

tion thereof shall be punished by imprisonment in the penitentiary for a term not less than one nor more than ten years, in the discretion of the court.

Kidnapping.

1888, art. 27, sec. 154. 1860, art. 30, sec. 92. 1809, ch. 138, sec. 4.
1867, ch. 179.

259. Every person, his counsellors, aiders or abettors, who shall be convicted of the crime of kidnapping, and forcibly or fraudulently carrying or causing to be carried out of this State, any person with intent to have such person carried out of this State, shall be sentenced to the penitentiary for not less than two nor more than ten years

Ibid. sec. 155. 1860, art. 30, sec. 93. 1819, ch. 132.

260. Every person, his counsellors, aiders or abettors, who shall be convicted of kidnapping, and forcibly or fraudulently stealing, taking or carrying away any child under the age of sixteen years, shall be sentenced to the penitentiary for not less than five nor more than twelve years.

Larceny.

Ibid. sec. 156. 1860, art. 30, sec. 98. 1715, ch. 26. 1809, ch. 183, sec. 6.
1882, ch. 84

261. Every person convicted of the crime of simple larceny to the value of five dollars or upwards, or as accessory thereto before the fact, shall restore the money, goods or things taken to the owner, or shall pay him the full value thereof, and be sentenced to the penitentiary for not less than one year nor more than fifteen years; provided, however, that in all cases where the money, goods or things taken shall amount to less than fifty dollars in value, the judge passing sentence shall have discretionary power to sentence the said person so found guilty to imprisonment in jail or in the house of correction instead of the penitentiary.

State v. Evans, 7 G. & J. 290. *Isaacs v. State*, 23 Md. 410. *Gardner v. State*, 25 Md. 150. *State v. Hodges*, 55 Md. 136. *Worthington v. State*, 58 Md. 409. *Laird v. State*, 61 Md. 309.

Ibid. sec. 157. 1860, art. 30, sec. 100. 1809, ch. 138, sec. 6. 1868, ch. 214.

262. If any person shall feloniously steal, take and carry away personal goods of another under the value of five dollars, or if any person shall break into any shop, store-house, tobacco house or warehouse, although the same be not contiguous to or used with any mansion house, and steal any money, goods or