

# MAINE STATE LEGISLATURE

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NEW DRAFT

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EIGHTY - SEVENTH LEGISLATURE

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Legislative Document

No. 711

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S. P. 551

In Senate, March 7, 1935.

Reported by Senator Fernald of Waldo from Committee on Judiciary and laid on table to be printed under Joint Rules.

ROYDEN V. BROWN, Secretary.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
THIRTY-FIVE

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AN ACT Relating to Offenses Against Habitants and Other Buildings.

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Be it enacted by the People of the State of Maine, as follows:

**R. S., c. 130, §§ 1, 2, 3, 4, amended.** Sections 1, 2, 3, and 4 of chapter 130 of the revised statutes are hereby amended to read as follows:

**'Sec. 1. Burning of dwelling-houses; offense may constitute murder; penalties.** Whoever wilfully and maliciously sets fire to or causes fire to be set to the dwelling-house or any building, occupied in part for dwelling or lodging-house purposes and belonging wholly or in part to himself, **his wife** or to another, or to any building adjoining thereto owned wholly or in part by himself, **his wife** or another, with intent to burn such dwelling-house or building, shall be punished by imprisonment for not less than 1 year, nor more than 20 years. Whoever wilfully and maliciously sets fire to or causes fire to be set to a dwelling-house or any building owned by himself, and thereby endangers a dwelling-house or other property of **his wife or** of another shall be punished by imprisonment for not less than 1 year, nor more than 20 years. Should the life of any person be lost in consequence of any such burning such offender shall be deemed guilty of murder, and punished accordingly.'

**‘Sec. 2. Burning of public and private buildings; penalty.** Whoever wilfully and maliciously sets fire to any meeting-house, court-house, jail, town house, college, academy, or other building erected for public use, or to any store, shop, office, barn, or stable of **his wife or** another within the curtilage of a dwelling-house, so that such dwelling-house is thereby endangered, and such public or other building is thereby burned in the night time, shall be punished by imprisonment for any term of years; but if such offense is committed in the day time, or without the curtilage of, and without endangering a dwelling-house, by imprisonment for not less than 1 year, nor more than 10 years.’

**‘Sec. 3. Burning of other buildings, vessels, bridges, etc.; penalty.** Whoever wilfully and maliciously burns any building **of his wife or** of another not mentioned in the preceding section, or any vessel, bridge, lock, dam, or flume **of his wife or** of another, shall be punished by imprisonment for not less than 1 year, nor more than 10 years.’

**‘Sec. 4. Burning of produce, trees, etc.; penalty.** Whoever wilfully and maliciously burns any corn, grain, hay, vegetables, or other produce, or any soil, trees, underwood, or other property **of his wife or** of another, shall be punished by imprisonment for not less than 1 year, nor more than 3 years.’