

## ARTICLE XXXV.

*Elections.*

SEC. 1. The county commissioners in each county, shall annually appoint three persons for each election district of the county, residents of such district, who or a majority, or any one of whom in case of the non-attendance of the other two, shall be judges of the election for such district, from the time of their appointment until a new appointment.

2. If any of said judges shall die, resign or remove out of the district or become otherwise in the opinion of the county commissioners, disqualified to act as judge, the county commissioners shall, at any meeting thereafter, appoint a person as judge in his place.

3. The clerk of the county commissioners, shall record every appointment so made, and make out a warrant therefor, and shall within five days thereafter deliver every such warrant to the sheriff of the county under the penalty of fifty dollars.

4. The sheriff, within ten days after receiving any such warrant, shall deliver the same to the person appointed or leave the same at his last place of abode, under the penalty of fifty dollars.

5. Any judge so appointed who shall not attend at the time appointed for holding any election in his district shall forfeit fifty dollars for every such neglect, unless prevented by sickness or other sufficient cause, in the opinion of the court and jury before whom he shall be tried.

6. If neither of the judges so appointed shall attend as aforesaid for the space of one hour after the time herein prescribed for opening the election, it shall be lawful for the justices of the peace for the said county then present at the place of election, or the majority of them, or for one justice of the peace in the event of but one being present, or if no justice of the peace be present, for the voters then present, or a majority of them, to choose by ballot three persons to be judges of said election, who