

No. 213, S.]

[Published May 31, 1907.

CHAPTER 149.

AN ACT to amend sections 4412, 4415, 4415c and 4432 of the statutes, relating to larceny from buildings, cars etc., and larceny of gas etc., and to the use of false weights and measures.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. Section 4412 of the statutes is amended to read:

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SECTION 2. Section 4432 of the statutes is amended to read:

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SECTION 3. Section 4415 of the statutes is amended to read:

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SECTION 4. Section 4415c of the statutes is hereby amended to read:

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Approved May 29, 1907.

In effect July 1, 1907.

No. 338, S.]

[Published May 31, 1907.

CHAPTER 150.

AN ACT to amend section 1949 of the statutes, relating to discontinuance of business by life insurance companies.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. Section 1949 of the statutes is amended to read:

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Approved May 29, 1907.

In effect July 1, 1907.

Burning certain buildings in night time; prison minimum one year. SECTION 4401. Any person who shall wilfully and maliciously burn, in the night-time, any meeting-house, church, court-house, town-house, house, college, academy, jail or other building erected for public uses, or any ship, steamboat or other vessel, or any banking house, warehouse, store, manufactory or mill of another, or of which he is the lessee or tenant, or any barn, stable, ~~shop~~ or office of another, or of which he is lessee or tenant, within the curtilage of any dwelling house or other building, by the burning whereof any building mentioned in this section shall be burnt in the night-time, shall be punished by imprisonment in the state prison not more than fifteen years nor less than * * * *one* year; but if such offense was committed in the day-time the person guilty thereof shall be punished by imprisonment in the state prison not more than eight years nor less than * * * *one* year.

(Ch 212, 1907.)

Burning other structures; prison minimum one year. SECTION 4402. Any person who shall wilfully and maliciously burn, either in the night-time or day-time, any building whatsoever of another, or of which he is lessee or tenant, other than is mentioned in the last preceding section, or any bridge, lock, dam or flume shall be punished by imprisonment in the state prison not more than eight years nor less than * * * *one* year.

(Ch 212, 1907.)

Larceny; stealing lead pipe; penalty. SECTION 4412. Any person who shall break and enter at any time, any meeting house, church, court-house, town-house, college, academy or other building erected and employed for public use and steal therein the money or property of another, *or shall steal lead pipe from any building partially constructed*, or shall commit the crime of larceny in any dwelling house, office, shop, bank, warehouse or other building, ship, steamboat, vessel, railroad freight car or passenger car by stealing therein the money or property of another, if the money or property so stolen shall exceed the value of twenty dollars, shall be punished by imprisonment in the state prison not more than three years nor less than one year, or by imprisonment in the county jail not more than one year nor less than six months or by fine not exceeding two

hundred dollars; and if the money or property so stolen shall not exceed the value of twenty dollars he shall be punished by imprisonment in the county jail not more than six months or by fine not exceeding one hundred dollars.

(Ch. 149, 1907.)

Stealing gas, water or electricity: penalty. SECTION 4415. Any person, who shall commit the crime of larceny by stealing the property of another, any money, goods or chattels, or any bank note, bond, promissory note, bill of exchange, order, certificate, book of account, conveyance of real estate, bill of sale, mortgage, valuable contract, receipt, release, defeasance, railroad passenger ticket, ticket of admission to any place, any writ, process, public record, or any instrument in writing whereby any demand, right or obligation is created, increased, diminished or extinguished, *or who shall wrongfully divert, and apply to his own use or wrongfully deprive the owner of any gas, water or electricity,* or any personal property whatever, if the value thereof shall exceed one hundred dollars, shall, unless it be otherwise provided in these statutes as to some particular offense, be punished by imprisonment in the state prison not more than five years nor less than one year; and if the value thereof shall not exceed one hundred dollars and shall exceed twenty dollars he shall be punished by imprisonment in the state prison or county jail not more than one year nor less than six months or by fine not exceeding two hundred dollars; and if the value thereof shall not exceed twenty dollars he shall be punished by imprisonment in the county jail not more than six months or by fine not exceeding one hundred dollars; and the value of a railroad ticket shall be the price for which it is authorized to be sold to passengers by the company for which it is sold. Whoever being a bailee of any chattel, money or valuable security shall fraudulently take or fraudulently convert the same to his own use or to the use of any person other than the owner thereof, although he shall not break bulk or otherwise determine the bailment, shall be guilty of larceny, and may be convicted thereof on an indictment or information for larceny, and upon such conviction be punished as hereinbefore prescribed.

(Ch. 149, 1907.)

Stealing birds, dogs or beasts. SECTION 4415c. Any person who shall wrongfully take, entice or carry away,

without the consent of the owner thereof, any bird ordinarily kept in a state of confinement, or any dog or beast of any value, not the subject of larceny at common law. * * * shall be punished by imprisonment in the county jail not more than one year nor less than ten days, or by fine not exceeding one hundred dollars nor less than five dollars.

(Ch. 149, 1907.)

Hired horses and vehicles; penalty for wilful injury.

