

more of the members thereof, or by the wilful neglect of any one or more of them refusing to attend two succeeding stated meetings of the board of trustees, the surviving or remaining trustees, or a majority of them, shall cause the said death, refusal, resignation or absence, to be noted on the journals, and with all convenient speed inform the justices of the orphans court of said county of the said vacancies, and the orphans court shall proceed to elect some other sensible and discreet person or persons to be trustee or trustees to supply the vacancy or vacancies occasioned by the respective causes aforesaid, and in such manner shall all vacancies be filled hereafter.

CHAP.
CXXXIV.

V. AND BE IT ENACTED, That the said trustees, or any three of them, shall, and they are hereby authorised and empowered, to appoint a fit and proper person as treasurer of the said community, and to allow him a reasonable compensation for his trouble as such; and the said treasurer, and every other treasurer hereafter to be appointed, shall, before he enters on the duties of his appointment, enter into bond to the said community in such sum as the said trustees shall approve of, with good and sufficient securities, conditioned as follows: "The condition of the above obligation is such, that if the above bound A. B. shall well and duly perform the duty of a treasurer to the M'Donough charity schools, and especially pay over and account to and with the trustees thereof for all and every sum or sums of money him received to and for the use of the said M'Donough charity schools, whenever thereunto lawfully required, then this obligation to be void, else to remain in full force and virtue in law."

Trustees may
appoint a treasurer, &c.

VI. AND BE IT ENACTED, That the said trustees, or any three of them, shall be and they are hereby directed and empowered to remove any treasurer or other person to be by them appointed in pursuance of this act, at their discretion, and others in their stead to appoint.

Who may be
removed, &c.

VII. AND BE IT ENACTED, That the said trustees, after making the sale as aforesaid, in the manner aforesaid, shall report the same to the judge of the orphans court of said county, who shall thereupon determine how many schools shall be established in the district of country herein after described, and where, and at what places.

Trustees to re-
port, &c.

VIII. AND BE IT ENACTED, That when the places are fixed and determined on by the said orphans court, the said trustees, or any three of them, shall prepare school-houses sufficiently large at the place or places so fixed on.

Prepare school-
houses, &c.

IX. AND BE IT ENACTED, That the said trustees, or any three of them, shall, from time to time, ascertain and fix the price of tuition in the said schools; provided, that the children of those who shall be deemed by them unable to pay, shall be received and taught without any charge whatsoever, and provided they reside within the district of country herein after mentioned, to wit: Beginning at the lower end of Cedar Point, along by Port-Tobacco church, up to the place where Charles Combs now lives, thence to the public fording place of Mattawoman, on the public road from Port-Tobacco to Piscataway, thence by Richard Barne's old mill, and thence to the lower end of Cedar Point.

Ascertain the
price of tuition,
&c.

X. AND BE IT ENACTED, That the said trustees, and their successors, by the name and style aforesaid, shall be capable in law to sue and be sued, plead and be impleaded, in any court or courts, before any judge, justice or justices, within this state and elsewhere, in all and all manner of suits, complaints, pleas, causes, matters and demands, of whatsoever kind, nature or form they be, and all and every other matter or thing to do therein, in as full and effectual manner as any other person or persons, bodies politic or corporate, within this state, or any other of the United States, in like cases may or can do or perform; and the said trustees, and their successors, or a majority of them, shall have full power and authority to have, make and use, one common seal, with such devices and inscriptions as they shall think proper, and therewith to pass and authenticate the certificates, acts and orders, of the said corporation, and the same seal at their pleasure to break, alter and renew.

Sue and be
sued, &c.

XI. AND BE IT ENACTED, That the said trustees, and their successors, or a majority of them, from time to time, and at all times hereafter, shall have full power and authority to constitute and appoint, in such manner as they shall think best and most convenient, professors, teachers and assistants, for instructing the students and scholars of the said M'Donough charity schools in the English language, and such sciences and branches of education as they shall think proper and suitable to be taught therein, and to make fundamental ordinances and regulations for the good government of the said schools, and the instruction of the youth as aforesaid, and by these ordinances to appoint such

Appoint pro-
fessors, &c.