

Give notice.

any stock shall impound the same, and if taken up by a constable, he shall give notice of said impounding, by advertisement in at least two public places, by either written or printed notice, posted within that part of said district specified in this act, describing the stock so impounded, and he shall proceed to sell said stock, at public auction, for cash, after giving ten days' notice from the time of taking up of stock; provided the owner shall have the return of said stock on paying of all the expenses of keeping said stock, and all other cost, including fifty cents for taking up each of said stock.

Powers.

Make sale.

SEC. 3. *And be it enacted*, That if any person shall take up any stock, such person shall impound the same, and shall at once notify the constable, who shall immediately proceed to give the notice and make the sale in the same manner as provided in the second section of this act, and the owner of said stock shall have the return thereof, on the said conditions as provided in that section, and for making a sale under this section, the constable shall be allowed the same commissions now allowed by law for the sale of personal property under execution; this provision for commission not to apply to sale of stock taken up by the constable himself.

Disposition of money.

SEC. 4. *And be it enacted*, That the said constable thus authorized to make sale of such stock, if not returned to the owner as aforesaid, shall, out of the moneys arising from such sale, first pay the person or persons taking up the stock, and the cost, charges and expenses incurred, and damages sustained by the person or persons upon whose land said stock was trespassing, said damage to be ascertained upon the oath of two disinterested sworn appraisers, and the balance, if any, to the owner or owners of such stock; and should no one claim said balance as owner within sixty days of said sale, the constable shall pay the same to treasurer of the school fund of Dorchester county, to be applied to the benefit of the public schools of said county.

Submit to voters.

SEC. 5. *And be it enacted*, That before this act shall become a law, it shall be submitted to the qualified voters of that part of the Fork district included within this act, to determine its appli-