

bers of the second branch shall continue in office for the term of two years next succeeding the time of their election.

Qualification reduced to \$500, supplement in 1807, ch. 152, sec. 5, and by 1827, ch. 183, sec. 4.

The mayor
and second
branch,
how chosen.

SEC. 7. *And be it enacted*, 'That the mayor of the said city, and the members of the second branch of the city council, shall be chosen in the following manner, to wit: that each ward at the time and place of electing the first branch of the city council, shall elect viva voce, one person qualified to be a member of the first branch as elector of the mayor and of the members of the second branch of the city council, on the third Monday in January next, and on the same day every second year thereafter, who shall, on the third Monday of February, one thousand seven hundred and nine-seven, and on the same day every second year thereafter, meet at the court-house, or some other convenient place in the said city, and elect, by ballot, a mayor and eight members of the second branch, to serve for two years thereafter; no person shall be eligible for mayor, who is not of known integrity, experience and sound judgment, twenty-five years of age, ten years a citizen of the United States, and five years a resident of Baltimore town, or city, next preceding the election; and in case two or more persons shall have an equal number of votes for mayor, or members of the second branch, the said electors shall determine, by lot, which of the persons so having an equal number of votes, shall be appointed to the office of mayor, or second branch of the city council, as the case may require; the said electors of the mayor, and of the members of the second branch, before they proceed to elect, shall swear, or affirm, as the case may be, that they will elect, without favour, partiality or prejudice, such person for mayor, and such persons as members of the second branch of the city council, as they in their judgment and conscience believe best qualified for the said offices, and having the other qualifications required by this act; that the said electors shall be judges of the elections, returns and qualifications of their members; but no person shall be elector of the mayor and member of the first branch of the city council at the same time; any vacancy happening in the electors of the mayor, shall be filled up from the ward where such vacancy happened, without delay, in such manner as shall be hereafter directed by ordinance, and any vacancy of the mayoralty happening, the same shall be filled up without delay by the electors of the mayor for the time being, for the remainder of the term; and all vacancies happening in the said second branch shall be filled up by the electors aforesaid.

Election of the mayor and second branch, altered by supplement in 1807, ch. 152. See also 1817, ch. 148, sec. 3.

Five hundred dollars assessable property made necessary, by supplement in 1807, ch. 152, sec. 5.