

An. Code, 1924, sec. 41. 1912, sec. 24. 1904, sec. 23. 1888, sec. 20. 1872, ch. 377.
1916, ch. 506, sec. 24. 1929, ch. 226, sec. 41 (p. 721).

41. All the property, estate, effects, money, funds, claims and state donations heretofore vested by law in the public school authorities of any county, for the benefit of public, primary, free or high schools, are transferred to and vested in the county boards of education, and their successors in office. The county boards of education are authorized, empowered, directed and required to maintain a uniform and effective system of public schools throughout their respective counties. Real and personal estate granted, conveyed, devised or bequeathed for the use of any particular county or school district shall be held in trust by the county board of education for the benefit of such county or school district.

See secs. 232 and 233 and art. 81, sec. 7.
See notes to sec. 40.

An. Code, 1924, sec. 42. 1912, sec. 25. 1904, sec. 24. 1888, sec. 21. 1872, ch. 377.
1900, ch. 520. 1904, ch. 584. 1914, ch. 480. 1916, ch. 506, sec. 25.

42. The county superintendent of schools shall be the executive officer, the secretary and treasurer of the county board of education. He shall attend all meetings of the board and of its committees, except when his own tenure, salary, or the administration of his office are under consideration, and shall have the right to advise on any question under consideration, but shall have no right to vote.

It is requisite for effectual discharge of duties of county school commissioners, that except so far as restrained by law, each board should have power to select its own agents. *Duer v. Dashiell*, 91 Md. 667.

The court declined to interfere with a consolidation of schools—see notes to secs. 11 and 75. *School Commissioners v. Morris*, 123 Md. 400.

The legislature may authorize the county commissioners, they being a public corporation, to lease a building for school purposes. *Webster v. Cambridge Seminary*, 78 Md. 210.

The county school commissioners are proper parties to demand performance by county commissioners of their duty to levy taxes under sec. 93. *Worcester County v. School Commissioners*, 113 Md. 312.

Cited but not construed in *School Commissioners v. Goldsborough*, 90 Md. 203.

. An. Code, 1924, sec. 43. 1912, sec. 25A. 1916, ch. 506, sec. 25A.

43. The county board of education shall to the best of its ability cause the provisions of this Article, the by-laws, and the policies of the state board of education to be carried into effect. Subject to this Article, and to the by-laws, and the policies of the state board of education, the county board of education shall determine, with and on the advice of the county superintendent, the educational policies of the county and shall prescribe rules and regulations for the conduct and management of the schools.

An. Code, 1924, sec. 44. 1912, sec. 25B. 1916, ch. 506, sec. 25B.

44. The county board of education shall exercise, through its executive officers, the county superintendent, and his professional assistants, control and supervision over the public school system of the county. The board shall consult and advise, through its executive officer and his professional assistants, with the boards of district trustees, principals, teachers and interested citizens, and shall seek in every way to promote the interests of the schools under their jurisdiction.