

CHAP. 569. of the district where the defendant resides, who shall try the same.

Approved April 11, 1902.

CHAPTER 569.

AN ACT to repeal Sections 2 and 3 of Chapter 528 of the General Assembly of Maryland, Session 1898, title "Worcester County," sub-title "Ocean City," and to re-enact the same with amendments.

Repeal. SECTION 1. *Be it enacted by the General Assembly of Maryland,* That sections two and three of chapter 528 of the Acts of 1898, title "Worcester County," sub-title "Ocean City," be and they are hereby repealed.

Body corporate. SEC. 2. *And be it enacted,* That the inhabitants of Ocean City, in Worcester county, Maryland, are constituted a body corporate, by the name of Mayor and City Council of Ocean City, and by that name may sue and be sued, have and hold a common seal, and have perpetual succession.

Mayor and City Councilmen to be elected. SEC. 3. *And be it enacted,* That the legal voters of Ocean City who have resided within the corporate limits six months preceding an election, and all male persons who own any interest in real estate in said city of the age of twenty-one years and upward, shall elect by ballot, on the first Monday in August, in 1902, and in every second year thereafter, one person to be Mayor of said city, and five persons to be City Council of said city, all of whom must be real estate owners in said city or interested therein, and at least three of said Council must be legal residents of said city, to serve two years from the second Monday in September next after their election and until their successors are elected and qualified. If any person so elected as Mayor or City Councilman shall refuse to serve as such, or if his place shall become vacant by death, resignation, disqualification or otherwise, the remaining Councilmen shall fill the vacancy as early as possible from among the qualified voters of said town, and the person appointed to fill the vacancy shall hold his office until the next election; and in case of a tie between any persons voted for at any election under this section of this Act, the clerk of election shall immediately certify to the Councilmen elected the fact of there being a tie, and the said Councilmen shall, at their first meeting as a board, designate one of the said persons who have received a tie vote to be Mayor or Councilmen, as the case may be, and the said Mayor or Councilmen, as the case may be, shall hold his office as fully as if he had received the highest number of votes;