

C H A P.
XL
Trustees ap-
pointed, &c.

III. AND BE IT ENACTED, That for the time being the several persons hereafter named be and are hereby appointed trustees of the poor within the said county, and are empowered, with full and sufficient authority, to discharge the several offices, duties and trusts reposed and required of them by this act; that is to say, Messieurs Thomas Smyth, Anthony Banning, Simon Wilmer, Isaac Perkins, Robert Buchanan, James Ringgold, Joseph Sturgis, Augustine Boyer and James Pearce; the which persons, or the major part of them, in case of the death or absence of any, are hereby required, with all convenient speed, to meet at such place within their county as to them shall seem meet, to qualify themselves for the office of trustees for the poor of their county, which they are to do by taking and subscribing the several oaths (or affirmations) appointed by law to be taken to the government, and also taking the following oath, viz. "I, A. B. do swear, or affirm, that I will duly and faithfully discharge the duties and trust committed to me as a trustee for the poor of Kent county, by an act of the general assembly, entitled, An act for the relief of the poor in Kent county, according to the best of my skill and knowledge; so help me God;" the which oaths are to be administered by any of the five persons last named for the county to the person first named, or in his absence to any one of the three persons first named that shall be there present, the which person being sworn as aforesaid, shall administer the oaths aforesaid to all the rest, and so successively, the person first named that shall be present shall always administer the said oaths to any that have been absent, or that shall hereafter be elected and chosen pursuant to the directions of this act to supply the place of any that shall be dead, or removed out of the county, or of any who shall refuse or neglect to qualify, and act as trustee, when elected and chosen pursuant to the direction of this act; and the aforesaid persons, or the majority of them, being sworn as aforesaid, shall be constituted and qualified as trustees for the poor of their said county, and as such are hereby invested with full power and authority, as a body politic, to plead and be impleaded, to sue and be sued, to defend and be defended, to answer and be answered, by the name of The Trustees for the Poor of Kent County, in all and every cause, complaint and action, real, personal or mixed, of whatever kind or nature it shall be, in any court of judicature within this state, and by that name they and any of them, and their successors, shall and they are hereby enabled to take, hold, possess and enjoy, any gift, donation or present, which shall or may hereafter be given, devised or bequeathed, by any person or persons whatsoever, to them, or any of them, for or towards the support and maintenance of the poor in the said county; and they, or any of them, may receive by way of subscription, any sum or sums of money which shall or may be given for the better and more speedy promoting the benefit and good by this act intended; and that they have full power, authority and ability, to purchase, take, hold, receive, enjoy and have, to them and their successors for ever, any lands, tenements and hereditaments, not exceeding the yearly value of five hundred pounds current money, and are hereby empowered and authorized to use one common seal in their business relating to the said corporation, and the same, if necessary, to change and alter; and that the said persons so incorporated, and their successors, shall be the true and undoubted trustees, in perpetual succession, for ever, to be continued in way and manner hereafter specified, with full and absolute power, liberty and authority, in the making and ordaining such laws, orders and rules, for the better relieving, regulating and setting the poor to work, and punishing vagrants, beggars, vagabonds and other offenders, and for the good government of the said alms and work-house in their said county, as to them and their successors shall, from time to time, think most fit and requisite, all which shall be observed by the overseer of such alms and work-house, and by all poor, beggars, vagrants, vagabonds and other offenders, in such alms and work-house, under the penalties therein contained; provided always, that the said rules, laws and orders, be no ways contrary to the laws of this state.

How vacancies
are to be filled.

IV. AND, to perpetuate the succession of the aforesaid number of nine trustees for the poor in said county, BE IT ENACTED, That as often as any one of the said trustees for the poor shall die, or remove himself out of the county, refuse to qualify himself, by taking and subscribing the oaths or affirmations aforesaid, or become incapable of acting, the trustees for the time being then surviving and remaining within the said county, or the major part of them, are hereby authorized and required to elect, nominate and choose, one of the inhabitants of said county in the place or room of such trustee, and so to fill up the full number of trustees for such alms and work-house, the which persons so elected and chosen, from time to time, are always to be qualified in the same manner as before by this act is directed.

Penalty on re-
fusal to serve,
&c.

V. AND BE IT ENACTED, That every person by this act appointed as a trustee for the poor, or that shall hereafter be nominated and appointed as such pursuant to the directions thereof, and who shall wilfully refuse or delay to take upon him the said office, shall forfeit and pay, for every such refusal or delay, the sum of ten pounds current money; provided, that no member of the general assembly, clergyman, attorney, or practising physician, be obliged to accept of the office of trustee aforesaid,