

aforesaid as the case may require; and the judges from the several election districts in said county, when met at the court house of the said county to ascertain and certify the elections of Delegates, as aforesaid, shall ascertain the number of votes given as aforesaid, for commissioners as aforesaid, in the said election districts respectively, and by a certificate, to be filed in the office of the clerk of the county court of the said county, and which shall be by said clerk recorded, certify in a form similar to the certificate of the election of Delegates, that the five persons by name, residents, as is by this act herein before prescribed, of the three commissioners' districts by this act created, who they shall ascertain, received the greatest number of votes in the commissioner's district, in which they reside, are duly elected commissioners for Worcester county, to serve for the period of three years from the date of their said election; and in the event of a tie between two or more persons, the same shall be decided by ballot, at the first regular meeting of said commissioners.

Return certificate

Case of a tie

Sec. 7. *And be it enacted*, That if any commissioner so elected, shall die, resign, refuse, or neglect for twenty days to qualify as commissioner, under this act, or shall remove from the said county, at any time within the period for which he shall have been elected, the residue of the said commissioners shall appoint a person qualified as is hereinbefore provided in case of an original election, to fill his place until the next annual election for Delegates to the General Assembly, when the said voters of the district in which such commissioner so dying, resigning, refusing, neglecting to qualify, or removing from the county, as aforesaid, was elected, shall vote in like manner as at first, for another person with like qualifications, as such commissioner, to serve for the residue of his said term.

Case of vacancy

Mode of supplying

Sec. 8. *And be it enacted*, That every commissioner elected or appointed, as aforesaid, shall before he enters on the duties of his office, take and subscribe before some judge or justice of the peace, an oath or affirmation, that he will faithfully, diligently and impartially exercise the powers and perform the duties of commissioner for Worcester county, as authorized and

Oath of office