

C H A P.
XXIII.
He may direct
the application
of the money.

IV. AND BE IT ENACTED, That the chancellor shall have full power and authority to direct the application of money arising from such sale or sales, and the interest thereof, for the purposes aforesaid, and to direct from time to time in what funds the money arising from said sales shall be vested, and in all things to order in the premises as he may deem for the benefit and advantage of said lunatic.

To whom it
shall belong.

V. AND BE IT ENACTED, That the principal sum arising from the sale of the said real estate, or so much thereof as may remain unapplied to the use and maintenance of said lunatic, during the life-time of said lunatic, shall, on the death of the said lunatic, belong to such person or persons, his, her or their heirs, or legal representatives, as would have been entitled to the said real estate in case the same had not been sold.

C H A P. XXIV.

Passed 15th of
Jan. 1799.

An ACT for the establishment of vestries for each parish in this state.
Lib. JG. No. 3. fol. 48.

Preamble.

WHEREAS it is represented to this general assembly, that the act for the establishment of select vestries, and the supplements thereto, are inadequate to the exigencies of the protestant episcopal church in this state, for which the said acts were intended to provide;

How vestries
are to be chosen,
&c.

II. BE IT ENACTED, by the General Assembly of Maryland, That vestries shall be chosen for each parish within this state in the following manner: Every free white male citizen of this state above twenty-one years of age, resident of the parish where he offers to vote six months next preceding the day of election, who shall have been entered on the books of the said parish one month at least preceding the day of election as a member of the protestant episcopal church, and who shall also contribute to the charges of the said parish in which he offers to vote such sum as a majority of the vestry in each parish shall annually, within ten days after their election, in writing, make known and declare, not exceeding two dollars, shall have a right of suffrage in the election of vestrymen for such parish; and all persons so qualified shall, on the next ensuing Easter Monday, assemble in their respective parishes, at their parish church, or if there shall be two or more protestant episcopal churches in any parish, at the church first built therein, or if there be in any parish no such church, then at such other place as the rector of the parish, or if there be no rector, as any three or more vestrymen, may have publicly notified to the parishioners, and the said persons, so qualified to vote, when assembled, or such of them as may assemble in each parish, shall proceed, by a majority of votes, to elect, by ballot, eight vestrymen from among the persons qualified to vote, who, with the rector of the parish for the time being, shall be deemed and considered the vestry of the said parish for the ensuing year, and the rector of the parish shall always be one of the vestry.

Register to en-
rol persons, &c.

III. AND BE IT ENACTED, That the register of the parish shall, and it is hereby declared to be his duty, to enrol any person of the protestant episcopal church who shall apply for the purpose, on the books of the parish, under the penalty of eight dollars, and he shall be authorized to demand and receive the sum of six cents for each and every such enrolment.

How vacancies
are to be filled.

IV. AND, to perpetuate the vestry in each parish, BE IT ENACTED, That on refusal to serve, resignation, death, or removal from the parish with a view to reside elsewhere, or on legal discharge from serving, or any other disqualification of any person chosen a vestryman, the rector, (if any,) or if no rector, any two of the vestry, or of those persons who last possessed the powers of vestrymen, shall, with all convenient speed, appoint a general meeting of the parishioners entitled to suffrage as aforesaid, at the parish church or elsewhere, as herein before mentioned; and at such meeting, such of them as shall assemble shall proceed, by a majority of votes, to fill up such vacancy or vacancies from among the persons qualified to vote, as herein before provided; and on every Easter Monday for ever, after the first election as herein before directed, the parishioners entitled to suffrage shall assemble, as herein before prescribed, and they, or such of them as may assemble, shall, by a majority of votes, put out four of the eight vestrymen whom they please, and shall immediately thereafter elect, by ballot, four vestrymen from among the persons qualified to vote, including those whom they have voted out, all or any of whom they may re-elect; and such persons so chosen, with the remaining vestrymen and the rector, shall be the vestry for the ensuing year.

Vestrymen to
judge of electi-
ons, &c.

V. AND BE IT ENACTED, That the vestrymen of each parish, or a majority of those who shall attend, shall judge of the election of vestrymen, and of the qualification of voters, and of the qualification of the parishioners proposed to be elected as vestrymen.

VI. AND