

like effect); which poll shall be kept open until six o'clock post meridiem; and if all the proprietors shall not have then voted, the same may be adjourned until nine o'clock in the forenoon of the next succeeding day, and kept open until three o'clock in the afternoon of such succeeding day, when the poll shall be finally closed.

IV. And be it enacted, That every Proprietor of Marsh Land situate in any District established in such Parish, whether male or female, shall be entitled to a vote at such election, except children under the age of sixteen years.

V. And be it enacted, That votes of such proprietors of Marsh to be given and taken at such election, shall be as follows: each proprietor shall have as many votes as he owns acres of Marsh in such District, exclusive of all fractional parts; and in case the number of votes claimed by any voter should be disputed at the time he offers to vote, by any other proprietor, then before such votes are received and entered, the person claiming the right to vote shall take the following oath: "You do swear that you are the proprietor of — acres of Marsh, situate in District number —, of the Parish of —, [or — acres in District number —, and — acres in District number —,] and that you are entitled to vote therefor at this election of Commissioners of Sewers; and that you have not before voted at this election:" Which oath the said Sheriff or Deputy is hereby authorized and required to administer; and no other proof of qualification shall be required of such voter.

VI. And be it enacted, That the Sheriff shall forthwith make return of his proceedings, together with the Poll Book, sealed up, into the Office of the Clerk of the Peace for the County, to be by such Clerk laid before the next Court of General Sessions of the Peace for said County.

VII. And be it enacted, That it shall be the duty of such Court to open and examine the Poll Book so returned, and if no substantial irregularity shall be made to appear, shall confirm the same, and proceed to ascertain from the Poll Book which five Candidates have the highest number of votes; and if it shall appear on such examination of the Poll Book, that the proprietors of one half the estimated number of acres in any District shall not have voted at such election, then the votes given on such account of the Land in such District, shall be struck off and not allowed; and if after such examination and adjustment it appear that two or more Candidates have an equal number of votes, such Court shall then determine by lot which of such Candidates shall be deemed to have the majority, one over the other, and such Court shall then fix and determine the respective periods of service of each Commissioner as follows: The Commissioner having the lowest number, to serve until the last day of April which shall first happen after the expiration of one year from the time of such examination and confirmation by such Court; the Commissioner having the next lowest number of votes, to serve for the period of two years, reckoned in like manner; and so on with the others; so that the Commissioner having the highest number of votes shall serve until the thirtieth day of April which shall so happen after the expiration of five years from the time of such examination and confirmation as aforesaid, which confirmation and determination shall be entered in the Minutes of said Court; and it shall be the duty of the Clerk of said Court forthwith to furnish the Commissioners so elected and confirmed with a copy of the same, in order that such Commissioners may be notified of their appointment, and be sworn into office, which any Justice of the Peace of such County is hereby authorized to do; and any Commissioner so elected, confirmed and notified, who shall neglect for the period of one month after the receipt of such notice to take the oath of office, shall be deemed to have refused to accept such office.

VIII. And be it enacted, That the persons so chosen, confirmed and sworn as Commissioners of Sewers for any such Parish, shall be deemed the Commissioners of Sewers in and for said Parish, with all the duties, powers, authorities and privileges imposed and conferred in and by an Act made and passed in the tenth and eleventh years of the Reign of His late Majesty King George the Fourth, intituled "An Act to repeal certain Acts relating to Commissioners of Sewers, and to make more effectual provisions in lieu thereof," during the period of their respective times of service; and in case of refusal to act as aforesaid, death, or expiration of the time of service of any such Commissioners, the remaining Commissioners shall still have power to act, and shall be deemed the Commissioners of Sewers for said Parish; provided that no rate shall be made or imposed without the consent of a majority of the existing Commissioners, and that not less than two shall be a quorum for the making of any rate or assessment.

IX. And be it enacted, That in any Parish for which Commissioners may have been so chosen and confirmed, there shall always afterwards be held a meeting of the proprietors of Marsh on the first Tuesday in May in every year, at some convenient place in said Parish, for the purpose of choosing Commissioners to supply any vacancies which may have happened by the death, expiration of the period of service, or refusal of any Commissioner to qualify and accept the office; at which annual meeting, some or one of the Commissioners remaining in office shall preside and take the poll to supply such vacancies in all respects the same as is before provided for the Sheriff or his Deputy; which poll may in like manner be adjourned, and shall be finally closed on the second day at three o'clock, P. M., when the Commissioner or Commissioners taking such poll, shall proceed to count up the votes of proprietors given at such election for the Candidate or Candidates, allowing

