

person or persons to build upon, or fence in said public ground, or any part thereof, and that any person or persons who have or shall build upon, or fence in any part of said lots, and shall not remove the same after ten days notice, given by the bailiff of said town, shall be fined a sum not less than five dollars for the first offence, and ten dollars for each and every week the same shall remain on said lots.

SEC. 2. *And be it enacted*, That said corporate authorities be and they are hereby authorised and empowered to do any and every thing which is necessary for the health and convenience of the citizens of the said town, and that they shall possess the same power over, and relating to said public ground, that they now have and possess in respect to other parts of said town, and that they can and shall pass all ordinances which they may or can have, in regard to other property in said corporation.

SEC. 3. *And be it enacted*, That this act shall not be construed so as to interfere with the title of the county to said public ground, and that the commissioners of said county shall possess all the powers heretofore exercised by them over said property.

SEC. 4. *And be it enacted*, That the bailiffs of said town shall have the same powers and receive the same fees as constables in Allegany county are entitled to, in making arrests, or serving any process for violation of the ordinances of said corporation, or in the discharge of their duties as bailiffs.

SEC. 5. *And be it enacted*, That it shall and may be lawful for the voters entitled to vote at the election for town councilmen for the town of Cumberland, to vote for one sensible and discreet person for mayor of said town, and six sensible and discreet persons as councilmen for said town, and no more, and the person receiving the highest number of votes for mayor, and being eligible, as now required by law, shall be duly declared elected to serve in the capacity of mayor for one year, and the person so elected mayor, shall preside in meetings of the council, and have the same powers of voting and taking a part in all the acts and deliberations of the council, as any member thereof, and the six persons receiving the largest number of votes as councilmen, having resided in said town for two successive years prior to such election, and being assessed on the tax books of said corporation to an amount of not less than one hundred dollars, shall be declared duly elected in the capacity of councilmen for one year.

CHAP. 235.

To exercise authority over public grounds

Not to interfere with county title

Powers of the bailiffs

Mayor and six councilmen to be elected