

of Capitol Heights and by notice posted in at least three public places in said town.

SEC. 35. The Mayor and Common Council may provide by ordinance for the immediate arrest, without warrant, of any person found violating any town ordinance, and when it shall appear that the offender is intoxicated, may confine said offender in some secure place until he is sober, and may provide further for the confinement of any person arrested, if the time be reasonable, as in the night, whereby he cannot attend the justice until a reasonable hour of the succeeding morning, when he shall be taken before a Justice of the Peace, and dealt with according to the nature of the offense, provided that the Mayor and Common Council may by ordinance provide that such person so arrested may deposit with the bailiff a sum of money to cover any fine that may be assessed against him, acceptable to said bailiff.

SEC. 36. Justices of the Peace for Prince George' County, residents in the town are hereby declared to be conservators of the peace of the town, and it shall be their duty to order the arrest of any person found by them breaking the peace or disturbing the quiet and order of the town, or violating any of the ordinances made by the Mayor and Common Council for securing the safety of property or lives of the inhabitants of the town and upon complaint made before them of the violation of any ordinance of said town, shall issue process in the name of the Mayor and Common Council of Capitol Heights to recover fine or penalty imposed for the violation of such ordinance against the party offending and may hear and determine the matter as any case arising under the laws of this State, and shall receive the same fees therefor, but in all such cases the bailiff shall bring such complaint before a Justice of the Peace.

SEC. 37. In the event of a vacancy in the office of the Justice of the Peace, residents in the town, or in the case of sickness, absence or disability of the said justices, the hearing of the case or the transaction of the business assigned to the said justices by the charter, may be had before any other Justice of the Peace in and for Prince George's county; and the Mayor and Common Council of Capitol Heights may provide for the expense so incurred.

SEC. 38. The bailiff shall perform such services as said Mayor and Common Council shall direct; he shall arrest and carry before a Justice of the Peace of Prince George's County as provided in the preceding section, to be dealt with as hereinbefore provided, any person found breaking the peace or dis-