the votes of any proprietor of Marsh in any District which may then be under the jurisdiction and authority of the Commissioners of Sewers of such Parish, although a majority of acres in such District may not have been voted for at such election, but striking out the votes for Marsh in any District not then under the jurisdiction and authority of such Commissioners of Sewers, when it shall appear that a majority of the estimated number of acres therein shall not at such annual meeting have been voted for; and such Commissioner or Commissioners taking such poll, shall in like manner as directed for the Sheriff, return and file the proceedings and Poll Book of such election in the Office of the Clerk of the Peace, to be laid before the next Court of Sessions of the Peace for examination and confirmation; which Court shall in like manner, as before directed, examine such proceedings and Poll Book, and if no substantial irregularity be made to appear, shall confirm the same, and proceed to ascertain from such return and Poll Book the name or names of the Commissioner or Commissioners elected, and fix the period of service as follows: If only one Commissioner be elected, his period of service shall expire on the day preceding the annual election to take place five years after the time he was elected; and if two be elected, the period of the service of the Commissioner having the lowest number of votes shall be four years from the like time to expire on the like day; and so on, if more be chosen; and in case of any two or more Commissioners having an equal number of votes, the Court shall determine by lot in like manner as before directed by the seventh Section of this Act, which Commissioner shall be deemed, for the purpose of determining such period of service, to have the greater number of votes, which determination and confirmation shall be entered in the Minutes of said Court, and notice of appointment given to the Commissioners in like manner as is provided in the case of the first election before the Sheriff or his Deputy; provided that the neglect of any Commissioner chosen and confirmed agreeably to this Act, to be sworn within the time prescribed, or the neglect or omission to hold any annual meeting for the choice of Commissioners to supply vacancies, shall not in anywise affect the powers or authority of the remaining Commissioners of Sewers, but the vacancies then or afterwards happening before the next annual meeting may be then supplied.

X. And be it enacted, That when the proprietors of a majority of acres, in any District, shall be desirous of withdrawing the same from the jurisdiction and control of the Commissioners of Sewers in the Parish in which the District is situated, and shall make application in writing to any Court of Session of the Peace for the County, the said Court may, by order, allow the same to take effect at such time, not exceeding six nor less than three months from the time of such order, as such Court may in such order direct; and after the time appointed for such order taking effect, the Commissioners shall cease to have any jurisdiction or control over such District, and the same shall be deemed withdrawn; provided that any rate made before the time for such order taking effect, may still be enforced and levied in all respects the same as if the said District had not been withdrawn; provided that such district may, at any time, be restored to the jurisdiction and control of such Commissioners of Sewers, either by the consent of the proprietors of a majority of acres therein given in writing, or by the proprietors of a majority of acres voting at any election of Commissioners of Sewers, as in other cases hereinbefore provided for.

XI. And be it enacted, That when and so soon as the Commissioners, or any two of them so chosen before the Sheriff, and confirmed by such Court, shall have taken the oath of office, any former existing Commission for the appointment of Commissioners of Sewers in and for the Parish, shall be deemed to be cancelled and void, and all the powers and duties of any such previous Commissioners shall cease and determine; provided that any matter or thing by them before done under such cancelled Commission, agreeably to the directions of the first recited Act, shall be held valid, and all rates imposed may be enforced by the elected Commissioners; and provided also, that nothing in this Act contained, shall affect or be construed in any wise to affect the appointment of Commissioners of Sewers under the Act passed in the third year of the Reign of Her present Majesty, intituled "An Act in addition to the Acts now in force relating to Commissioners of Sewers."

XII. And be it enacted, That every person allowed by Law to make an affirmation instead of taking an oath, shall be allowed to affirm in every case where by the provisions of this Act an oath is required to be taken; and if any person taking any oath or making affirmation as required by this Act, shall wilfully swear or affirm falsely, such person shall be deemed guilty of wilful and corrupt perjury, and shall be liable to all the pains and penalties by Law provided for that offence.

XIII. And be it enacted, That for holding such first election of Commissioners of Sewers for any Parish, the Sheriff shall be entitled to demand and receive the sum of — pounds; and the Clerk of the Court of Sessions for the services required of him by this Act, shall be entitled to such reasonable fees as are provided in other cases for services of like extent; all which shall be paid by the Commissioners of Sewers for such Parish, and may be by them rated and imposed on the Marsh under their jurisdiction and control, in like manner as the charges allowed for their own services are imposed.

XIV. And be it enacted, That throughout this Act, in the construction thereof, except there be something in the subject or