

councilmen of said town in their numerical order; upon the failure of the mayor or any of the councilmen to perform the duties imposed by this section, the person so refusing shall be subject to indictment in the circuit court for said county, and to a fine of fifty dollars, to be recovered upon conviction thereof.

E. The said judges shall be conservators of the peace during the continuance of the election, and until the ballots shall be counted, and the necessary certificates required by law shall be made out by judges and clerks; and shall be vested with power and authority to commit offenders for any breach of the peace in like manner as now vested in justices of the peace, and shall have authority to administer oaths or affirmations to any person touching his qualifications as a voter. *F.* The said judges shall appoint two citizens, qualified voters of said town, to act as clerks of election, one of whom shall be of a different political party from the other; before proceeding to act they shall take this oath, to be administered by one of the judges: "We will well and faithfully keep a true record of all the voters whose ballots are received, for councilmen of Hagerstown or mayor and councilmen of Hagerstown, at the election to be held on the — day of March, in the year —, according to the respective wards in which said ballots are cast, to the best of our ability." *G.* A box shall be kept, with separate compartments, corresponding in number with the numbers of the wards in the voting districts, for the purpose of keeping separate the ballots of the voters of each ward, and the ballots received shall be deposited in the respective compartments in the said box corresponding with the voter's residence, and the names of the voters shall be written down in a list according to the wards in which they are respectively entitled to vote. *H.* The polls shall be kept open from six o'clock A. M. until six o'clock P. M.

1886, ch 409.

162. At the close of the polls the judges shall immediately count the ballots, cast up the vote, and return under their hands and seals to the clerk of the circuit court for Washington county the number of votes cast for each candidate, and return the persons receiving the highest number of votes as duly elected; and they shall return at the same time the ballots that were cast for the candidates and all records of said election; and the said clerk,