

NOTICE OF TRESPASS

TO:

ADDRESS:

Be advised that you are hereby prohibited from entering the property known as, or located at:

Violation of this notice will be considered TRESSPASSING and the Police will be immediately notified and a criminal complaint will be sought through the FALMOUTH DISTRICT COURT for any violation of this notice.

A copy of this notice will be on file with the Bourne Police Department.

This notice is being sent to you pursuant to Massachusetts General Laws, Chapter 266 Section 120, a copy of which is attached.

SIGNED _____

Printed Name _____

Agent for: _____

Return Receipt #

Served in Hand, Date: _____

By: _____

Trespassing

C. 266 : 120 Trespassing

120. Entry upon private property after being forbidden as trespass; prima facie evidence; penalties; arrest; tenants or occupants excepted.

Whoever, without right enters or remains in or upon the dwelling house, buildings, boats or improved or enclosed land, wharf, or pier of another, after having been forbidden so to do by the person who has lawful control of said premises, whether directly or by notice posted thereon, or in violation of a court order pursuant to section thirty-four B of chapter two hundred and eight or section three or four of chapter two hundred and nine A, shall be punished by a fine of not more than one hundred dollars or by imprisonment for not more than thirty days or both such fine and imprisonment. Proof that a court has given notice of such a court order to the alleged offender shall be prima facie evidence that the notice requirement of this section has been met. A person who is found committing such trespass may be arrested by a sheriff, deputy sheriff, constable or police officer and kept in custody in a convenient place, not more than twenty-four hours, Sunday excepted, until a complaint can be made against him for the offence, and he be taken upon a warrant issued upon such complaint.

This section shall not apply to tenants or occupants of residential premises who, having rightfully entered said premises at the commencement of the tenancy or occupancy, remain therein after such tenancy or occupancy has been or is alleged to have been terminated. The owner or landlord of said premises may recover possession thereof only through appropriate civil proceedings.