

(U) That in making appointment to fill any such vacancy in the office of Commissioner the remaining qualified Commissioners shall make such appointment by entering in the minute book of said Commission the fact of their making such appointment, and the same day notifying the person so appointed of his said appointment. And the remaining qualified Commissioners in making such appointment shall appoint as Commissioner such person who was a candidate at the last election, and who received the fourth greatest number of votes. If the person so appointed fails to qualify, then the remaining qualified Commissioners shall appoint as such Commissioner such person who was a candidate at the last election, and who received the fifth greatest number of votes. And if there be no available candidates at the last election, then said remaining qualified Commissioners may appoint any person, provided the person so appointed is eligible to the office of Commissioner under the provisions of this Act.

SEC. 11. *And be it further enacted:*

(A) That for the purpose of determining whether the residents of the Town of Morningside desire to incorporate, there shall be held an election in said town, between the hours of 7 o'clock P. M. and 10 o'clock P. M. on the first Monday in May, in the year 1945.

(B) That Messrs. Robert C. Stevenson, Thomas J. Claggett and Richard McCormick are hereby appointed to be and constitute a Board of Election Supervisors for the purpose of conducting such election and declaring the result thereof.

(C) That within ten (10) days (including Sundays and holidays) after this Act is approved, the persons named in Paragraph B of this section shall take oath before a Justice of the Peace, or other officer or person (including a Notary Public) authorized to administer oaths in Prince George's County, that they will faithfully and impartially conduct such election.

(D) That if any of the persons named in Paragraph B of this section shall die or fail to qualify, such election shall be conducted by the remaining person or persons named in Paragraph B of this section who may fill vacancy in membership of the Board of Election Supervisors by appointing some other resident or residents of said town to any such vacancy or vacancies. Any such appointment shall be evidenced in writing, and any person so appointed shall within three (3) days of his said appointment, qualify by taking the oath referred to in Paragraph C of this section.