

thence, sixth, north 33 degrees, west 7 perches, with said road to its intersection with Mulberry street, at the northeast corner of a lot owned by David L. Houck; thence, seventh, north 55 degrees, east $34\frac{1}{2}$ perches, across the intervening lots to the angle made by a point in an alley at its outer margin adjoining the land of the heirs of J. T. Snyder, deceased; thence, eighth, with said alley north 15 degrees, east $18\frac{1}{2}$ perches, to the northeast corner of the said "State road" on its northern margin; north 80 degrees 20 minutes, east 10 perches, to the place of beginning; provided, however, that for sanitary and police purposes, the Burgess and Commissioners of Clearspring shall have and exercise full power and control for a distance of one-fourth of a mile in every direction from said corporate limits.

P. L. L., 1888, Art. 22, sec. 74. 1860, Art. 21, sec. 62. 1892, ch. 384, sec. 74.

121. The male citizens of said town of the age of twenty-one years and upwards, having resided therein for the space of six months next preceding the first Monday in May next, on that day, and on the first Monday in May in each and every year thereafter, are authorized to elect one burgess, one assistant burgess and three commissioners for said town, said commissioners to be owners of real estate therein; all persons elected shall have resided within the limits of said town for at least two years next preceding the election. The services of said commissioners shall be gratuitous and without pay.

1892, ch. 384, sec. 75.

122. Jacob Sword, John M. Graybill and John H. Anderson of said town, are hereby empowered to act as judges of the first election for said burgess, assistant burgess and commissioners, who shall keep the polls open from two o'clock p. m. until six o'clock p. m., and the said judges shall make returns under their hands and seals of the persons elected, to the clerk of the Circuit Court for Washington County, who shall issue certificates to the persons so elected; and all subsequent elections shall be held and conducted in such manner and at such place as shall from time to time be directed by the by-laws of the corporation, not inconsistent with this charter; and if any person so elected as burgess, assistant burgess or commissioner shall refuse to serve as such, or his place shall become vacant by death, disqualification or otherwise, an election to fill such vacancy shall be held, of which ten days' notice shall be given; and in case of a tie between any persons voted for at any election under this act, the clerk of the court for Washington County shall issue certificates only to the persons receiving the highest number of votes, and the officers who have received certificates shall at their first meeting as a board designate one of the persons receiving such tie vote to be the one elected, and shall notify the clerk of the Circuit Court of said county of their selection, and the said clerk shall issue immediately a certificate to such person, which certificate shall set forth the manner of his election, and said person shall hold his office for the same time as he would had he received the highest number of votes.