persons shall be liable to a fine