

10. Any person taking up such horse, &c. and acting contrary to the directions of this act, shall for every offence forfeit 10l. current money, one half to the informer, the other to the party grieved, to be recovered in the county court.—*ibid.* § 3.

See *Guardians*, 7, —*horse stealers—negroes and slaves*, 20.

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### HORSE STEALERS.

1. **E**VERY person who shall feloniously take or steal any horse, mare, gelding, or colt, within this province, and all their aiders, abettors and accessaries, either before or after the fact; and all persons who shall buy, take or receive, any stolen horses, &c. knowing the same to be stolen, shall on conviction, outlawry, or refusing to answer directly, or standing mute upon arraignment, or peremptorily challenging above 20, suffer death without benefit of clergy.—1744, c. 20, § 1.

2. The several courts of justice within this state, before whom such offender shall or may be convicted, may pass such judgment as the law requires for such crimes, or they may in their discretion adjudge, any such offender to serve and labour, agreeably to the directions of the act, entitled, an act for the more effectual punishment of criminals, passed in 1793. (see *criminal jurisdiction of Baltimore*, 7, 8, 9) 1796, c. 66, § 2.

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### HOUSE BREAKING.

1. **N**OT to be tried in the county court—1715, c. 26, § 1.

2. Persons convict of breaking into any shop, store-house or warehouse, altho' not contiguous to, or uted with any mansion house, and stealing from thence goods to the value of five shillings, shall suffer death without benefit of clergy—1729, c. 4, § 2.

3. Persons breaking into any tobacco house, or other out houses whatsoever, and stealing from thence any goods or chattels, to the value of five shillings sterling, or who shall counsel, hire, command, aid or abet, any person or persons to commit the same, or who shall be accessaries to any of the said offences, and be thereof convict, by confession upon his, her or their arraignment, verdict of a jury, or be outlawed; or who shall obstinately or of malice, stand mute, or peremptorily challenge above 20, shall suffer death as a felon or felons, without benefit of clergy: provided such tobacco house or other out houses be well boarded, or substantially built, and the doors locked, bolted in the inside or nailed.—1737, c. 2, § 2, 3.