

to vote in the next town election. Upon the filing of such petition the commissioners shall print such person's name upon the ballot. Immediately upon the closing of the polls the ballots shall be publicly counted and the said judges shall within two days thereafter make a true and correct return of the votes so cast in a sealed envelope to the chairman of the said commissioners, and within ten days thereafter the said commissioners shall meet and canvass said return and declare those qualified persons receiving the highest number of votes duly elected.

(b) In case two or more persons shall have received the same number of votes so that there is no choice for the office, a choice shall be made from among the tied candidates by the elected candidates. Each elected candidate shall, for the purpose of such choice, be entitled to cast for one of the tied candidates a number of votes equal to the number of votes received in the election by such elected candidate in excess of the number of votes received in the election by the tied candidates. The tied candidate or candidates receiving the highest number of elected candidates' votes shall be declared to be elected to the office or offices.

If, after three such ballots have been cast, there remains any elected office for which there is no choice of candidates, then all such ballots shall be null and void and a new election shall immediately be proclaimed by such Commissioners from among the tied candidates, which election shall be held on ten days' notice, and in all respects as provided in sub-section (a) of this section, except as to the date of election and the convening of the Commissioners.

(c) In case of a vacancy occurring in any elected office by reason of death, resignation, removal from the said town of Berwyn Heights, or otherwise, persons qualified under the provisions of this Act to hold such office may be nominated by the remaining members of the Board of Commissioners to serve as Commissioner for the unexpired term of such office. A choice from among the nominees shall be made by the Commissioners in a manner in all respects the same as provided in sub-section (b) of this section in the case of tied candidates, except that in case an election is necessary to fill the office, such election shall be open to all qualified persons.

(d) If, in any election, the number of candidates for office does not exceed the number of offices to be filled, the chairman of the existing Board of Commissioners shall proclaim the fact and declare the candidate or candidates elected, and in such event no election shall be held to fill such office or offices.

(e) Any false statement made under oath or affirmation as provided for in this section and Section 25 of this sub-title for the purpose of securing improper registration of the affiant's