

1809.

NOVEMBER.

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

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CLII.

to dispose of, for the use of the said academy, in such manner as to them, or a majority of them, shall seem most beneficial to the institution, and to receive the rents, issues, profits, income and interest of the same, and to apply the emoluments thereof to the proper use and advancement of the said academy.

III. AND BE IT ENACTED, That at all times for ever hereafter when any vacancy or vacancies shall happen in the said community of trustees, by the death, resignation or refusal, of any one or more of the members thereof, or by the wilful neglect of any one or more of them to attend two succeeding stated meetings of the board of trustees, the surviving or remaining trustees, or a majority of them, shall, with all convenient speed, proceed to elect, by ballot, other sensible and discreet person or persons of the county to be the trustee or trustees to supply the vacancy or vacancies, to be supplied by the said trustees, and their successors, or a majority of them, so as to perpetuate the number of eight persons as trustees of the said academy for ever.

IV. 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, and before any judge, justices 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.

V. 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 academy in the vernacular and learned languages, and such sciences and branches of education as they shall think proper and suitable to be taught therein, and to make fundamental ordinances or regulations for the good government of the said academy, and the instruction of the youth as aforesaid, and by these ordinances to appoint such a number of their own body, not less than five, as they may think proper, to be a quorum or committee for transacting all general and necessary business of the said seminary, and making temporary rules for the management thereof; and also by the said ordinances to delegate to the professors and teachers such powers and authorities as they shall think expedient, for the standing government and discipline of the said seminary, and the execution of the regulations of the same; and also by the said ordinances to make such regulations for the direction, visitation and examination, of the said seminary, and the students and scholars therein, as shall best promote the important objects of the institution; provided always, that the said ordinances be not repugnant to the constitution and the laws of this state.

VI. AND BE IT ENACTED, That the said trustees, and their successors, or a majority of them, shall meet at least four times in every year, in stated quarterly meetings, to be appointed by their own ordinances, and at such other times as by their said ordinances, or by their own adjournments they may direct, and when so assembled, they shall have power from time to time to appoint a president, treasurer and secretary, to make contracts with the professors or teachers, relative to the instruction of the scholars to be placed under their care, and for the payment of their salaries, to examine the progress of the students and scholars in their learning, to hear and determine on all complaints and appeals, and upon all matters touching the discipline and government of the said academy, and wholesome execution of their ordinances, and generally to manage the estate and concerns of the said seminary, in like manner as is usually done for the advancement and advantage of similar institutions.

VII. AND BE IT ENACTED, That before any trustee herein before appointed, or hereafter to be elected, shall proceed to execute the trusts and authorities delegated by this act, he shall qualify himself before some magistrate, by taking an oath, or affirmation, as the case may be, that he will truly and faithfully execute and perform the duties of a trustee of the said academy, without partiality or prejudice, according to the best of his skill and judgment, and agreeably to the directions of this act, and a certificate of such qualification shall be delivered by the magistrate and be filed among their proceedings.