

PUBLIC LAWS

OF THE

STATE OF ILLINOIS,

PASSED BY THE

TWENTY-FIFTH GENERAL ASSEMBLY

CONVENED JANUARY 7, 1867.

SPRINGFIELD:
BAKER, BAILHACHE & CO., PRINTERS.
1867.

In force March
5, 1867.

AN ACT in relation to the crime of Larceny.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly,* That in all cases of conviction for larceny in any of the courts of this state, no person shall be punished by confinement in the penitentiary, unless the property stolen shall be found by the jury to be of the value of twenty-five dollars; but in all cases where the value of the property stolen shall be found by the jury to be less than twenty-five dollars, the person convicted shall be punished by confinement in the county jail for any term not exceeding one year, and by a fine not exceeding one hundred dollars.

§ 2. This act shall take effect and be in force from and after its passage, and shall apply to all cases then pending.

APPROVED March 5, 1867.

In force March
6, 1867.

AN ACT in relation to Capital Punishment.

Jury to fix punishment.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly,* That in all cases of felonies, which, by existing laws are punishable with death, it shall be competent for the jury empaneled, to return with their verdict of guilty, and as part of the same, either that the prisoner shall suffer death by hanging, as now provided by law, or that he be imprisoned in the penitentiary for the term of his natural life, or for a term of not less than fourteen years, as they may decide; and no person shall be sentenced to death by any court, unless the jury shall have so found in their verdict upon trial.

§ 2. This act shall be a public act, and take effect from and after its passage; and all acts and parts of acts conflicting with the provisions of this act are hereby repealed.

APPROVED March 5, 1867.

In force March
7, 1867.

AN ACT to authorize the coroner of Cook county to appoint deputies.

One or more deputies may be appointed.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly,* That it shall be the duty of the coroner of Cook county, and every coroner hereafter elected in said county, to appoint one or more deputies, who, as such deputies, are authorized to do, in the

name of such coroner, all acts authorized by law to be done by such coroner. The appointment of deputies shall be made by the coroner in writing, and filed in the office of the clerk of Cook county; and each deputy, so appointed, shall execute a bond to the coroner, with sureties, to be approved by the coroner, in the penal sum required in the coroner's bond. The condition of the bond of the deputy coroner shall be for the faithful performance of his duties. Every bond, so executed, shall be good and available in law to enable the coroner to recover any damage that he may be compelled to pay by reason of any breach of the condition of such deputy's bond, together with the costs and expenses incurred in defending any suit for the delinquencies of such deputies and the judgment on any suit against the coroner for the illegal acts of a deputy, as such, shall be conclusive of the damage sustained in such case in a suit by the coroner against such deputy for a breach of the condition of said deputy's bond: *Provided*, such coroner shall give to such deputy notice to defend such suit instituted to recover damages for his illegal acts as such deputy.

Deputies to
give bonds.

§ 2. This act shall be deemed a public act, and take effect from and after its passage.

APPROVED March 7, 1867.

DRAINAGE.

AN ACT to amend an act entitled "An act to facilitate the drainage of wet lands." In force Feb'y 19, 1867.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly,* That the board of drainage commissioners authorized by an act, entitled "An act to facilitate the drainage of wet lands," approved February 16, 1865, shall, in addition to the power therein granted, have the same power and may take the same proceedings in their several counties as are authorized by an act appointing the drainage commissioners, approved February 15, 1855. In counties not adopting the township organization, the supervisors of roads shall be, *ex-officio*, drainage commissioners in their respective road districts; and this act and the powers herein granted shall apply to them.

Road super-
visors ex-officio.

§ 2. In case any ditch or other work, authorized by the acts herein referred to, shall be required to run into, or