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MURDER.	<p>All murder which shall be perpetrated by means of poison, or by lying in wait, or by any kind of wilful, deliberate, and premeditated killing, or which shall be committed in the perpetration of, or attempt to perpetrate any arson, or to burn any barn, tobacco house, stable, warehouse, or other out-house, not parcel of any dwelling house, having therein any tobacco, grain, hay, horses, cattle or goods, wares and merchandise—rape, sodomy, mayhem, robbery or burglary, shall be deemed murder of the first degree, 1809 138 3</p> <p>All other kind of murder shall be deemed murder of the second degree, ——— ———</p> <p>The jury, if they find the person guilty, to ascertain the degree in their verdict, ——— ———</p> <p>If the person be convicted by confession, the court to proceed by examination of witnesses to determine the degree, and give sentence accordingly, ——— ———</p> <p>Every person liable to be prosecuted for petit treason shall be indicted, &c. and punished as is directed in other cases of murder according to the degree, ——— ———</p> <p>Every person convicted of murder in the first degree, his aiders, &c. to suffer death by hanging, ——— ———</p> <p>Every person convicted of murder in the second degree, or as accessory thereto, to be sentenced to con- 4</p>	