

MAINE STATE LEGISLATURE

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CHAPTER 89

MURDER

Sec.

2651. Definition.

2652. Unlawful acts to railroad property causing death or injury.

2653. Dueling.

2654. —Seconds.

2655. Trial in another state as bar.

2656. Assault with intent.

2657. Attempt to murder.

§ 2651. Definition

Whoever unlawfully kills a human being with malice aforethought, either express or implied, is guilty of murder and shall be punished by imprisonment for life.

R.S.1954, c. 130, § 1.

§ 2652. Unlawful acts to railroad property causing death or injury

Whoever willfully and maliciously displaces a switch or rail, disturbs, injures or destroys any part of an engine, car, signal, track or bridge of any railroad, or places an obstruction thereon with intent that any person or property passing on the same should be thereby injured, and human life is thereby destroyed, is guilty of murder and shall be punished accordingly. If human life is thereby endangered and not destroyed or if property is injured, he shall be punished by imprisonment for not less than 10 years.

R.S.1954, c. 130, § 2.

§ 2653. Dueling

Any person residing in the State who, within it engages to fight a duel and fights such duel without the State and thereby inflicts a mortal wound on any person, of which he dies in the State, is guilty of murder and shall be punished accordingly. He may be indicted and tried in the county where the death happened.

R.S.1954, c. 130, § 3.

§ 2654. —Seconds

A person who, by an engagement made in the State, is second to either party in such duel and is present when a mortal wound is inflicted, of which the person dies within the State, is an accessory before the fact to murder and may be indicted, tried and punished the same as the principal may be.

R.S.1954, c. 130, § 4.

§ 2655. Trial in another state as bar

A person indicted under sections 2653 or 2654 may plead a former conviction or acquittal of the same offense, in another state, which, being admitted or established, entitles him to an acquittal in this State.

R.S.1954, c. 130, § 5.

§ 2656. Assault with intent

Whoever assaults another with intent to murder or kill, if armed with a dangerous weapon, shall be punished by imprisonment for not less than one year nor more than 20 years; when not so armed, by a fine of not more than \$1,000 or by imprisonment for not more than 10 years.

R.S.1954, c. 130, § 6.

§ 2657. Attempt to murder

Whoever, without an assault, unlawfully attempts by any means or in any form to murder or kill a human being shall be punished by imprisonment for not less than one year nor more than 20 years.

R.S.1954, c. 130, § 7.