

shall be capable to sue and be sued, and to have and use a common seal, and the same at their pleasure to alter or break, and to exercise all the powers and privileges hereby granted to or vested in them; all property, estate and effects, all money, all funds, all claims, all State donations now vested by law in any county or school district, any board of school commissioners, any board of county commissioners, any board of inspectors of primary schools, any trustee or trustees of primary schools, or any other body of persons whatsoever, for the use and benefit of public, primary, free or high schools in the several counties or any of them, are hereby vested in and transferred to the board of school commissioners of the county; and it shall be the imperative duty of all the parties aforesaid to convey, transfer and pay over all such property, estate and effects, all money, all funds, all claims, all State donations to the said boards of school commissioners, except such grant or devise of lands, donations and bequests of money, or other personal property designed as or now constituting such permanent school fund as the State Board of Education may take and hold in accordance with the provisions of sections six, one hundred and twenty-nine and one hundred and thirty of this article; if any of the parties aforesaid shall refuse to comply with the provisions of this section, the board of school commissioners shall immediately apply to the judge of the Circuit Court for the writ of mandamus to compel obedience thereto; *provided, nevertheless*, that the titles to all school houses and lots, and all personal effects now held by any board of school commissioners, any board of inspectors of primary schools, any board of county commissioners, any county or school district, shall pass to the board of school commissioners without any formal conveyance.

24. There shall be a president of each board of school commissioners, who shall be appointed from their number by the Board of Education. He shall have the general superintendence of all the schools of the county and of school houses and district libraries, and he shall perform such other duties as the Board of Education may from time to time direct; and the board so constituted shall assemble on the second Tuesday of July, eighteen hundred and sixty-five, for the purpose of organization; they