

256.080 Liability when cattle enter through lawful fence -- Lien on cattle.

If any cattle enter into any land over or through a lawful fence, the owner or manager of the cattle shall for the first trespass be liable to the owner or occupant of that land for such damages to his trees, grass, grain, crops, cattle or land as he may have sustained by the entry of the cattle, and for every subsequent trespass by the cattle of the same owner, double damages. After giving the owner or manager of the cattle at least five (5) days' notice, in writing, of the fact of two (2) previous breaches into the same inclosure by the cattle of the same owner, the owner or occupant of the inclosure shall have a lien on the cattle to indemnify him on account of any damages sustained by the third or any subsequent trespasses of those cattle and may enforce his lien by action as in cases of a mortgage lien.

Effective: October 1, 1942

History: Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. sec. 1781.