

Election. The ballots shall be received by the Judges, one of whom shall place the ballot in a box provided for that purpose, and another of whom shall write upon paper provided for the purpose, the name of each voter whose ballot is received; immediately after the close of the polls the ballots shall be taken from the box, one by one, counted and tallied by the Judges of Election; the paper containing the names of the voters and tally as aforesaid, shall constitute a part of the returns of the Judges of any election. The three candidates or persons voted for at any election, receiving the highest number of legal votes cast shall be declared Town Commissioners of Indian Head elected at that election. Should there be a tie vote between any candidates at any election held under the provisions of this Act, the Judges of said election shall determine and declare, if it should be necessary, which of such candidates shall be returned elected Town Commissioner or Town Commissioners and they shall make their returns accordingly. Any candidate or candidates for Town Commissioners of Indian Head or any other voter of said town feeling himself or themselves aggrieved at the result of said election as declared, charging fraud or irregularity on the part of the election officials, in the allowing of persons to vote not entitled to vote, or in refusing the right to vote to persons entitled to vote, or in the manner of conducting said election, or in the counting of said ballots, or in the making of the returns of said election, or in doing any other act to defeat the will of the qualified voters, may appeal from the decisions of the Judges of Election within thirty days from the day of the holding of any such election to the Judges of the Circuit Court for Charles County; and said Judges of the Circuit Court for said Charles County are given jurisdiction to hear and determine all such contests. The manner of appeal shall be by petition accompanied by an affidavit of the petitioner or petitioners setting forth the grounds of appeal; and the said Circuit Court for Charles County shall proceed forthwith in a summary way and with or without answer, or pleading technically, to take testimony orally or otherwise, to hear and determine the matter of said contest, and declare who was or were the duly elected Town Commissioner or Town Commissioners of Indian Head, and certify its judgment to the Town Commissioners of the said town of Indian Head.