

Be it enacted by the people of the State of Illinois Represented in the General Assembly, That if any horse mair gelding. Colt Mule, or ass. Shep. Lamb. goat. Kid, Bull. Cow. Steer. Stier or calf or any hog. Sheep or pig, Shall break into any persons' enclosure, the fence being good and sufficient the owner of such animal or animals shall be liable in an action of trespass to make good, all damages, to the owner or occupier of the enclosure for the first offence single damages only and ever afterwards double the damages sustained

Sec^d. Be it further enacted. That the condition of the fence at the time of the trespass was committed may be proved upon trial and that upon complaint made by the party injured before any Justice of the peace of the county wherein such trespass shall be made. Such Justice is hereby authorized and required to issue a summons, without delay to three respectable householders of the neighborhood no way related to either of the parties nor interested

concerning the trespass reciting the complaint
and requiring them to view the place, to have the trespass
is complained of, and their testimony in such
case shall be good evidence touching the sufficiency
of the fence.

Sec 3. Be it further enacted, that if any person
injured for want of such sufficient fence, shall
have wound his lance or distroy, or shall cause
to be thus wounded killed (lances or distroyed)
by shooting hunting with dogs or otherwise any
of the aforesaid animals, he or she so offending
shall satisfy or pay the owner of the same the
damages with costs recoverable as aforesaid
provided that if the party liable to damages as
aforesaid in either case will abide and pay
what may be deemed reasonable by three neighbors
indifferently chosen to assess the same it
shall be a bar against such suit.

Sec 4. Be it further enacted that all animals
trespassing, the owner of the same (if known) shall
be notified thereof and if they shall refuse to
secure the said animals and prevent their trespass

ing, the persons on whom the trespass was committed
shall be authorized to secure the said supplying
the aforesaid animals with provender and water for
which they shall receive a compensation from
said owner. Provided that if said animals shall
receive any abuse or damage from said person
they shall be barred from any compensation for
the aforesaid services.

Sec. 5. Be it further enacted that the first
and second sections of the act to which this is
an amendment be and the same is hereby
repealed, This act, to be in force after
its passage.

Passed H.R. Jan. 12. 1835

L. Pickett Clk. H.R.

7/6/72

of Bill, for an act
to amend an act,
relating enclosed

to be enrolled
C.R.N.R.

Enrolled

Wm. L. C.
Secretary
R. L. C.
William L. C.