

1807. NOVEMBER.

L A W S O F M A R Y L A N D.

C H A P.  
CXXXIII.  
E. Finley, &c.  
incorporated,  
&c.

II. BE IT ENACTED, *by the General Assembly of Maryland*, That Ebenezer Finley, president, Peter Little, first vice-president, William Krebs, second vice-president, Leonard Frailey, Owen Dorsey and Samuel Howard, and such other persons as now are or hereafter may become members of the said company, shall be, and they are hereby declared to be, one community, corporation and body politic, for ever hereafter, by the name and style of The New-Market Fire Company, and by that name they shall be and are hereby made able and capable in law to have, purchase, receive, possess, enjoy and retain, to them and their successors, lands, tenements, rents, annuities, or other hereditaments, and the same to grant, demise, alien or dispose of, in such manner as they may judge most conducive to the interest of the company; provided nevertheless, that the said corporation or body politic, shall not at any one time hold or possess property, real, personal or mixed, exceeding the sum of one thousand dollars *per annum*.

Company may  
sue, &c.

III. AND BE IT ENACTED, That the said company, and their successors, by the aforesaid name, shall for ever hereafter be able and capable in law to sue and be sued, plead and be impleaded, answer and be answered, defend and be defended, in all or any courts of justice whatsoever, and also to have, make and use, a common seal, and the same to break, alter and renew, at pleasure, and also to assemble and meet at such times and places as they may agree upon, and to ordain, establish and put in execution, such by-laws, ordinances and regulations, as to them shall seem conducive to the interest of the said company, and necessary to the good government and orderly management thereof, the same not being contrary to the laws of this state or of the United States, and generally to do and execute all such acts, matters and things, as to them shall or may appertain to do.

C H A P. CXXXIV.

Passed 20th of  
January, 1808.

An ACT to vest certain powers in the orphans court of Charles county, and for other purposes.

Preamble.

WHEREAS it is represented to this general assembly, that Morris I. M'Donough, late of Charles county, deceased, by his last will and testament devised certain property, real and personal, to Richard Barnes, Robert Fergusson and Benjamin Contee, in trust, for the purposes herein after mentioned, and requested that his executrix should petition the general assembly of Maryland to pass a law to authorize and empower the orphans court to assume the control over the said property, and superintend the application thereof: And whereas the executrix named in the said will is now dead: And whereas it is wise and humane that the object of the said Morris I. M'Donough should be carried into execution, but in as much as from the very organization of the orphans court they cannot exercise that immediate and attentive control over a school which is necessary for the government and the police thereof, and as it appears to this general assembly that the object of the said Morris I. M'Donough would be effectually insured by vesting the said funds in a body politic, expressly created therefor, and by authorising and empowering the said orphans court to exercise a superintending power over the said corporation; therefore,

Court may ap-  
point trustees,  
&c.

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the orphans court for Charles county be and they are hereby authorized and empowered, at their session next after the passage of this act, or at some future session, to nominate and appoint five sensible and discreet men, living in the said county, as trustees under this law, and to cause the said nomination and appointment to be certified, under their seals of office, and to be deposited in the clerk's office of said county, to be by him recorded.

Trustees incor-  
porated, &c.

III. AND BE IT ENACTED, That the said trustees, so by the said court nominated and appointed, and their successors, to be elected in the manner herein after prescribed, shall be and they are hereby established and declared to be, one community, corporation and body politic, with perpetual succession, in deed and in law, to all intents and purposes connected with the said institution, by the name of The Trustees of the M'Donough Charity School, by which name and title they, the said trustees, and their successors, shall be competent and capable in law and equity to take and hold for themselves, and their successors, for the use of the said schools, all the real and personal property which the Morris I. M'Donough devised or bequeathed to them the said Richard Barnes, Benjamin Contee and Robert Fergusson, and the same to grant, bargain, sell and convey, for the use of the said schools, in such manner and upon such terms as the orphans court for the time being shall direct, and to invest the monies arising from the same in such funds as the said orphans court shall direct.

How vacancies  
are to be filled.

IV. AND BE IT ENACTED, That at all times hereafter, when any vacancy or vacancies shall happen in the said community of the said trustees, by the death, resignation or refusal, of any one or