

SEC. 7. *And be it enacted*, The judges of the election shall appoint some competent person to act as clerk of the election, and the polls shall be kept open from three o'clock P. M. until nine o'clock P. M. of said day. The judges shall, after the closing of the polls, carefully count the ballots cast, and within two days after said election make a true and correct return of the same under their hands to the Town Council, and shall issue certificates of election of the person appearing from said returns to have received the highest number of votes for Mayor, and the seven persons receiving the highest number of votes for Councilmen, and the said certificates shall be recorded among the records of the proceedings of the Town Council. And the persons who shall respectively receive the highest number of votes shall be Mayor and Councilmen for the said town for the ensuing year, or until their successors are duly elected and qualified.

SEC. 8. *And be it enacted*, In case a vote be challenged, the judges of the election shall forthwith hear and pass upon the qualifications of such person as an elector under this Act. An appeal shall be from the decision of the judges to the Town Council, which shall, for the purpose of considering such appeals, be in session on election day from six o'clock P. M. until the closing of the polls.

SEC. 9. *And be it enacted*, In case of a tie among those receiving the votes of the electors, which shall preclude a decision that any one has received the highest number of votes for Mayor, or that any seven have received the highest number of votes for Councilmen, and in that event the Town Council shall designate one of said persons so tied to be Mayor or Councilmen, as the case may be, and shall issue a certificate of election accordingly.

SEC. 10. *And be it enacted*, If any person elected as Mayor or Councilman shall refuse to serve as such, or his place shall become vacant by death, resignation, disqualification or otherwise, then the other members of the Council shall fill the vacancy as early thereafter as possible by appointment from among the qualified electors of the town; provided, that if such vacancy occurs by reason of failure to qualify, as set out in Section 12, within two weeks after notice of his election, or otherwise within one month from the date of election; then and in that case the person who received the next highest number of votes for such office at such election shall be deemed to have been elected and entitled to qualify.

SEC. 11. *And be it enacted*, That the Town Council is hereby empowered, at any time that it shall deem advisable, to divide the town of North Beach into election districts and ap-