

before a justice of the peace, and shall open the polls at two o'clock P. M. on the first Monday in May in each year, and close the same at six o'clock P. M., and the five persons voted for at said election, who shall respectively receive the highest number of votes, shall be commissioners for said town for the ensuing year, and until their successors are duly elected and qualified.

When to open
and close polls

SEC. 5. *And be it enacted*, If at any election for commissioners it shall appear by the certificate of the judge of said election that any two or more persons voted for as commissioners have received the same number of votes, so that there is no choice for an entire board, but a vacancy in one or more seats, if there shall be as many as three duly elected, the persons so elected shall assemble immediately, and having qualified as commissioners, shall proclaim a new election to supply the vacancies occasioned by the failure to elect, giving at least five days' notice of said election.

Failure to
elect.

Proclaim new
election.

SEC. 6. *And be it enacted*, That if it shall not appear that three of the persons voted for have been duly elected, or if the persons duly elected shall fail to assemble and proclaim a new election for the space of five days, the old board of commissioners, or any three of them, shall assemble and proclaim a new election, giving at least five days' notice thereof.

Give notice of
election.

SEC. 7. *And be it enacted*, That the commissioners so elected may meet and adjourn from time to time as they may think proper, and shall, at their first meeting, which shall be within one month after their election, choose from their own body a president, who shall preside at all meetings of the commissioners, vote on the questions before them, and remain in office until superseded by the appointment of a new president after a new election of commissioners, and also to elect from among their number a secretary and treasurer, who shall continue in office during the term for which said commissioners are elected, unless sooner removed by said commissioners, and require and take from the treasurer a bond in a penalty to be fixed by said commissioners for the faithful discharge of his duty as said treasurer.

Choose presi-
dent.

Elect secre-
tary, &c.

SEC. 8. *And be it enacted*, That the said president and commissioners shall have the power to