

peace, a hearing shall be had in due form of law; and upon proof of the fact, the owner of the said dog, male or female, shall be fined not less than one dollar and not more than five dollars, at the discretion of the justice of the peace, and the cost of the case, and shall stand committed till the said fine and costs are paid.

SEC. 4. *Be it enacted*, That any untagged dog, male or female, whose owner has not paid a tax on the same, or is not protected by a tax, by reason of failure to renew the said tax when due, if found to be killing or maiming sheep, or is found eating sheep that has evidently been killed, within twenty-four hours of the time he is found eating the same, and there is no proof that some other dog, male or female, did the killing, then the owner of said dog, male and female, shall be held responsible for the damage done to the owner of the sheep, and the amount of damages as aforesaid to be ascertained by a justice of the peace in due form of law; and when ascertained and proven, he shall enter judgment for the full amount of damage to the owner of the said sheep, with the costs in the case, and fifty cents to the constable employed in the case, who shall kill the said dog, male or female, unless the owner thereof shall have previously done the killing. Owner liable for damage.

SEC. 5. *Be it enacted*, That any person who shall maliciously remove from any dog, male or female, wearing the legal tag herein provided, shall pay a fine of five dollars, to be recovered by the usual proceedings for the recovery of fines and penalties; and all fines that may be collected under this act, by any justice of the peace, shall be paid to the treasurer of the school board for the benefit of the public schools. Penalty for removing tag.

SEC. 6. *Be it enacted*, That in case of loss of the tag issued by the county school board, upon application to the treasurer thereof, a duplicate may be furnished on the payment of ten cents, and satisfactory evidence being furnished that the tax has been paid for the current year for the use of the said tag. Loss of tag.

SEC. 7. *Be it enacted*, That all dogs, male or female, whose owners shall be caused to be taxed under the provisions of this act, shall not be subject to any dog tax heretofore provided by the laws of the State, local or general; but all dogs, male or female, whether taxed or untaxed, shall subject their owner or owners to any damage that they may do to the owners of sheep or other property. Not subject to any other dog tax.