

C H A P.
XVII.

our Lord one thousand seven hundred and eighty-six, to elect by ballot, at the usual place of holding elections, nine proper persons, qualified to be delegates for the general assembly, to be electors of the said special commissioners; and that the electors so chosen shall meet at the court-house, or other public building, and proceed to elect by ballot, either out of their own body, or the inhabitants of the town at large, seven special commissioners; that the seven who shall, on striking the ballots, have the greatest numbers in their favour, shall be declared duly elected, and their names and election specified in the public news-paper by the said electors, but if two or more shall have an equal number of ballots in their favour, then election to be determined in the manner prescribed in the form of government for the election of senators; that the persons elected must have been residents in the said town three whole years next preceding the election, and must have real or personal property in the said town above the value of five hundred pounds current money; that the commissioners so elected may and shall continue in the office for the space of five years, unless removed by death, resignation or otherwise, and that an election for special commissioners be held every five years on the first Monday in October.

Present com-
missioners
continued,
&c.

XLII. Be it enacted, That the special commissioners, appointed by an act, entitled, An act for the speedy application of the monies appropriated for repairing the streets in Baltimore-town in Baltimore county, are hereby continued special commissioners, and empowered to discharge all and the several duties, matters and things, required by this act, till the first Monday in October, seventeen hundred and eighty-six, and no longer, unless re-elected.

Electors to
take an oath,
&c.

XLIII. And be it enacted, That the electors, immediately on their meeting, and before they proceed to the election of the aforesaid officers, take an oath, to elect, without favour or partiality, such persons for special commissioners, as they, in their judgment and conscience, believe best qualified for said office.

How vacan-
cies are to be
filled.

XLIV. And be it enacted, That the said special commissioners, so chosen, may, and are hereby authorized, in case of resignation, disqualification, death or removal, of any member or members, to proceed to elect from the said town, in his or their room, others, in the manner prescribed for the electors, to serve till the next election.

Town to be
equally repre-
sented, &c.

XLV. And, whereas it is of importance that the several parts of the town should as nearly as possible be equally represented, Therefore, **Be it enacted,** That the electors have special care, in their election of the special commissioners, to make a choice answerable to this purpose, having a respect at the same time to integrity, industry, and abilities.

Commission-
ers a body
corporate, &c.

XLVI. And be it enacted, That the special commissioners are hereby made a body corporate, by the name of special commissioners for Baltimore-town, with all the privileges of a corporate body, and to have one common seal and perpetual succession.

To apply
fines, &c.

XLVII. And be it enacted, That all fines and monies appropriated by former acts, or to be appropriated to the repair of said streets, be for ever hereafter collected by order of the special commissioners, and applied agreeable to the instruction of this act.

Porches, &c.
not to be
made, &c.

XLVIII. Be it enacted, That if any person or persons shall hereafter make and set up, or shall cause to be made or set up, in any street of fifty feet wide or upwards, within the said town, any porch, cellar, door or step, which shall extend beyond the distance of four feet three inches in such streets, or a proportionate distance into any narrower street; and if any person or persons shall hereafter make and set up any bulk, jut-window, or incumbrance whatsoever, whereby the passage of any street, lane or alley, shall be obstructed; or shall so place, or cause to be placed, any spout or gutter, whereby the passage of any street shall be obstructed or incommoded; every person so offending, and being legally convicted thereof