

to vote at such election who shall not be legally qualified to vote, and the five persons having the highest number of votes, shall be declared elected.

SEC. 7. *And be it enacted*, That if at any time an election shall not be held for commissioners on the day mentioned in this act, an election may be held at any time after ten days' notice thereof shall have been given by the commissioners, or a majority of them, and in the event a majority of the said commissioners shall become disqualified to act, or shall have failed, or shall fail to hold an election for the space of thirty days from the said fourth Monday in April in any year, then it shall be lawful for any three or more qualified voters in said town, to give notice, either by written or printed handbills, or by publication in some newspaper, of an election to be held on a certain day, at least ten days from the date of the publication or posting of such notice for commissioners under this act, and a majority of voters present at the hour fixed by said notice for the commencement of said election, shall select three judges to hold said election. Failure to hold election.

SEC. 8. *And be it enacted*, That if at any election held under this act two or more persons shall receive the same number of votes for commissioners of said town, the judges of said election shall, after having given five days' notice of the time and place, proceed to hold another election to fill up said board of commissioners, and the person or persons receiving the highest number of votes at said election shall, with those previously chosen, if any, constitute the commissioners of Ridgely. Tie vote.

SEC. 9. *And be it enacted*, That if any vacancy shall occur by death, resignation, removal or failure to act of one or more of the commissioners elected as aforesaid, the remaining commissioners, or a majority of them, shall elect a proper person to fill said vacancy. Vacancies.

SEC. 10. *And be it enacted*, That every commissioner, before he proceeds to act as such, shall make oath before some justice of the peace for Caroline county, that he will diligently and faithfully, according to the best of his skill and judgment, perform the duties of commissioner, without favor, partiality or prejudice, and a certificate of such qualification shall be returned by the said justice of the peace to the commissioners, to be filed and recorded among their proceedings. Oath of commissioners.

SEC. 11. *And be it enacted*, That the said commissioners shall meet at such place as they may appoint within said town on the second Monday of every month ensuing their election, Meetings.