

THE KENTUCKY STATUTES

CONTAINING

ALL GENERAL LAWS

INCLUDING THOSE PASSED AT SESSION OF 1898

WITH

NOTES OF DECISIONS OF THE COURT OF APPEALS

PREFIXED BY THE MAGNA CHARTA, THE DECLARATION OF INDEPENDENCE,
ARTICLES OF CONFEDERATION, CONSTITUTION OF UNITED STATES,
NATURALIZATION LAWS OF UNITED STATES, LAWS RELATING
TO REMOVAL OF ACTIONS AND PROSECUTIONS TO
UNITED STATES COURTS, COMPACT WITH
VIRGINIA, ACT ADMITTING KENTUCKY
INTO UNION, AND CONSTITU-
TIONS OF KENTUCKY.

SECOND EDITION.

PREPARED BY JOHN D. CARROLL.

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1899.

Misdemeanors—Offenses Against Property.

intention, break down, destroy, injure or remove any monument erected to designate the boundaries of this State, or any county, city or town thereof, or the boundaries of any tract or lot of land, or ^{G S c 29, s 28,}₇ any tree, mark, or post or stone planted for that purpose, he shall be fined not less than ten nor more than two thousand dollars. (*See sec. 1228.*)

§ 1257. **Destroying or injuring trees, fences, gates or vegetables.** If any person shall willfully and unlawfully cut down or destroy, by belting, topping, or otherwise, any fruit or shade tree of another, or quarry stone on the land, pull down or open the fence or gate, or break or cut ^{G S c 29, s 28,}₈ any wire-fence, destroy or injure the vegetables, trees, or shrubbery of any other person, he shall be fined not less than five nor more than five hundred dollars. (*See sec. 1260.*)

§ 1258. **Injuring public building or school-house.** If any person willfully and unlawfully pull down or injure a church, court-house, school-house, or other public building, he shall be fined not less than ^{G S c 29, s 28,}₉ five nor more than five thousand dollars. (*See further, sec. 3951.*)

§ 1259. **Hunting or fishing on another's land.** Any person who shall enter upon the inclosed lands of another for the purpose of shooting, hunting, or fishing, without the consent of the owner or occupant of said lands, shall be fined not less than five nor more than ^{G S c 46, s 15,}_{Act 78} twenty-five dollars. (*See further, sec. 1252.*)

§ 1260. **Leaving gates open, or breaking fences—taking fruit or vegetables.** If any person shall enter into or upon the inclosed land of another, without the permission of the owner or tenant in possession, and shall leave open any gate belonging to the inclosure, or shall pull down or remove any portion of the fence surrounding the land, so that ^{G S c 47-758;}_{Act 76} cattle may enter into the premises, or shall enter any orchard or garden, and take and carry away any fruit or vegetables, without the consent of the owner thereof, he shall be guilty of a misdemeanor, and fined not less than five nor more than twenty dollars for each offense. (*See sec. 1257.*)

§ 1261. **Injuring capitol square or property thereon.** It shall be unlawful for any person to pull down, destroy, or in any manner damage or injure any of the public buildings and offices situated upon the capitol square; or to pull down, break, carry away, or in any manner injure or destroy the fencing, stone-wall, gates, pavements, walks, trees or shrubbery, on or around said capitol square; or to injure any fixture thereon; or to play ball, marbles, bandy, or any game of sport upon any ^{G S c 29, s 33,}₂ part of said capitol square, or in or about any of the buildings and offices situated thereon; or to dig up the grass or throw stones or other missiles upon said square, or erect any nuisance thereon; or to efface, mutilate, destroy, carry away, or in any manner injure any of the furniture, pictures, books, papers, records and documents of any kind in and about any of the public buildings and offices aforesaid, or other thing pertaining thereto. (*See sec. 3951.*)