

Election; the papers containing the names of the voters and tally as aforesaid, shall constitute a part of the returns of the judges of any election. The three candidates or persons voted for at any election, receiving the highest number of legal votes cast shall be declared Town Commissioners of Cobb Island elected at that election. Should there be a tie vote between any candidates at any election held under the provisions of this Act, the judges of said election shall determine and declare, if it should be necessary, which of such candidates shall be returned elected Town Commissioner or Town Commissioners and they shall make their returns accordingly. Any candidate or candidates for Town Commissioners of Cobb Island or any other voter of said town feeling himself or themselves aggrieved at the result of said election as declared, charging fraud or irregularity on the part of the election officials, in the allowing of persons to vote not entitled to vote, or in refusing the right to vote to persons entitled to vote, or in the manner of conducting said election, or in the counting of said ballots, or in the making of the returns of said election, or in doing any other act to defeat the will of the qualified voters, may appeal from the decisions of the Judges of Election within thirty days from the day of the holding of any such election to the Judges of the Circuit Court for Charles County; and said Judges of the Circuit Court for said Charles County are given jurisdiction to hear and determine all such contests. The manner of appeal shall be by petition accompanied by an affidavit of the petitioner or petitioners setting forth the grounds of appeal; and the said Circuit Court for Charles County shall proceed forthwith in a summary way and with or without answer, or pleading technically, to take testimony orally, or otherwise, to hear and determine the matter of said contest, and declare who was or were the duly elected Town Commissioner or Town Commissioners of Cobb Island, and certify its judgment to the Town Commissioners of the said town of Cobb Island.

The judgment of the Circuit Court for Charles County, when so certified to the Town Commissioners of said town, shall be spread upon the minutes of the proceedings of the said Town Commissioners, whereupon the said Town Commissioners shall in accordance with the judgment of the Circuit Court for Charles County, declare what person or persons are the duly elected Town Commissioners of Cobb Island.

1929, ch. 214, sec. 6.

45. The said Town Commissioners shall meet in said town on the first Monday in June next succeeding their election, and as often thereafter as may be necessary, to discharge the duties of their office, not less, however, than once in every three months.

1929, ch. 214, sec. 7.

46. The said Town Commissioners shall at their first meeting after their election, elect one of their members to be President; and all vacancies in the Board of Town Commissioners caused by death, resignation, removal from the Town of Cobb Island or otherwise, shall be filled by the remaining members of said board.