

HOUSE . . . . . No. 95.

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Commonwealth of Massachusetts.

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HOUSE OF REPRESENTATIVES, Feb. 12, 1890.

The committee on Agriculture, to whom was referred the petitions of Joseph A. Bullard and others, and J. A. Lewis and others, of Dighton, and W. W. Bostridge and others of Seekonk, and Rollin H. Babbitt and others of Berkley, asking that the laws be so amended as to increase the penalty for the larceny of fowl, report the accompanying Bill.

For the Committee,

ALFRED W. PAUL.

## Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Ninety.

### AN ACT

To increase the Penalty for the Larceny of Fowl.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Section twenty of chapter two hundred and  
2 three of the Public Statutes, being an act  
3 relating to "offences against property," as  
4 amended by chapter four hundred and fifty-eight  
5 of the acts of eighteen hundred and eighty-nine,  
6 is hereby amended by adding at the end thereof  
7 the following words: And *provided, further*, that  
8 when the property stolen or taken consists of  
9 domestic fowl, the value of which exceeds five  
10 dollars and is less than one hundred dollars, the  
11 penalty shall be imprisonment in the state prison  
12 or jail not less than one year, or by fine not less  
13 than one hundred dollars, or both.

14 Said section as amended to read as follows:—  
15 "*Sect. 20.* Whosoever commits larceny by  
16 stealing of the property of another, money,  
17 goods, or chattels, or a bank note, bond, promis-

18 sory note, bill of exchange, or other bill, order,  
19 or certificate, or a book of accounts, for or con-  
20 cerning money or goods, due or to become due or  
21 to be delivered, or a deed or writing containing a  
22 conveyance of land or any other valuable con-  
23 tract in force, or a receipt, release, or defeasance,  
24 or a writ, process, or public record, if the property  
25 stolen exceeds the value of one hundred dollars,  
26 shall be punished by imprisonment in the state  
27 prison not exceeding five years, or by fine not  
28 exceeding six hundred dollars and imprisonment  
29 in the jail not exceeding two years; or, if the  
30 property stolen does not exceed the value of one  
31 hundred dollars, shall be punished by imprison-  
32 ment in the state prison or jail not exceeding one  
33 year, or by fine not exceeding three hundred  
34 dollars.

35 “*Provided, however,* That when the property is  
36 stolen or taken from the conveyance of a common  
37 carrier, or a person or corporation carrying on the  
38 express business, and the value of the property  
39 stolen does not exceed one hundred dollars, the  
40 penalty shall be imprisonment in the state prison  
41 or jail not exceeding three years, or by a fine not  
42 exceeding five hundred dollars, or both.

43 “*And provided, further,* That when the prop-  
44 erty stolen or taken consists of domestic fowl,  
45 the value of which exceeds five dollars, and is  
46 less than one hundred dollars, the penalty shall be  
47 imprisonment in the state prison or jail not less  
48 than one year, or by fine not less than one hun-  
49 dred dollars, or both.”

