

LAWS
OF THE
STATE OF INDIANA,

PASSED AT
THE SPECIAL SESSION,

OF THE
GENERAL ASSEMBLY.

BEGUN ON THE EIGHTH DAY OF MARCH, A. D. 1881.

BY AUTHORITY.

INDIANAPOLIS:
CARLON & HOLLENBECK, PRINTERS AND BINDERS.
1881.

capable of holding any office of trust or profit for any determinate period.

Selling or secreting State arms.

SEC. 52. Whoever unlawfully sells, disposes of, hides, secretes or detains, or refuses to give up, to any person authorized to demand and receive them, any of the arms, accoutrements, ordnance stores, camp or garrison equipage, belonging to this State, shall be fined in any sum not more than five hundred dollars nor less than five dollars, to which may be added imprisonment in the county jail not more than six months nor less than ten days.

Removing mortgage goods from county.

SEC. 53. A mortgagor of personal property, in possession of the same, who, without the consent of the owner of the claim secured by the mortgage, removes any of the property mortgaged out of the county where it was situated at the time it was mortgaged, or secretes or converts the same, or any part thereof, to his own use, or sells the same, or any part thereof, to any person without informing him of the existence of such mortgage, shall be fined in any sum not more than two hundred dollars nor less than five dollars.

[*Malicious and Other Injuries.*]

Malicious trespass.

SEC. 54. Whoever maliciously or mischievously injures, or causes to be injured, any property of another, or any public property, is guilty of a malicious trespass, and, upon conviction thereof, shall be fined not more than two-fold the value of the damage done, to which may be added imprisonment in the county jail not more than twelve months.

Injuring telegraph or telephone poles or wires.

SEC. 55. Whoever maliciously or mischievously injures any telegraph pole or telephone pole, or the wire or any part of the apparatus thereof, upon conviction thereof shall be fined not more than five hundred dollars, nor less than five dollars and imprisoned in the county jail not more than six months nor less than thirty days.

Shooting at or stoning public conveyance.

SEC. 56. Whoever maliciously or mischievously shoots a gun, rifle, pistol or other missile or weapon, or throws a stone, stick, club or other substance whatever at or against any stage coach, locomotive, railroad car, or train of cars, or street car, on any railroad in this State, or at or against any wharf-boat, steamboat, or other water craft, shall be imprisoned in the county jail not more than one year nor less than thirty days, and fined not more than one hundred dollars nor less than ten dollars.

Penalty if person struck is wounded or killed.

SEC. 57. In case any person on such stage coach, locomotive, car, train of cars, street car, or wharf-boat, steamboat or other water-craft, shall be injured or wounded by

any such act as is specified in the preceding section, the person so offending shall be deemed guilty of an assault and battery with intent to commit murder, and, upon conviction thereof, shall be imprisoned in the State prison not more than fourteen years nor less than two years, and if death ensue, such offender shall be guilty of murder in the second degree, and shall be imprisoned in the State prison during life.

SEC. 58. Any person who shall unlawfully place, put, move, run, or who shall unlawfully cause to be placed, put, moved or run, any hand car or push car upon the track of any railroad, he not being at the time an operator upon such railroad, and not having the consent of the owner or operator of such railroad, or of the road master or his assistants, shall be deemed guilty of a felony, and, upon conviction thereof, shall be fined not exceeding five hundred dollars, be imprisoned in the State prison not less than six months nor more than three years, or fined and imprisoned in the county jail of the proper county for any determinate period of time not exceeding one year.

Running hand cars without authority.

SEC. 59. Whoever willfully and maliciously places any obstruction upon the track of any railroad, or street railroad, or inclined railroad track, or changes any switch, or removes the fastenings thereof, so as to endanger the passage of trains; or breaks, destroys, steals, takes or carries away any lock or guard upon such switch; or willfully and maliciously commits any other act in order to throw the engine or cars running upon such railroad from such track, he shall be imprisoned in the State prison not more than fourteen years nor less than two years, and disfranchised and rendered incapable of holding any office of trust or profit for any determinate period; and if from any accident on any such road, resulting from any such act, any person be so injured that death ensue as the immediate consequences thereof, the offender is guilty of murder in the first degree and shall suffer death, or be imprisoned in the State prison during life.

Obstructing railroad track.

SEC. 60. Whoever cuts down or destroys, or by girdling or any other means, injures any standing or growing vine, bush, shrub, sapling or tree on the land of any other person, or on land belonging to the State, or to any county or township therein, or on any land reserved or granted for the use of schools or seminaries, without a license to do so from competent authority, or who without such license shall cut down or remove from any such lands, or from lands belonging to the United States, any tree, stone, timber or other valuable article, is guilty of a trespass, and

Injuring vines or trees.