

insurances, bets, wagers, receipts, promises or agreements as aforesaid, the discovery of which might tend to establish the truth of such charge, the said justice of the peace shall issue a warrant commanding the officer who is authorised to arrest the person so charged, to make diligent search for such table, device, or apparatus, register, list, memorandum or book; and if found, to bring the same before such justice, and the officer so seizing shall deliver the same to the justice before whom they are taken, who shall retain possession of said property and be responsible therefor until the discharge or commitment or holding to bail of the party so charged; and in case of such commitment or holding to bail of the person so charged such officer shall retain such property subject to the order of the court, before which the person charged with such offence may be required to appear until his discharge or conviction; and in case of the conviction of such person, the gaming table, device, or apparatus, register, list, memorandum or book, shall be destroyed; and in case of the discharge of such person by the justice of the peace or court, the officer having such property in his custody shall on demand deliver it up to such person.

Lawful to enter by force any building where gambling is suspected.

SEC. 4. *And be it enacted*, That it shall and may be lawful for any justice of the peace, or any court having criminal jurisdiction, or any judge of any such court, upon complaint, upon oath being made before such justice, court or judge, as aforesaid, that any gambling table, apparatus, 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 or 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. be lawful having such court, t such ju room, b float, or betting, money, gument any sher same sh of such manding or by nig into his books an ed with t may tend produced visions of as the cas place is n seized and the trial o any such order the

SEC. 6. through in any person property o any room, boat, float gambling, he shall up for the mon vited or pur device, and imprisoned, ond section shall not be

SEC. 7. duty of all s inform again son to believ provisions; they shall be