

CHAP. 284.

CHAPTER 284.

Passed March 8, 1842. *An act to incorporate the Town of Smithsburg, in Washington County.*

Incorporated.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That the citizens of the town of Smithsburg, in Washington county, shall be and they are hereby made and constituted a body corporate, by the name of the Burgess and Commissioners of Smithsburg, and as such shall have succession, and by their incorporate name, may sue and be sued, plead and be impleaded, in the several courts of this State; and may have and use a common seal, and the same may alter and change at their pleasure.

Elect Burgess and commissioners.

SEC. 2. *And be it enacted,* That the free white male citizens of Smithsburg, of the age of twenty-one years and upwards, and having resided twelve months in said town next preceding the election, shall on the first Monday in May next, and on the first Monday in May in each and every year thereafter, elect by ballot a Burgess, assistant Burgess and three commissioners, who shall have resided within the limits of said town twelve months next preceding the election, and shall have attained the age of twenty-one years.

Oldest justice of the peace to appoint judges.

SEC. 3. *And be it enacted,* That the oldest justice of the peace in commission, residing in said town, shall appoint by writing, under his hand and seal, three judges to hold the first election, who shall keep the polls open from ten o'clock in the morning, until three in the evening, and shall conduct the said election in the manner in which the judges of elections are now by law directed to conduct an election for delegates to the General Assembly, as far as may be consistent with the provisions of this act; and the said judges shall make return, under their hands and seals, of the persons elected, to the clerk of Washington county, to be by him safe kept.

Elections to be conducted agreeable to by-laws.

SEC. 4. *And be it enacted,* That all future elections shall be held and conducted as shall from time to time, be directed by the by-laws of the corporation, the same not being inconsistent with the provisions of this act.

Burgess to preside at all meetings.

SEC. 5. *And be it enacted,* That the Burgess shall preside at all meetings of the municipality, and have the privilege of the casting vote only, and in his absence the assistant burgess shall preside under the same restrictions, but when the burgess is present, the assistant burgess shall have the same power and authority as one of the commissioners.