

CHAP. 73. built, to be, and forever remain the property of the Trustees and their successors, for said different sites or locations for the purpose of schools, and no other.

Vacancies. Sec. 2. *And be it further enacted*, That the Trustees, for the time being, are hereby authorized and required, when vacancies in any of the said locations shall happen in the county, (from any cause,) the remaining Trustees, or a majority of them, forthwith fill said vacancy.

Investment of balance. Sec. 3. *And be it enacted*, That the balance of the surplus remaining now in the hands of the Orphans' Court, arising from actual annual income, after the appropriation for houses belonging to the Upper District, be laid out by the Orphans' Court, in the purchase of some profitable stock, to stand and remain in the name of the Orphans' Court, and their successors, for the sole use and benefit of the children of said Upper School District; and that the interest annually arising therefrom, be applied as directed by the act to which this is a further additional supplement, and the balance, (if any,) be consolidated every two years, as directed by this section.

Other two districts Sec. 4. *And be it enacted*, That the Commissioners of the Middle and Lower School Districts, of said county, be authorized and required to appropriate any surplus fund now in the hands of the Orphans' Court, of said county, to their respective Districts, in the same manner and to the same purposes that the Commissioners of the Upper School District of said county are required by the first section of this act, to appropriate the surplus funds of said District.

CHAPTER 73.

Passed Feb. 10, 1833 *A supplement to an act to provide for the distribution of that part of the School Fund, which is appropriated to Baltimore county, passed at December session, eighteen hundred and twenty-eight, chapter one hundred and eighty-five.*

WHEREAS, it often happens that persons appointed under the original act, to which this is a supplement, as Trustees for the distribution of the School Fund, in Baltimore county, refuse or neglect to act as such, in which case no provision is made by law for substituting other persons competent and willing to act in their places—Therefore,

Section 1. *Be it enacted by the General Assembly of Maryland*, That it shall be the duty of the Commissioners

Case of non-acceptance of Trustees.