

## CHAP 270.

## CHAPTER 270.

Passed March  
7, 1844.

*A further supplement to the act entitled, an act to incorporate the Town of Emmittsburg, in Frederick county.*

Preamble

WHEREAS, the citizens of Emmittsburg neglected to elect a burgess and commissioners on the first Monday of April last as required by the original act—Therefore,

Incorporated.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That the free white male citizens of Emmittsburg aforesaid, of the age of twenty one years and upwards, and having resided twelve months in said town next preceding the election, be authorized to elect on the first Monday of May, in the year eighteen hundred and forty-four, and on the same day annually forever thereafter; *provided,* a majority of the voters at the first election to be held under this law, shall signify their consent to the incorporation of said town, and for the purpose of ascertaining whether a majority of the votes of said town are in favor of this act, the judge holding said election shall enquire of each voter, as he may come to cast his ballot, whether he is for or against the incorporation of said town, and shall make a return of the respective number of votes cast for or against the same to the clerk of Frederick county court, and if a majority of the voters shall declare themselves in the manner provided by this proviso, in favor of this act, then this act, shall have full force and effect; or otherwise be null and void, a burgess and six commissioners for the said town, who shall be inhabitants thereof, above twenty-five years of age, and holding real property in said town, and the burgess and commissioners of the said town to hold their office until successors are elected and qualified as such.

Proviso.

Justice to  
appoint one  
judge.

SEC. 2. *And be it enacted,* That a justice of the peace for the time being residing in said town, shall appoint by writing under his hand and seal one Judge to hold the election for burgess and commissioners as directed by the original act to which this is a supplement.

Burgess—  
powers.

SEC. 3. *And be it enacted,* That for the recovery of fines and forfeiture, under the ordinances of said corporation, the burgess may commit persons offending against the ordinances of said corporation (in case the said offender or offenders shall neglect or refuse to pay the fine or penalty imposed by said burgess under the ordinance) to the county jail and that the constable appointed by the said corporate authorities, shall and may have power to deliver such person or persons so committed to the sheriff of the said county, whose duty it shall be to