

MAINE STATE LEGISLATURE

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Seventieth Legislature.

HOUSE.

No. 397

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND ONE.

AN ACT to amend sections five, nine, sixteen and seventeen
of chapter one hundred and twenty-seven of the Revised
Statutes, relating to malicious mischief.

*Be it enacted by the Senate and House of Representatives in
Legislature assembled, as follows:*

Section 1. Section five of chapter one hundred and
2 twenty-seven of the Revised Statutes is hereby amended
3 by inserting after the word “and” in the first and fifth
4 lines thereof, the words ‘wantonly or,’ so that said section
5 as amended, shall read as follows :

‘Sect. 5. Whoever wilfully and wantonly or maliciously
7 cuts, injures, mars or otherwise destroys or damages ice
8 upon any waters from which ice is or may be taken as an
9 article of merchandise, whereby the taking thereof is

10 hindered or the value of the same is diminished for that
11 purpose ; or whoever wilfully and wantonly or maliciously
12 incites or procures another to do so, shall be punished by
13 fine not exceeding five hundred dollars, or by imprison-
14 ment not exceeding one year, or both ; and it is not neces-
15 sary to allege or prove the title or ownership of the ice so
16 cut, injured, marred, damaged or destroyed.’

Sect. 2. Section nine of chapter one hundred and
2 twenty-seven of the Revised Statutes is hereby amended
3 by inserting after the word “and” in the first line thereof,
4 the words ‘wantonly or,’ so that said section as amended,
5 shall read as follows :

‘Sect. 9. Whoever wilfully and wantonly or maliciously
7 cuts down, destroys, or otherwise injures any shrub or tree
8 for ornament or use ; breaks, injures or defaces any fence ;
9 throws down or opens any gates or bars ; injures, destroys,
10 or severs from the land of another, any produce thereof
11 or thing attached thereto, such articles not being his own,
12 shall be punished by imprisonment for less than one year,
13 and by fine not exceeding one hundred dollars.’

Sect. 3. Section sixteen of chapter one hundred and
2 twenty-seven of the Revised Statutes is hereby amended
3 by inserting after the word “and” in the first line thereof,
4 the words ‘wantonly or,’ so that said section as amended,
5 shall read as follows :

‘Sect. 16. Whoever wilfully and wantonly or maliciously
7 injures or removes any monument erected, or tree marked
8 as a boundary of any land or town ; destroys, defaces, or
9 alters the marks thereon, made for the purpose of designat-
10 ing such boundary ; injures or defaces any mile stone or
11 guide-board erected on a public way or railroad ; removes,

12 defaces, or injures any sign-board, lamp, or lamp-post ;
13 or extinguishes any lamp on any bridge, street, way, or
14 passage, shall be punished by imprisonment for less than
15 one year and by fine not exceeding one hundred dollars.'

Sect. 4. Section seventeen of chapter one hundred and
2 twenty-seven of the Revised Statutes is hereby amended
3 by inserting after the word "and" in the first line thereof,
4 the words 'wantonly or,' so that said section as amended,
5 shall read as follows :

'Sect. 17. Whoever wilfully and wantonly or maliciously
7 destroys, injures, or defaces any building or fixture at-
8 tached thereto, without consent of the owner ; or destroys,
9 injures, or secretes, any goods, chattels, or valuable papers,
10 of another, shall be punished by imprisonment for less
11 than one year or by fine not exceeding five hundred dollars ;
12 and shall also be liable to the party injured, in an action
13 of trespass, for the amount of injury so done, and for a
14 further sum, not exceeding in all, three times such amount,
15 as the jury deems reasonable.'

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,

AUGUSTA, March 13, 1901.

Reported by Mr. WEBB of Portland. from Committee on the
Judiciary, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*