SECTION 4422f. Any person who shall obtain for hire from the keeper of a livery stable or any other person the possession or use of a horse or other draft animal or any vehicle, and who shall recklessly, wantonly or by gross negligence injure or destroy or cause, suffer, allow or permit the same or any part thereof to be injured or destroyed, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than five dollars nor more than one hundred dollars or by imprisonment in the county jail not more than sixty days, or by both such fine and imprisonment.

(Ch. 532, 1907.)

Certain badges: penalty for unauthorized wearing.

SECTION 4423a. Any person who shall wilfully wear the insignia or rosette of the military order of the Loyal Legion of the United States, or any imitation thereof, or any badge of the Grand Army of the Republic, or any insignia or badge of the United Spanish War Veterans or of the Military Order of Foreign Wars, or use the same to obtain aid or assistance thereby within this state, unless he shall be entitled to use or wear the same under the constitution, by-laws, rules and regulations of said Loyal Legion or under the rules and regulations of the department of Wisconsin of said Grand Army, or under the rules, regulations and constitution of such United Spanish War Veterans, or of such Military Order of Foreign Wars, shall be punished by imprisonment in the county jail not more than thirty days or by a fine not exceeding twenty dollars or by both such fine and imprisonment.

(Ch. 8, 1907.)

National guard membership or enlistment, injuries and threats because of; penalty. SECTION 4423m. A person who, either by himself or with another, wilfully deprives a member of the national guard of his employment, or prevents

his being employed by himself or another, or in respect to his trade, business or employment, because said member of said national guard is such member, or dissuades any person from enlistment in the said national guard by threat of injury to him in case he shall so enlist, in respect to his employment, trade, or business, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than ten dollars nor more than twenty-five dollars, or by imprisonment in the county jail for not less than ten days nor more than twenty days.

(Ch. 462, 1907.)

Societies and corporations must not discriminate; penalty. SECTION 4423n. No association or corporation, constituted or organized for the purpose of promoting the success of the trade, employment, or business of the members thereof, shall by any constitution, rule, by-law, resolution, vote or regulation, discriminate against any member of the national guard of the state of Wisconsin, because of such membership in respect to the eligibility of such member of the said national guard to membership in such association or corporation, or in respect to his right to retain said last mentioned membership. It is the purpose of this section and the section immediately preceding to protect a member of the said national guard from disadvantage in his means of livelihood and liberty therein but not to give him any preference or advantage on account of his membership in said national guard. A person who aids in enforcing any such provisions against a member of the said national guard with the intent to discriminate against him because of such membership, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than ten dollars nor more than twenty dollars, or by imprisonment in the county jail for not less than ten days nor more than twenty days.

(Ch. 462, 1907.)

Avoiding or tampering with meters; penalty. SECTION 4432. Any produce merchant, warehouseman, miller or storage, forwarding or commission merchant, or any other person who shall wilfully use false weights or measures in the buying or selling of any commodity or thing and thereby shall cheat or defraud the seller or buyer of any such commodity or thing; or any person who shall sell or offer to sell or have in his possession for

the purpose of selling, any device or machine to be used or calculated to falsify any weight or measure, or any person who, wilfully with intent to cheat or defraud the buyer or seller of electric current, gas or water, shall make or cause to be made or aid in the making of any electrical conductor, gas pipe, water pipe or other instrument or contrivance or any connection, so as to conduct or supply or intended to conduct or supply electric current, gas or water to any lamp or motor or machine or burner or orifice or appliance from which such electricity, gas or water may be consumed or utilized without passing through or being registered by a meter, or any person who shall wilfully use a false meter for the measurement of electric current, gas or water in the buying or selling of the same, or who shall wilfully obstruct or interfere with the working of any meter, used for such purposes, so as to cause or intended to cause a false registration of the amount of electric current, water or gas consumed with the intent to cheat or defraud the seller or buyer of such electric current, gas or water, shall be punished by imprisonment in the county jail not more than one year or by fine not exceeding five hundred dollars: but in case the amount of damages occasioned by such cheat or fraud shall not exceed twenty dollars he shall be punished by imprisonment in the county jail not more than three months or by fine not exceeding one hundred dollars.

(Ch. 149, 1907.)

Manufacture and distribution of cheating tokens, etc.; penalty. SECTION 4432m. Any person who, with intent to cheat or defraud the owner or lessee or other person entitled to the contents of any telephone or other box, receptacle, depository or other contrivance intended for the receipt or deposit of coins, or knowing that the same is intended for unlawful use, shall manufacture for sale or sell or give away any token, device or substance whatsoever intended or calculated to be placed or deposited in any such telephone or other box, receptacle, depository or contrivance, shall be punished by imprisonment in the county jail not more than one year or by fine not exceeding five hundred dollars or by both such imprisonment and fine.

(Ch. 629, 1907.)

Mixed stock foods: ingredients must be printed on sack. SECTION 4438g—1. 1. All mixed or compounded animal stock foods offered for sale in this state either in bulk or