

to his, her, or their keeping, by his his, her, or their Master or Mistress, with intent to steal the same, and defraud his, her, or their Master or Mistress thereof, contrary to the Trust and Confidence in them reposed, or being in service, without Assent or Commandment of his, or their Master or Mistress, shall embezzle or convert the same to his or her Use, with Purpose to steal the same, being of the Value of Forty Shillings or above, every such Offender or Offenders shall, upon due Conviction, suffer Death as in Cases of Felony, without Benefit of Clergy.

to suffer Death.

XIX. *Provided*, That any Apprentice or Apprentices, within the Age of Fifteen Years, shall be entitled to the Benefit of Clergy, for the first Offence only.

Proviso.

XX. *And be it further enacted*, That if any Person or Persons shall wilfully and maliciously burn, or cause to be burned, any Dwelling-House, Barn, Out-House, or Warehouse of another, or any Public Building, or any Hovel, Cock, Mow, Rick, or Stack of Corn, Straw, Hay, or Wood, of another; all and every such Person or Persons so offending, and their Aiders, Abettors, and Counsellors, shall, upon due Conviction, suffer as Felons, and be excluded from the Benefit of Clergy.

House-burning, &c.
Felony without Clergy.

XXI. *And be it further enacted*, That whosoever shall maliciously shoot at any Person or Persons in any Dwelling-House, or other Place, or shall knowingly send a Letter without any Name, or signed with a fictitious Name, demanding from any Person or Persons Money or other valuable Thing, such Offender or Offenders, being duly convicted thereof, shall suffer as Felons, without Benefit of Clergy.

Maliciously shooting at Persons, or sending anonymous Letters, punishable as Felony.

XXII. *And be it further enacted*, That whosoever shall feloniously take and carry away any Money, or Goods, in any other Manner than is hereby before declared and provided for, or shall embezzle any of his Majesty's Stores, or the Utensils, Furniture, or Cloathing, in any Storehouse or Hospital of his Majesty, if such Offender or Offenders, shall be found guilty of such felonious taking or carrying away, of such Money or Goods, or of embezzling any of His Majesty's Stores, other Utensils, Furniture, or Clothing, in any Storehouse or Hospital of his Majesty, as aforesaid, to the Value of Twenty Shillings or more, every such Offence shall be Larceny and Felony; and if the Value shall be found by Verdict or Trial to be less than Twenty Shillings, then such Offence shall be punishable as Petit Larceny, by such public Whipping as the Court, before whom such Offender shall be convicted, shall direct; and it shall and may be lawful for such Court to order the Offenders to make full Restitution, and in Default thereof to commit such Offender to the House of Correction, there to be put to hard Labour for a Term not exceeding three Months, as the Judges in their Discretion, shall think fit.

Persons stealing in any other Manner, punishable as Felons.

XXIII. *And be it further enacted by the Lieutenant Governor, Council, and Assembly*, That it shall and may be lawful for the Court, before whom any Offender shall be so convicted as of Petit Larceny, to punish such Offender by Whipping or Imprisonment, or Commitment of such Offender to the House of Correction, there to be put to hard Labour; the said Imprisonment or Commitment to the House of Correction not to exceed three Months, and within that Space, for such Time as the Judges in their Discretion shall think fit.

Punishment of Petit Larceny.