

persons to whom payments have been made, the sums paid, and the character of the work done.

140. The penalties and forfeitures which may be incurred under the provisions of this article, in relation to the national road, except where otherwise provided, may be sued for and recovered in the name of "The Superintendent of that part of the United States' road within the limits of the State of Maryland," without naming him as an individual, or of any person prosecuting the same, before any justice of the peace for Allegany county, as other small debts, the one-half to the State and the other half to the informer.

141. If any superintendent shall die, resign, or refuse to act, or remove from Allegany county, the Governor shall fill the vacancy.

SCHOOLS.

142*. It shall be lawful for the Orphans' Court of Allegany county to appoint annually, on the first Tuesday in May, five Commissioners of Public Schools, who shall collectively be entitled the Board of Commissioners of Public Schools of Allegany County.

143*. The Orphans' Court of said county shall give notice to said parties so appointed of their appointment, and each of the school commissioners so appointed shall hold his office for the term of one year, and until his successor shall be duly appointed and qualified in manner aforesaid, and in case any vacancy shall occur in the said Board of Commissioners, by death, resignation or otherwise, the same shall be filled by the Orphans' Court at their next succeeding meeting after such vacancy shall have occurred, or as soon thereafter as practicable; and each of said Commissioners of Public Schools, before he shall proceed to act as such, shall take the oath of office prescribed by the Constitution of this State to be administered by the Register of Wills of said county.

144*. The Board of Commissioners of Public Schools of Allegany County, and their successors, are incorporated and constituted a body politic and corporate by the name and style of the Board of Commissioners of Public Schools of Allegany County, and by that name shall have perpetual succession, and shall be capable in law to sue and be sued, to plead and be im-