

ensuing year, and to be subject to their order as a part of the current free school fund of that district.

Vacancy of trustee.

SEC. 10. *And be it further enacted,* That whensoever a board of trustees for any located school in Caroline county, has been or may hereafter be organized in conformity to the provisions of the fifth and sixth sections of the act of December session, eighteen hundred and thirty-one, chapter two hundred and forty-four, and any vacancy has occurred, and now exists, or any vacancy in any such board shall hereafter arise, by the death, resignation, refusal to act, or removal from the district, of any member of any such board, the remaining trustees of such board may and shall appoint a suitable person or persons, as the case may be, to fill such vacancy.

Twelve subscribed scholars, entitle, &c.

SEC. 11. *And be it further enacted,* That the number of regularly subscribed scholars, required by the sixth section of the act of December session, eighteen hundred and thirty-one, to entitle any located school to the benefit of the provisions of that act, shall consist of twelve such scholars, in lieu of fifteen as required by said section; and that if any of the schools located under that act, have not brought, or shall not bring themselves within the provisions of said act or of this supplement, so as to be entitled to a distributive share of the donation under said act, that then, until the certificate of the trustees, as required by said act, as amended by this section, shall have been made, the proportion allotted by said act, to the district in which such school is situate, shall be divided equally amongst the other located schools in said district, which have entitled themselves under said act, or this supplement; and that, if at any time hereafter, any school which has become, or may hereafter become, entitled to a distributive share of said donation by the giving of such certificate, shall, for the space of one year, be without the number of subscribed scholars required by this supplement, its right to any portion of said donation shall cease, and its proportion shall be equally distributed amongst the other located schools entitled to a share of the donation, until such school shall have again entitled itself to a share of the donation under the provisions of said act and this supplement.

Districts failing, &c.

Portion disposed.

Disposition of surplus, June, 1835.

SEC. 12. *And be it further enacted,* That at the next June session of the orphans court of Caroline county, if there is now or shall then be any surplus of the proportion of the said donation allotted to any of the districts of said county, remaining in the hands of said court, or of any of its judges, it shall be the duty of the said court to divide such surplus equally amongst the several located and entitled schools in such district, and to pay over their respective proportions immediately to the trustees of such schools, and that if at any time thereafter, from the small number of schools in any one district of said county,