

court, upon complaint upon oath being made before such justice, court or judge as aforesaid, that any gambling table, apparatus, establishment or device is kept by any person or persons for the purpose of being used to win or gain money or other property, to issue a warrant commanding any sheriff, constable or police officer to whom the same shall be directed within the proper jurisdiction of such justice, court or judge as aforesaid, after demanding entrance, to break open and enter by day or by night, any house or place wherein such gambling table, establishment, apparatus or device shall be kept, and to seize and hold the same, to be produced on the trial of any offender against the provisions of this act, unless such justice, court or judge, as the case may be, shall be satisfied that the said property be not used for the purpose of gambling, or is not necessary to be produced on the trial of any such offender, and on conviction of any such offender, such justice, court or judge shall order such property to be publicly destroyed.

SEC. 5. *And be it enacted*, That if any person shall through invitation or device, persuade or prevail on any person to wager or put at stake his money or property, on any fraudulent trick or game, or to visit any room, building, arbor, booth, shed, tenement, boat, float or place kept or used for the purpose of gambling or playing fraudulent tricks of any kind, he shall, upon conviction thereof, be held responsible for the money or property lost by such person so invited or persuaded by reason of such invitation or device, and in addition thereto, he shall be fined and imprisoned according to the provisions of the second section of this act, but such person so invited shall not be a competent witness.

Fine for persuading person to visit gambling house.

SEC. 6. *And be it enacted*, That it shall be the duty of all sheriffs, police officers and constables to inform against all persons whom they shall have credible reason to believe are offenders against this act, and for the refusal so to do, they shall be guilty of a misdemeanor, and punished by a fine of not less than fifty nor more than five hundred dollars.

Duty of sheriffs and other officers.

SEC. 7. *And be it enacted*, That if any commander, owner or lessee of any boat or float, shall knowingly permit any gambling for money or property on such boat or float, and shall not, upon his knowledge of the fact, immediately prevent the same, he shall, upon conviction thereof, be held responsible for the money or property so lost, and fined in any sum not less than one hundred or more than five hundred dollars.

Owners of vessels subject to fine.