

only to the constitutional right of amendment and repeal, that it may sue and be sued, complain and defend in any Court of law or equity, and that it may make and use a common seal and alter the same at pleasure.

SEC. 3. *And be it enacted*, That the members of the said corporation shall at no time be more in number than seven, that the said I. M. Annan, J. N. Franklin, W. O. Shank, Lewis Bell, T. C. Hays, B. D. Martin, A. A. Martin shall be and remain members of the said corporation for the space of one year from the passage of this act and until their successors as hereinafter provided shall be chosen.

SEC. 4. *And be it enacted*, That the members of the corporation above named, shall as soon as practicable after the passage of this Act, hold a meeting for the acceptance of this Charter and for an election of officers as hereinafter provided, and shall appoint a day for an election of the members of this corporation as hereinafter provided, said election to be held not sooner than one year from the date of the passage of this Act, and shall thereafter provide for an annual election of said members on the same day in each year thereafter, and for giving notices of such elections, and a failure to elect shall not prevent a subsequent election.

SEC. 5. *And be it enacted*, That annually, after the expiration of one year from the date of the passage of this Act, on such day in each year as may be appointed under Section 4 of this Act, the adult members of the congregation of the Emmitsburg Presbyterian Church in Frederick County, Maryland, who attend said Church and contribute to the maintenance thereof, together with the adults who own one or more lots in said cemetery, and whose names appear on the books of the said corporation, as owners of said lots, at the date of said election, shall choose from the adult male members of the Emmitsburg Presbyterian Church, in full communion with said church, seven men who shall from and after their election become members of the said corporation and remain such for the space of one year and until their successors are chosen as herein provided; and as many of said adult members of said Church, and said adult owners of said lots, as shall attend at any meeting for the purpose of said elections, shall be competent to choose the members aforesaid.

SEC. 6. *And be it enacted*, That if at any time any of the members of the said corporation shall die, resign or be incapacitated from carrying on his duties as a member of the said corporation, the remaining members of said corporation shall