

**Poison—Attempting to.<sup>1</sup>**

An. Code, 1924, sec. 454. 1912, sec. 409. 1904, sec. 361. 1888, sec. 229. 1840, ch. 222.

**533.** Every person, his aiders, advisers or abettors who shall be convicted of the crime of attempting to poison any person shall be sentenced to undergo a confinement in the penitentiary for not less than two nor more than ten years.

The following decisions relate to secs. 456-457 of art. 27, 1924 Edition of the Code.

Failure of druggist to label box of strychnine tablets as required does not give right of action on account of injury caused by taking same unless absence of labels was proximate cause of injury. *Drug Stores, Inc., v. Somerville*, 161 Md. 662.

This section referred to in construing sec. 456. *Drug Stores, Inc., v. Somerville*, 161 Md. 662.

An. Code, 1924, sec. 455. 1912, sec. 409A. 1917, ch. 8.

**534.** Every person, his aiders and abettors, who knowingly and wilfully poisons, defiles or in any way corrupts or contaminates the waters of any well, spring, brook, lake, pond, stream, river, reservoir or other source of water supply, or any tributary thereof, used or usable for drinking or domestic purposes, by means of disease germs or bacteria or the insertion of any other poison or poisonous matter therein, or attempts so to do, or conspires or connives thereat, and every person, his aiders and abettors, who, by like means, knowingly and wilfully poisons, defiles or in any way corrupts or contaminates any drink, food or food products or supply, or attempts so to do, or conspires or connives thereat, shall be guilty of a felony, and upon conviction thereof shall be subject to imprisonment in the Penitentiary for not more than twenty years, in the discretion of the Court.

**Railroads—Obstructing.**

An. Code, 1924, sec. 458. 1912, sec. 412. 1904, sec. 364. 1888, sec. 230. 1839, ch. 10, sec. 1.

**535.** If any person shall place anything, or cause anything to be placed on any railroad in this State, calculated to obstruct, overthrow or direct from the track of such railroad any car, vehicle or carriage, travelling or passing on such railroad, or shall break or injure in any manner any railroad in this State, with the view or intent to obstruct or overthrow any car, vehicle or carriage, such person so offending shall be deemed guilty of felony, and upon conviction thereof shall be sentenced to the penitentiary for not less than two years nor more than ten years.

Indictment under this section upheld; error in spelling; failure to use a capital "T" in "the" preceding name of railroad. *State v. Warfield*, 139 Md. 76.

An. Code, 1924, sec. 459. 1912, sec. 413. 1904, sec. 365. 1888, sec. 231. 1839, ch. 10, secs. 2, 3.

**536.** If the death of any person shall be occasioned by the overthrow or obstruction of any railroad car, vehicle or carriage, produced by the placing of anything or obstruction on any railroad, or by breaking or injuring any railroad, or any bridge attached thereto, in violation of the preceding section, then the person so placing the thing or obstructing, or breaking or injuring, shall be deemed guilty of murder.

<sup>1</sup> See art. 43, secs. 263-271 for law as to poisons.