be a body politic, with power to sue and be sued, to use a common seal, and the same to alter at their pleasure.

Qualification to vote.

Fill vacancy.

SEC. 35. SUB-SECTION 2. The male inhabitants of Chestertown above the age of twenty-one years, who are assessed for the purpose of State and county taxation upon real or personal property located in said town for the year in which they may offer to vote, and who have also resided in said town for one year next preceding the election, and also all untaxed male inhabitants of said town possessing the qualification of residence above set forth, whose wives are assessed as aforesaid, shall, on the fourth Monday of April in each year, at the court house in said town, except at the election to be held in April, eighteen hundred and eighty, when three commissioners are to be elected as provided in sub-section one of this section, elect by ballot one judicious and discreet person, being the holder of assessed real or leasehold estate in said town in his own right, or in right of his wife, at least thirty years of age, and residing in said town, commissioner in the place of the one whose term of office has expired.

Make out assessment

Levy on property.

SEC. 46. The clerk of the county commissioners is hereby authorized and required, under the penalty of one hundred dollars, to be recovered on presentment or indictment in the Circuit Court for Kent county, to make out an assessment of all the real and personal property within the limits of said town —bank stock, bonds, notes and other evidences of debt excepted—and the names of the persons assessed therewith, and to furnish the same to the commissioners of said town between the tenth day of May and the tenth day of June in each year; and the said commissioners may levy on the property so assessed such sum of money as they may deem necessary, not exceeding — cents in the hundred dollars in any one year, and may appoint and qualify a person to collect the same; and, if the collector of the county taxes for the election or other district in which Chestertown is situated shall be appointed, it shall not be lawful for him to decline receiving and acting upon said appointment, or to refuse to execute his bond for the performance of said duty, as