

ORDINANCE NO. 38.

AN ORDINANCE RELATING TO RESISTANCE TO TOWN OFFICERS WHILE IN THE DISCHARGE OF THEIR DUTIES AND TO THE REFUSAL OF PERSONS TO AID SUCH OFFICERS.

Be it Ordained by the Council of the City of Polson:

Resistance to officers and penalty. SECTION 1. Every person who shall within the limits of the City of Polson knowingly and wilfully obstruct, resist or oppose the City Marshal or any other public officer or person acting with lawful authority, while serving or attempting to serve any legal process, or while arresting or taking any person for the commission of any breach of the peace or other public offense; or shall assault or beat any such officer or person acting with lawful authority while serving or executing such process or arresting any person or persons or while he is attempting to serve such process or arrest such person or persons as aforesaid, or for having served such process or arrested such person or persons or for having attempted to serve such process or make such arrest as aforesaid shall be guilty of a misdemeanor and upon conviction thereof shall be fined in a sum not exceeding the sum of one hundred dollars, together with the costs of prosecution.

Refusal to aid officer and penalty. SECTION 2. Every person over the age of eighteen years who shall within the limits of the City of Polson fail, or refuse, or neglect, without a lawful cause, to aid in arresting or taking any person or persons against whom there may be issued any warrant or other process, or fail, refuse or neglect to aid or assist in arresting any person or persons disturbing the peace or committing any breach thereof, or who shall fail, refuse or neglect to aid or assist in dispersing any unlawful or riotous assembly when lawfully required or commanded so to do by the city marshal or other officer, such person shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in a sum not exceeding fifty dollars, together with the costs of prosecution.

When in effect. SECTION 3. Whereas, an emergency exists and it is immediately necessary for the preservation of the peace, health and safety of the inhabitants of the City of Polson, this Ordinance shall take effect immediately upon its passage and approval according to law.

Passed and approved this 30th day of January, 1912.

Attest S.C. Bibee City Clerk. Jas. M. Dawson Mayor.

VOTE. Yeas - Silver, Harrel, Mills, Pipes, and Ober. Nays - None.

State of Montana. X County of Flathead. X

S. C. Bibee, being first duly sworn upon his oath says: I am a citizen of the United States, over the age of twenty-one years, and am and was at the time mentioned in this affidavit the City Clerk of the City of Polson in said county and state. That on the 12th day of February, 1912, in accordance with the order of the City Council of the City of Polson requiring all ordinances of said city to be published by posting in three of the most public places in said city, I

