

which no choice shall be made, a second election shall be held, after not less than ten days' public notice, and so on until a choice is had.

To qualify. SEC. 7. *And be it enacted,* That the burgess and commissioners shall each qualify as such before a Justice of the Peace for Washington county, by making oath that they will discharge the duties of their respective offices according to the best of their skill and judgment without fear, favor or partiality to any; a copy of which oath, with a certificate of the Justice of the Peace administering the same, shall be entered upon the journal of the corporation.

Meetings. SEC. 8. *And be it enacted,* That the burgess and commissioners so elected may meet from time to time, and not less than once in every three months, and the burgess shall preside at all meetings, and in the case of tie shall give the casting vote, and in his absence the assistant burgess shall preside, under the same restrictions, but when the burgess is present the assistant shall have the same power as a commissioner.

May appoint clerk. SEC. 9. *And be it enacted,* That the said Burgess and Commissioners, or a majority of them, may appoint a clerk and assign his duties and allow him such compensation as they may think proper.

Duties of clerk. SEC. 10. *And be it enacted,* That the said clerk shall enter all ordinances passed by the Burgess and Commissioners, in a book to be kept by him for that purpose, which book shall at all times be opened to the inspection of all persons interested, and copies of all ordinances shall be put up in the most public places of said town.

Lay out and mend foot ways. SEC. 11. *And be it enacted,* That the said Burgess and Commissioners may by ordinances direct all or any of the footways in said town to be laid out, leveled, mended, and repaired with any material they shall think best, at the expense of the proprietors of the different lots before which such leveling and paving shall be done.

Non reside'ce SEC. 12. *And be it enacted,* That if any owner or owners of any house or lot or part of a lot where such