

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of the)
 Reimbursement of Morris)
 G. Lillich out of the)
 Animal Control Fund)
 _____)

ORDER NO. 56-2000

WHEREAS, ORS 609.170 provides that in any county with a dog control program the owner of any livestock killed, wounded, chased or injured by any dog may, within 10 days after the killing, wounding, chasing or injuring occurred, or became known to the owner, present to the county governing body a verified statement containing a full account of the incident, stating in detail the amount of damage claimed on account thereof, and the name and address of the owner or keeper of the dog, if known; the claim shall be supported by the affidavit of at least one disinterested person as to all material facts contained in the claim; and

WHEREAS, on March 7, 2000, Mr. Morris G. Lillich made a report to Shaun Barrett, Columbia County Animal Control Officer, that 14 of his sheep had been killed and 2 had been injured; and

WHEREAS, Shaun Barrett has verified by affidavit that the 14 sheep had been killed on or about March 6 or March 7, and the two injured sheep were also euthanized due to their injuries, but the owner or keeper of the dog or dogs is unknown, and it is unclear what kind of dog or dogs may have been involved; and

WHEREAS, the value of that many sheep for meat would be approximately \$1200; and

WHEREAS, as a result of the injuries incurred on March 6 or 7, 2000, Mr. Lillich estimated his damages were approximately \$5000, because the sheep were registered Baby Doll sheep from New Zealand stock; and

WHEREAS, ORS 609.180 provides that if, after presentation of a claim under ORS 609.170, the county governing body determines that any livestock has been damaged by being injured, chased, wounded or killed, it shall file and enter a record of the value of the livestock and order a warrant drawn for the amount of damages thus found, or any portion thereof it considers just, to be paid by the county treasurer out of the dog control fund;

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

1. Mr. Morris G. Lillich is the owner of livestock which were injured, chased, wounded or killed.

2. Mr. Shaw incurred damages at least in the amount of \$1200.00, the value of the sheep for meat.

3. The Board considers it just to pay only \$1200.00 for the livestock kill since that is the value of the sheep for meat, and because there are inherent risks in owning livestock from dogs, coyotes and other predators.

4. The County Treasurer is ordered to prepare a check in the amount of \$1200.00 payable to Mr. Morris G. Lillich, P.O. Box 425, Clatskanie, Oregon 97016, out of the Animal Control Fund.

DATED this 7th day of June, 2000.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: Jack R. Peterson
Jack R. Peterson, Chair

By: Rita M. Bernhard
Rita Bernhard, Commissioner

By: Anthony Hyde
Anthony Hyde, Commissioner

Approved as to form

By: Sarah Tyson
Office of County Counsel