

The Council of the Slaves of the Upper Hay River Band of Indians at a meeting held on the 12th day of July, 1976, makes the following by-law pursuant to paragraph (f) of Section 81 of the Indian Act.

By-law No. 5.

A by-law to provide for the protection against and prevention of trespass by horses and other domestic animals, the establishment of a pound, the appointment of a Poundkeeper, the regulations of his duties and the provision of fees and charges for his services in the Slaves of the Upper Hay River Indian Reserves in the Province of Alberta.

1. In this by-law "Slaves of the Upper Hay River Indian Reserves" include:
 - Number 207 Bushe River
 - Number 209 Hay Lakes
 - Number 210 Zama Lakes
 - Number 211 Amber River
 - Number 212 Upper Hay River
 - Number 213 Bistcho Lake
 - Number 214 Jackfish Point
2. No persons shall permit any ass, boar, bull, bullock, calf, cow, goat, helper, horse, jackass, lamb, mule, ox, pig, ram, sheep, sow, or stallion owned by him or reputed to be in his care or possession, to run at large on any part of the Slaves of the Upper Hay River Indian Reserves, in the Province of Alberta, and any such animal so found at large on the said Reserves shall be liable to be impounded as herein-after provided.
3. The Chief or someone duly appointed by the Council of the Band shall be Poundkeeper for the Reserves, and such Poundkeeper shall supply sufficient feed and water to any animal impounded as provided by Section 4.
4. The Poundkeeper shall keep a book in which he shall record a description of all animals impounded, with the date of impoundment, damage claimed (if any), date redeemed or sold, and disposal of proceeds.
5. Anyone finding any animal running at large on the Reserves, contrary to the provisions of Section 1, may deliver the same to the Pound whether the name and address of the owner or reputed owner of such animal shall be known or not, and for delivering same, shall be entitled to remuneration as follows:
 - (a) For the delivery of each stallion, jackass or bull \$25.00.
 - (b) For the delivery of each other animals \$10.00 but not more than \$25.00 for one impoundment.
6. The Poundkeeper shall, within two days after the impoundment of any animal, post a notice of same in at least three conspicuous places on or adjoining the Reserves, and may advertise the same in two successive issues of the local newspaper (if any). If the owner or person reputed to have charge of the animal is known, the Poundkeeper shall notify such owner or person in writing.

7. The owner or any person having any animal in his care and possession may redeem any impounded animal by the payment of fees and damages as provided in Section 8.
8. The following fees and damages (if any) shall be recovered by the Poundkeeper, together with the remunerations mentioned in Section 5, before releasing the impounded animal from the pound;
 - (a) For receiving into Pound each stallion, jackass or bull \$5.00.
 - (b) For receiving into Pound each other animal \$4.00 but not more than \$10.00 for one impoundment.
 - (c) For the maintenance of each stallion, jackass or bull \$2.00 a day.
 - (d) For the maintenance of each other animal \$1.00 a day.
 - (e) For notifying the owner or person reputed to have charge of the animal or animals impounded \$5.00.
 - (f) For advertising - actual costs.
 - (g) For posting notices of animals impounded, each notice to include all animals impounded at one distress or seizure \$1.00.
 - (h) For posting notices of sale, each notice to include all animals impounded at one distress or seizure \$1.00.
 - (i) For each mile necessary travelled in performance of his duties .10¢.
 - (j) For selling impounded animals - 2½% of the amount realized.
 - (k) For damage done by an animal at large - the amount of the actual damage assessed, which shall be paid to the person entitled thereto.
9. When an animal has not been redeemed from the Pound within twenty days after notice of impoundment has been given as provided for in Section 6, the said animal shall be sold by public auction after the notice of such sale has been posted for fourteen days in three conspicuous places within reasonable distance of the said Pound, and at such sale the Poundkeeper or an auctioneer chosen by him shall be held at the Pound and shall commence at two o'clock in the afternoon Standard Time.
10. The proceeds of any impounded animal sold as provided by Section 9, shall, after deducting fees, charges and damages assessed (if any) as provided by Sections 5 and 8, be paid to the owner, or if not claimed at the time of such sale, shall be paid forthwith to the Band Administration, and any money so paid shall be returned to the owner of the animal sold on satisfactory evidence being furnished as to ownership and application thereof being made to the Band Administration within three months from the date of the sale; otherwise such proceeds shall be placed to the credit of the funds of the Band.

Chief: Harry Chonkolay Date: July 12, 1976

Councillors: Harry Dahdona

Paul Metchooyeah

Antoine Providence

Alexis Seneantha

WITNESSES: L.A. MacKenzie
B. Shantz

NADA

Province of ALBERTA

TO WIT

I LLOYD A. MACKENZIE LOCAL GOVERNMENT SUPERVISOR
(name) (capacity)

residing at HIGH LEVEL make oath

and swear that the paper-writing on (to) which this affidavit

is endorsed (attached) is a true copy of a document produced

and shown to me and purporting to be the original by-law made

pursuant to the Indian Act and signed by A QUORUM OF THE SLAVES OF THE UPPER HAY RIVER

W.D. COUNCIL and dated JULY 12, 1976 the said copy having been

compared by me with the said original document.

L.A. Mackenzie (signature)

Sworn before me at High Level

_____ this

26th day of July 1976.

Commissioner of Oaths in and for

the Province of Alberta

or

Commissioner for the Taking of Oaths

Authorized under Section 108 of the

Indian Act.

Paul Kelpin
PAUL KELPIN

Commissioner For Oaths #51914
Commission Expires December 8, 1977