

CHAP. 193.

Court may decree a sale of such lands if it shall appear to be for benefit of such infants.

In case of appeals where proper parties have not been made, court of appeals may either reverse decree or award a new trial.

ing the suit, and authorising them to take and return such answer; and on return of the same, there may be the same proceedings as if the infant defendants had been regularly summoned, and had been heard by a guardian appointed by the court.

13. *And be it enacted*, That the said courts may decree a sale of such lands, if it shall appear to be for the benefit and advantage of such infants, and may order or not, in their discretion, a commission to take depositions in the case, as to them shall appear necessary, and upon such terms as they may judge right and proper.

14. *And be it enacted*, That when on appeal from any decree in the chancery court, or a county court as a court of equity, it shall appear that the proper parties have not been made, the court of appeals may, in their discretion, either reverse such decree without prejudice to another bill, or award a new trial on such terms as the court may deem equitable, specifying in the order for a writ of *procedendo*, the parties to be made, and the decree to be made thereon shall not be liable to reversal for the want of any other parties that may be alleged.

CHAPTER 194.

Passed Feb 13 1819

An act to alter and amend the Charter of the City of Annapolis.

Corporation to consist of a mayor, 5 aldermen, and 7 common councilmen—how and when to be elected.

Sec. 1. *Be it enacted by the General Assembly of Maryland*, That the corporation of the city of Annapolis shall consist of a mayor, recorder, five aldermen, and seven common councilmen, and that the inhabitants of the said city, qualified to vote for delegates to the general assembly of this state, shall on the first Monday in April one thousand eight hundred and nineteen, and on the first Monday in October one thousand eight hundred and nineteen, and on the first Monday in October in every third year for ever thereafter, elect, by ballot, by a majority of votes, a mayor, recorder and five aldermen, for the said city; and the aforesaid voters shall on the first Monday in April one thousand eight hundred and nineteen, and on the first Monday in October one thousand eight hundred and nineteen, and on the first Monday in October in every year for ever thereafter, elect, by ballot, by a majority of votes, seven common councilmen.

Mayor, &c to be judges of all elections, and appoint clerks.

2. *And be it enacted*, That the mayor, recorder and aldermen, or any three or more of them, shall be judges of all elections relating to said corporation, appoint the necessary clerks, designate the place in the said city for holding elections, and shall declare the result of said elections, and have the same recorded on the proceedings of the corporation, and shall keep open the said elections for as many days as the elections for delegates to the general assembly from the said city are now or may hereafter be directed to be kept open.

Judges and clerks to qualify as required by election laws of the state, &c.

3. *And be it enacted*, That the judges and clerks at all such elections, shall qualify in the same manner as judges and clerks of election in the several counties of this state are required to qualify by the general election laws of this state, and shall in the execution of their respective duties, and in the manner of conducting elections, conform in every respect with the provisions of said laws, and be subject for neglect or refusal to the same penalties as judges of election in the several counties now are.