

hundred, resignation or disqualification of any constable, it shall and may be lawful for the justices of the levy court of the county, in which such vacancy shall occur, or a majority of them at their next meeting, to appoint a proper person to supply such vacancy, in the same manner that they are now authorized to appoint constables at their meeting to lay the county assessments.

By 1824, ch. 140, they are to be appointed for each election district, instead of hundreds.

Bonds
when
magistrates
appoint.

SEC. 2. *And be it enacted*, That in all cases in which two magistrates shall hereafter in the recess of the levy court, appoint a constable in the place of a constable who shall have died, resigned, removed or refused to act as aforesaid, such magistrate shall cause notice thereof to be given to the clerk of the county court of the county, in which the appointment shall have been made, who shall thereupon be authorized to take the bond of the said constable, with such securities as the said clerk shall approve in the same manner, with the same penalty, and with the same condition as are now prescribed for constables bonds to be taken by the justices of the levy court; and the said constable so to be appointed, shall not be authorized to act until the said clerk shall endorse the said bond to be approved by him.

By 1835, ch. 201, sec. 16, these bonds are to be in the penalty of \$2,000.

To serve
till meeting
of levy
court.

SEC. 3. *And be it enacted*, That the said constable so to be appointed and qualified, shall be authorized to do and perform all the duties of a constable, until the levy court of the said county, shall at their next special or adjourned meeting, appoint some other person as constable for said hundred.

CHAPTER 49.

A SUPPLEMENT to an ACT, entitled, an Act to provide for the removal of Lunatic Paupers from the several counties of this State, to the Maryland Hospital, passed at December Session, eighteen hundred and seventeen.*

* Ch. 78.

Lunatics
entitled to
property,
not paupers.

Be it enacted, by the General Assembly of Maryland, That no person shall in future, be construed to be a lunatic pauper, and entitled to the benefit of the act to which this is a supplement, while he or she may possess in their own right, any property, real or personal, or be entitled to the use of any property, by virtue of last will and testament, or deed of trust for his or her use and benefit, nor shall the child of any person whose property is actually assessed to one thousand dollars, who may be afflicted with lunacy, and whose usual place of abode has been with their parent or parents, be entitled to the benefit of the act to which this is a supplement.