

conduct such suits or other proceedings as if the same had been originally commenced in his own name.

Sec. 2. *And be it enacted*, That this act shall take effect from the date of its passage. In force.

Approved March 2, 1870.

CHAPTER 74.

AN ACT to repeal Section eighteen of Article sixteen of the Code of Public General Laws, entitled "Chancery," sub-title "Auditor," and to re-enact the same so as to read as follows.

SECTION 1. *Be it enacted by the General Assembly of Maryland*. That Section eighteen of Article sixteen of the Code of Public General Laws, entitled "Chancery," sub-titled "Auditor," be, and the same is hereby repealed and re-enacted so as to read as follows. Repealed and re-enacted.

18. Every Judge of a Court of Equity may appoint, during his pleasure, a person of integrity, judgment and skill in accounts, to be auditor for the Court of which he is Judge, who shall, before he enters upon the duties of his appointment, take an oath, to be administered by the Judge making the appointment, well and faithfully to execute the duties of his office, without favor, affection, partiality or prejudice, and all accounts to be stated, audited, or settled by such Court, shall be referred for such purpose to the Auditor, who shall have power to administer oaths to all witnesses and persons proper to be examined upon such accounts, and shall audit, state and settle such accounts agreeably to the order of the Court, and shall return the same to the Court to be done with as the Court should think just, and that in all cases where the regular Auditor of any Circuit Court of this State, may be interested in any cause or connected therewith as counsel, or in case of sickness, or absence of such Auditor, or for other cause existing where it may not be proper, for such