

vacant, and order the election of his successor, as herein provided, or shall dismiss the petition, as the proof may justify, and may award costs as may appear equitable and right.

58 A. All vacancies in the City Council shall be filled by the City Council without delay, from the ward or wards from which such vacancies occur, or at large, as the case may be; provided, that said vacancy shall be filled by a person of the same politics as the one who has died, resigned or been removed; and provided further, that such an election shall be by ballot, and a majority of the votes of the Councilmen present who qualified to sit shall be sufficient to elect; and in case of a vacancy in the office of Mayor, the president of the City Council shall act as Mayor until the next city election and the qualification of his successor; and at such city election a new Mayor shall be elected to fill the unexpired term in the office of Mayor, or for the new term, as the case may be.

Vacancies to  
be filled.

#### LAW DEPARTMENT.

58 B. The head of the Department of Law shall be the attorney and counsel of the city. He shall have the management, charge and control of the law business of the city, and for each branch of its government, and prosecute all violators of city ordinances, shall be the legal adviser of all its departments and officers; shall draw up ordinances, leases, deeds, contracts, or other legal papers for the city and its various departments when requested to do so by the proper officer. He shall conduct all legal proceedings authorized by this Act and all appeals of every nature whatsoever in which such city or the public shall have an interest; shall make all searches and abstracts of title required in opening, widening or changing any street, alley or public place, or required in any public work of any kind; shall use all diligence to collect cost due to the city and all other fees or recoveries falling within the purview of his official duties, and shall promptly commence all proceedings necessary or advisable for the protection or enforcement of the rights of the city or of the public. He shall report to the Mayor in writing all such matters as he may deem important, and to the department of finance all judgments for which the city shall be liable. In all actions in which the city is entitled to pray an appeal, the same shall be granted as to such city without bond. No proceedings shall be had to enforce any judgment against such city pending an appeal therefrom. And said city attorney, in case of necessity shall have power and authority, with the consent and written permission of the Mayor, to secure such detective, expert and

Legal  
adviser.