

commissioners of the third class, and the commissioners to be elected at the annual election of eighteen hundred and forty, eighteen hundred and forty-one and eighteen hundred and forty-two, shall hold their offices for the term of three years, and at the annual election for ever thereafter, two commissioners qualified as aforesaid, shall be elected to supply the places of those whose term of office shall be about to expire, and in the event of a tie between two or more persons, the same shall be decided by ballot at the first regular meeting of said commissioners.

Term three years.

Case of a tie.

Case of vacancy.

**SEC. 5.** *And be it enacted,* That if any commissioner elected as aforesaid, shall die, resign, or refuse, or neglect for twenty days after his election, to qualify as commissioner, or shall remove from the county, at any time within the period for which he shall have been elected, the remaining commissioners, who shall have qualified according to law, shall proceed to appoint a person, possessing the qualifications required in the commissioner so dying, resigning, or refusing, or neglecting to qualify, or removing from the county as aforesaid, to fill his place, and the commissioner, or commissioners so appointed, shall continue in office until the next ensuing annual election in the said county, and until the election and qualification of his successor, when a person duly qualified as aforesaid, to serve the residue of the term of the commissioner so dying, resigning, refusing or neglecting to qualify, or removing as aforesaid.

Oath of office.

**SEC. 6.** *And be it enacted,* That every commissioner elected, or appointed as aforesaid, shall, before he enters on the duties of his office, take and subscribe before some judge, or justice of the peace, an oath or affirmation, that he will faithfully, diligently and impartially, exercise the powers, and perform the duties of commissioner for Dorchester county, as authorized and enjoined by law, according to the best of his skill and judgment, without being influenced by favour, affection, hatred, malice, or ill-will, and that he will in making all appointments to office, vote for such person or persons, among those willing to accept, as in his judgment and belief shall be most capable and best qualified, to perform the duties of such office, which oath shall be recorded in a book, to be kept among the records of Dorchester county court.

Board incorporated.

**SEC. 7.** *And be it enacted,* That the commissioners appointed, or elected as aforesaid, and their successors, shall be, and they are hereby constituted a body politic and corporate, by the name, style and title, of the commissioners of Dorchester county, and by that name shall have continued and perpetual succession, and be capable in law of suing and being sued, of making and using a corporate seal, and altering the same, of