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1864

Amendatory to an Act entitled "An Act relating to Fencing," approved August 8th, 1862.

Colorado General Assembly

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Recommended Citation

Colorado General Assembly, "Amendatory to an Act entitled "An Act relating to Fencing," approved August 8th, 1862." (1864). *Session Laws 1861-1900*. 272.

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Assessment
may be im-
peached.

SEC. 11. Upon the trial of any cause occurring under the provisions of this act, the defendant may impeach any such assessment, and in that case, the court or the jury shall determine the damages.

Counties ex-
empt from
the opera-
tion of this
act, &c.

SEC. 12. Nothing in this act shall be so construed as to apply to the counties of Conejos, Costilla, Huerfano, Douglas, Weld, Arapahoe, El Paso, Pueblo, Park, Summit, Lake, Gilpin and Clear Creek, until a majority of the electors of any such county, voting at any general election held hereafter under the laws of this Territory, shall vote and adopt this act, when it shall take effect and be in full force in such county.

Repealing
clause.

SEC. 13. All acts or parts of acts conflicting with the provisions of this act, are hereby repealed.

Owners of
unruly ani-
mals liable
for damages

SEC. 14. The owner of any animal that is unruly, and in the habit of breaking through or throwing down fences, if after being notified that such animal is unruly, and in the habit of breaking through or throwing down fences as aforesaid, he shall allow such animal to run at large, shall be liable for all damages caused by such animal, and any and all other animals that may be in company with such animal.

SEC. 15. This act shall take effect and be in force on and after its passage.

Approved March 11th, 1864.

AN ACT

AMENDATORY TO AN ACT ENTITLED "AN ACT RELATING TO FENCING," APPROVED AUGUST 8TH, 1862.

Be it enacted by the Council and House of Representatives of Colorado Territory:

When stock
shall be
herded or
confined.

SEC. 1. That section two of said act be amended by striking out all after the word "until" in the fourth line of said section, and inserting in lieu thereof, "the fifteenth day of November.

Owner li-
able for dam-
age of stock.

SEC. 2. That section three of said act be amended as follows: Strike out the word "treble" in the fourth line of said section, and insert the word "all" in the place thereof.

SEC. 3. This act shall take effect and be in force from and after the passage thereof.

Approved March 11th, 1864.