

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

OF THE

SIXTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE

1899.

---

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
February 18, 1840, and March 16, 1842.

---

AUGUSTA  
KENNEBEC JOURNAL PRINT  
1899.

---

PUBLIC LAWS

OF THE

STATE OF MAINE.

1899.

---

**Chapter 9.**

An Act to amend Section eighteen of chapter one hundred and thirty-three of the Revised Statutes, relating to the satisfaction of prosecutions for Assault and Battery and other misdemeanors.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:*

Section eighteen of chapter one hundred and thirty-three of the revised statutes is hereby amended by inserting after the word "indicted" and before the word "for" in the second line of the section the words 'or held upon a complaint and warrant,' so that the section, as amended, shall read as follows:

Section 18,  
chapter 133,  
R. S.,  
amended.

'Section 18. When a person has recognized or is committed by a magistrate, or is indicted, or held upon a complaint and warrant for an assault and battery, or other misdemeanor, for which the party injured has a remedy by a civil action, except felonious assaults, assaults upon or resistance of an officer of justice in the execution of his duty, and assaults and batteries of such officers, if the injured party appears before the magistrate or court, and in writing acknowledges satisfaction for the injury, the court, on payment of all costs, may stay further proceedings and discharge the defendant; the magistrate may discharge the recognizance, supersede the commitment by his written order, and discharge the recognizance of the witnesses.'

What prosecutions may be dismissed, on satisfaction for private injury.

Approved February 10, 1899.

**Chapter 10.**

An Act to amend chapter one hundred and forty-four of the Revised Statutes, relating to State Pensions.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:*

Section one of chapter one hundred and forty-four of the revised statutes, as amended by chapter one hundred and twenty-three of the public laws of eighteen hundred and ninety-five, relating to state pensions, is hereby amended by adding next after the clause, 'at least five years,' in the eighth line, the following words; 'also any person who has served by enlistment in the army or navy of the United States in the war with Spain, on the quota of Maine, and who has been disabled by disease, wounds or other injuries contracted or received in said service,' so that said section, when amended, shall read as follows:

Section 1,  
chapter 144,  
R. S., as  
amended by  
chapter 123,  
public laws  
1895, further  
amended.

## CHAP. 11

Pensions to  
soldiers and  
sailors.

'Section 1. Any person who has served by enlistment in the army or navy of the United States in the war of eighteen hundred and sixty-one, on the quota of Maine, and any person not on the quota of Maine, who has served in the army or navy of the United States in said war, and who was a resident of this state at date of enlistment, and at time of making application for pension shall have been a resident of the state at least five years, also any person who has served by enlistment in the army or navy of the United States in the war with Spain, on the quota of Maine, and who has been disabled by disease, wounds or other injuries contracted or received in said service, and who is unable from his own resources and the United States pension to obtain a livelihood for himself and those dependent upon him, shall be entitled to a pension from the state of Maine, not exceeding eight dollars a month, provided, he has been honorably discharged from said service. No such pension to be paid by this state to persons residing in other states.'

Approved February 15, 1899.

### Chapter 11.

An Act to amend Section twenty-five of Chapter forty of the Revised Statutes, relating to the taking of Clams and Shell Fish.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:*

Section 25,  
chapter 40,  
R. S., as  
amended by  
chapter 257,  
public laws  
1895, further  
amended.

Section twenty-five of chapter forty of the revised statutes, as amended by chapter two hundred and fifty-seven of the public laws of eighteen hundred and eighty-five, is hereby amended by inserting after the word "meeting," in the first line, the words 'or the city council of any city by ordinance,' so that said section, as amended, shall read as follows:

Towns may  
regulate the  
taking of  
clams.

'Section 25. A town may, at its annual meeting, or the city council of any city by ordinance, fix the times in which clams may be taken within its limits, and the prices for which its municipal officers shall grant permits therefor; and unless so regulated by vote, residents of the town may take clams without written permit; but without permit any inhabitant within his own town, or transient persons therein, may take clams for the consumption of himself or family. This section does not apply to hotel keepers taking clams for the use of their hotels, nor does it interfere with any law relating to the taking of shell fish for bait by fishermen. Whoever takes clams contrary to municipal regulations authorized by this section, shall, for each offense, be fined not more than ten dollars, or imprisoned not more than thirty days, or both.'

—otherwise  
residents  
may take  
without  
permit.

—not to  
apply to  
hotel  
keepers,  
nor taking  
for bait.

—penalty.

Approved February 15, 1899.