

149. At all elections the persons who receive the highest number of votes for the respective offices voted for, shall be declared duly elected, and if at any election any two or more persons shall have an equal number of votes, by which no choice shall be made, a second election shall be held after not less than ten days' notice, and so on until a choice is made.

150. The burgess, assistant burgess and commissioners shall each qualify as such before a justice of the peace for Washington county, by making oath that they will discharge the duties of their respective offices according to the best of their skill and judgment, without fear, favor or partiality to any; a copy of which oath, with a certificate of the justice administering the same, shall be entered upon the journal of the corporation.

151. The burgess and commissioners so elected may meet from time to time, and not less than once in every three months, and the burgess shall preside at all meetings, and give the casting vote; in his absence the assistant burgess shall preside, under the same restrictions, but when the burgess is present, the assistant burgess shall have the same power as a commissioner.

152. The said burgess and commissioners, or a majority of them, may appoint a clerk and assign his duties, and allow him such compensation as they may think proper.

153. The clerk shall enter all ordinances passed by the burgess and commissioners in a book to be kept by him for that purpose, and they shall at all times be open to the inspection of all persons interested, and copies of all ordinances shall be put up in the most public places of said town.

154. The burgess and commissioners may direct by ordinance all or any of the footways in said town to be paved or mended with any materials they may deem best, and the same shall be done at the expense of the proprietors of the different lots before which the same shall be directed.

155. If the owner of any house or lot or part of a lot where such levelling, paving or mending shall be directed shall not reside in the town, the tenant or person occupying or having charge of said house, lot or part of a lot, shall cause the same to be done, and the money expended by such tenant or other person under the direction of the corporation shall be allowed by