

AN ORDINANCE TO BE KNOWN AS THE LIVESTOCK RUNNING AT LARGE ORDINANCE, MAKING IT A CRIMINAL ACT TO ALLOW LIVESTOCK TO RUN AT LARGE; ESTABLISHING THE PURPOSE THEREOF; PROVIDING DEFINITIONS; PROVIDING THAT THE ORDINANCE DOES NOT APPLY IN OPEN RANGE AREAS; PROVIDING FOR PENALTIES VIOLATION HEREOF; AND, PROVIDING FOR THE EFFECTIVE DATE HEREOF.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF FREMONT COUNTY, IDAHO, AS FOLLOWS:

1. Name of Act. This Ordinance shall be known as the Livestock Running at Large Ordinance.

2. Purpose. The purpose of this ordinance is to protect the health and safety of the general public in non-open range areas, from wandering livestock.

3. Definitions.

A. Livestock shall be defined to include all hoofed animals, including but not limited to, sheep, swine, cattle, horses, and goats.

B. Running at large shall be defined as the livestock being upon public areas of Fremont County, when such livestock is/are not confined within a lawful fence, and are not under the physical control of a herder or some other person.

4. Prohibited Activity.

A. It shall be unlawful for any person to wilfully or negligently allow or permit any livestock owned by him, or in his care or custody, to be at large, or be running at large, or to be on any public lands in Fremont County, unless the livestock is being herded or is on such public lands by permit.

B. It shall be prima-facia evidence of negligence if the owner or caretaker of livestock fails to comply with the fencing

statutes of the State of Idaho, as set out in Idaho Code §§35-101 through 35-112.

5. Open Range. This ordinance shall not apply to areas in Fremont County which are designated as open range.

6. Violation and Penalties. Violation of this ordinance shall be a general misdemeanor, and shall be punished by a term in the county jail of not more than 6 (SIX) months, and/or a fine of not more than \$500.00.

7. Effective Date. This ordinance shall be in full force and effect from and after its passage, all as provided by law.

PASSED THIS 12th DAY OF October, 1992, BY
THE BOARD OF COUNTY COMMISSIONERS OF FREMONT COUNTY, IDAHO.

BOARD OF COUNTY COMMISSIONERS

Grant Chandler
GRANT CHANDLER, CHAIRMAN

ATTEST:

Mickie Funke
MICKIE FUNKE, CLERK

