

**CHAP. 182.** *Sec. 5. And be it enacted,* That the assistant bur-  
 gess aforesaid, at all meetings of the municipality, shall,  
 in the absence of the burgess, preside, and when the  
 burgess is present, have the same power and authority  
 as one of the commissioners.

*Sec. 6. And be it enacted,* That the burgess and  
 commissioners aforesaid, or a majority of them, may  
 meet together from time to time, as often as occasion  
 may require, upon the business of the town, and not  
 less than once in every three months, and if during the  
 year for which they may be elected, the burgess, assist-  
 ant burgess or any of the commissioners should die, re-  
 sign, remove from said town or be non compos mentis,  
 or displaced, an election to fill the vacancy shall be held,  
 of which ten days notice shall be given, at which all  
 persons specified in the second section of this act, shall  
 be entitled to vote, and if at any election a choice of  
 burgess, assistant burgess and commissioners should  
 fail to be made, by a tie or equality of votes, a second  
 election shall be held, after not less than ten days no-  
 tice, and so on until such choice shall be made, and  
 that the burgess and commissioners aforesaid, for the  
 time being, shall continue in office until their succes-  
 sors be duly elected.

**Oath.** *Sec. 7. And be it enacted,* That the burgess, as-  
 sistant burgess and commissioners aforesaid, shall take  
 an oath or affirmation, as the case may be, before a  
 justice of the peace of Washington county, before they  
 proceed to the execution of their several trusts, to act  
 without favor, partiality or affection, in all things ap-  
 pertaining to their respective trusts.

**Fines and for-  
feitures.** *Sec. 8. And be it enacted,* That all fines and for-  
 feitures, under the ordinances of the said corporation,  
 shall be recoverable before a justice of the peace as  
 small debts are recoverable out of court, and an appeal  
 shall lie in all cases from the judgment of the justice to  
 the Circuit court of Washington county.

**Footways.** *Sec. 9. And be it enacted,* That the burgess and  
 commissioners aforesaid, may direct by ordinance, all  
 or any of the foot-ways in the said town, to be laid off,  
 and levelled and paved, or mended and repaired with  
 any materials which to them may seem best, and such  
 levelling and paving shall be made and done at the ex-  
 pense of the proprietors of the different lots before which  
 the burgess and commissioners aforesaid shall direct  
 such levelling and paving to be done.

**Power of bur-  
gess and com-  
missioners.** *Sec. 10. And be it enacted,* That the said burgess  
 and commissioners shall have power to make all such  
 by-laws, regulations and ordinances as from time to

-503-17410 CH 1 ad

E.  
time  
the c  
town  
mov  
press  
said  
on t  
such  
nec  
tax s  
com  
shall  
colle  
for t  
sion  
com  
S  
act s  
to is  
of d  
S  
effe  
of it  
AN  
at a  
A  
S  
of  
int  
tion  
sion  
and  
and  
pre  
and  
S  
ele  
tho  
sion  
and  
cou