

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

112

PASSED BY THE

FORTIETH LEGISLATURE

OF THE

STATE OF MAINE.

1861.

---

Published by the Secretary of State, agreeably to Resolves of June 23, 1820,  
February 26, 1840, and March 16, 1842.

---

AUGUSTA:  
STEVENS & SAYWARD, PRINTERS TO THE STATE.  
1861.

---

PUBLIC LAWS

OF THE

STATE OF MAINE.

1861.

---

CHAP. 29.

person arrested for forgery, counterfeiting, burglary, selling lottery tickets or gambling, shall be safely kept by the direction of the court or magistrate having cognizance of the case so long as may be necessary for their being used as evidence on any trial, and as soon as may be afterward, they shall be burnt or otherwise destroyed by order of such court or magistrate, or of a justice of the supreme court.

[Approved March 13, 1861.]

**Chapter 29.**

An act additional to chapter one hundred and thirteen of the revised statutes for the relief of poor debtors.

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

Ch. 113, sec. 23,  
R. S., amended.

SECT. 1. Chapter one hundred and thirteen of the revised statutes is amended in the twenty-third section, by inserting in the fifth line of said section after the words, "civil suit," the words "or by delivering himself into the custody of the jailer," so that the sentence will read, or if he is in jail on an execution in a civil suit or by delivering himself into the custody of the jailer he may apply.

Application of  
poor debtor.

SECT. 2. This act shall take effect on its approval by the governor.

[Approved March 13, 1861.]

**Chapter 30.**

An act punishing the unlawful taking of horses, cattle and other property.

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

Unlawful  
taking of  
horses, &c.

Whoever wilfully, mischievously, and without right, takes or uses any boat or vehicle, or takes, drives, rides or uses any horse, ox, or any draft animal, the property of another, without the consent of the owner or other person having the legal custody, care or control of the same, shall be punished by fine, not exceeding three hundred dollars, or by imprisonment for a term not exceeding one year; *provided*, that nothing in this section shall be so construed as to apply to any case where the taking of the property of another is with the intent to steal the same, or, when it is taken under

Penalty.

Proviso.