

## CHAPTER 88.

AN ACT to repeal section one hundred and sixty-five of article twenty-seven of the Code of Public General Laws, entitled "Crimes and Punishments," and re-enact the same with amendments.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That section one hundred and sixty-five of article twenty-seven of the Code of Public General Laws, entitled "Crimes and Punishments," be and the same is hereby repealed and re-enacted as follows :

165. *And be it enacted,* That any person or persons, their aiders or abettors, who shall enter, or being upon the premises of any other person, body corporate, or politic in the State, shall, against the will and consent of said person or persons, body corporate, or politic, or their agents willfully take and carry away any horse, mare, colt, gelding, mule, ass, sheep, hog, ox or cow, or any carriage, wagon, buggy, cart, or any other vehicle or property whatsoever, or take and carry away out of the custody or use of any person or persons, body corporate or politic or their agents, any of the above enumerated property at whatsoever place the same may be found, shall upon conviction thereof in any of the courts of this State having criminal jurisdiction be adjudged guilty of a misdemeanor, and shall restore the property so taken and carried away, or if unable so to do, shall pay to the owner or owners the full value thereof, and be fined not less than fifty nor more than one hundred dollars, or be imprisoned in the county or city jail or the penitentiary, or the Maryland House of Correction, for not less than six months nor more than four years, or be both fined and imprisoned as aforesaid, in the discretion of the court, although it may appear from the evidence that such person or persons, their aiders and abettors took and carried away the property or any portion of the same enumerated in this section, for their or his present use, and not with the intent of appropriating or converting the same. Provided that nothing contained in this act shall apply to cases pending, nor to violations of the law which have heretofore occurred, but all such cases and violations shall be prosecuted as if the law hereby repealed was still in force.

Entering  
premises  
and doing  
injury

Penalty

Proviso

Approved March 10th, 1892.