

unexpired term. If a vacancy occurs in the board of aldermen before the last six months of the term of office, the remaining members of the board of aldermen shall fill the same for the unexpired term. If a vacancy occurs in the office of city clerk or city treasurer, the aldermen shall fill the same until the first Monday in January following the next regular municipal election, and if there would be a vacancy on said first Monday, it shall be filled at such regular municipal election for the unexpired term.

SECTION 6. So much of chapter four hundred and thirty-eight of the acts of eighteen hundred and ninety-six, and acts in amendment thereof and in addition thereto, as is inconsistent with this act, is hereby repealed.

SECTION 7. This act shall be submitted for acceptance to the qualified voters of said city at the annual city election in the current year in the form of the following question, which shall be placed upon the official ballot to be used at said election: — "Shall an act passed by the general court in the current year, entitled, 'An Act providing for biennial municipal elections in the city of Holyoke', be accepted?" If a majority of the votes cast on said question are in the affirmative, this act shall thereupon take full effect; otherwise it shall be of no effect and the officers elected at said election shall respectively hold office for the terms now provided by law. *Approved April 5, 1935.*

*Chap. 142* AN ACT PROVIDING FOR THE FILLING OF VACANCIES IN THE BOARD OF ALDERMEN OF THE CITY OF MEDFORD BY THE MEMBERS OF SAID BOARD.

*Be it enacted, etc., as follows:*

SECTION 1. Chapter three hundred and forty-five of the acts of nineteen hundred and three is hereby amended by striking out section five and inserting in place thereof the following: — *Section 5.* If it shall appear that there is no choice of mayor, or if the person elected to that office shall refuse to accept or shall die before qualifying, or if a vacancy in the office shall occur more than four months previous to the expiration of the term of service of a mayor, the board of aldermen shall forthwith cause warrants, or orders, to be issued for a new election, and the same proceedings shall be had in all respects as are hereinbefore provided for the election of a mayor; and such proceedings shall be repeated until the election of a mayor is completed. In case a vacancy in the office of mayor shall occur within the four months previous to the expiration of his term of office, the board of aldermen may, in its discretion, order a new election to be held as aforesaid to fill the vacancy. Any vacancy in the board of aldermen shall be filled by election by said board by a majority vote of all its members. The person elected to fill such vacancy shall be a resident of the ward in which the vacancy occurs and shall have resided therein for not less than six months last preceding

such election. A person so elected shall, before entering upon the duties of the office, take oath before the city clerk faithfully to perform the same.

SECTION 2. This act shall be submitted for acceptance to the registered voters of the city of Medford at its city election in the current year in the form of the following question which shall be placed upon the official ballot to be used at said election: "Shall an act passed by the general court in the year nineteen hundred and thirty-five, entitled 'An Act providing for the filling of Vacancies in the Board of Aldermen of the City of Medford by the Members of said Board', be accepted?" If a majority of the voters voting thereon vote in the affirmative in answer to said question, this act shall thereupon take effect, but not otherwise.

*Approved April 5, 1935.*

AN ACT PROVIDING FOR AN ADDITIONAL COURT OFFICER FOR THE PROBATE COURT AND COURT OF INSOLVENCY OF THE COUNTY OF SUFFOLK AND RELATIVE TO THE APPOINTMENT OF COURT OFFICERS FOR SAID COURTS IN THE COUNTY OF MIDDLESEX.

*Chap. 143*

*Be it enacted, etc., as follows:*

SECTION 1. Chapter two hundred and seventeen of the General Laws is hereby amended by striking out section thirty, as appearing in the Tercentenary Edition, and inserting in place thereof the following: — *Section 30.* The judges of probate for the counties of Suffolk and Middlesex may appoint two officers to attend the sessions of the probate court and court of insolvency of their respective counties and the judge of probate for Plymouth county may appoint an officer to attend the sessions of the probate court and court of insolvency of said county. Such officers may be removed at the pleasure of the judges of probate for their respective counties, and the said judges may fill any vacancy caused by removal or otherwise. Each court officer appointed hereunder for Suffolk or Middlesex county shall give bond with sufficient sureties approved by a judge of his court for the faithful performance of his duties, in the sum of one thousand dollars, payable to the treasurer of Suffolk county or to Middlesex county, as the case may be. The court officer for Plymouth county shall, if required by the court, give a bond payable to said county for the faithful performance of his duties with sureties satisfactory to the court. Each officer appointed hereunder shall serve the orders, precepts and processes issued by the probate court for which he is appointed or by a judge thereof; and, except in Plymouth county, shall at the expense of his county be furnished with a uniform such as the court shall order, which he shall wear while in attendance on said courts.

G. L. (Ter. Ed.), 217, § 30, amended.

Additional court office for probate court in Suffolk county.

SECTION 2. This act shall take effect upon its passage.

*Approved April 8, 1935.*

Effective date.