

S H A P.
XXV.

comply with the said provisions, to be recovered by indictment before the justices of the respective county courts, collected as other fines are, and applied to the use of the said counties respectively; provided always, that nothing in this act contained shall in any manner be construed to authorise the registers of wills in the aforesaid counties to transact any part of the business of their respective offices by deputies, which is now prohibited by the existing laws of this state.

C H A P. XXVI.

Passed De-
cember 26.

An ACT for the incorporation of Cokesbury college, at Abingdon, in Harford county.

Preamble.

WHEREAS institutions for the liberal education of youth in the principles of virtue, knowledge and useful literature, are of great importance to society, in order to raise up and perpetuate a succession of able and honest men for discharging the various offices and duties of the community, as well civil as religious, with usefulness and reputation; and such institutions have accordingly merited and received the attention and encouragement of the best regulated states: And whereas former legislatures of this state have, by sundry laws, given considerable encouragement to seminaries of learning within the same; and this general assembly, taking into consideration the petition of William Wilkins, Edward White, Henry Ennalls, John Carnan, James Anderson, Philip Rogers, Samuel Owings, Isaac Burneston, James M'Cannen, Emanuel Kent, John Chalmers, Henry Willis, Nelson Reed, Richard Whatcoate and Joseph Everett, the present trustees of Cokesbury college, in Abingdon, praying that they may be incorporated for the purposes in the said petition mentioned, are willing to afford all necessary legislative aid for the promotion and encouragement of useful learning; therefore,

Trustees in-
corporated,
&c.

II. *Be it enacted, by the General Assembly of Maryland,* That the said William Wilkins, Edward White, Henry Ennalls, John Carnan, James Anderson, Philip Rogers, Samuel Owings, Isaac Burneston, James M'Cannen, Emanuel Kent, John Chalmers, Henry Willis, Nelson Reed, Richard Whatcoate and Joseph Everett, the present trustees and governors of Cokesbury college, at Abingdon, situate in Harford county in this state, be, and they are hereby declared to be, one community, corporation and body politic, to have continuance for ever, by the name of The Trustees and Governors of Cokesbury College in the State of Maryland, and by the same name shall have perpetual succession; and in case of the death or resignation of any of the trustees or governors, then and in such case the remaining trustees and governors shall, at their next annual meeting, proceed to vote by ballot, and elect and appoint another trustee or trustees in the place of those whose seats may have been vacated as aforesaid, in order to keep up the number of fifteen trustees for ever; provided always, that when two thirds of the trustees for the time being shall not agree with respect to the election and appointment of a trustee or trustees in the place of those whose seat or seats may have been vacated as aforesaid, then and in such case the president of said college for the time being, who is hereby declared to be, and for ever hereafter shall continue to be, the president of the said board of trustees and governors, shall have a voice in the election and appointment of a trustee or trustees, as the case may be, in which case a majority of voices shall be final and decisive.

President to
be chosen,
&c.

III. *And be it enacted,* That the said president shall be chosen by the said trustees and governors according to the ordinance to be made for that purpose, which said choice of president shall not be restricted to any religious denomination or sect; provided always, that the concurrence of two thirds of all the said trustees and governors shall be necessary to elect the said president.

How a vacan-
cy is to be
filled.

IV. *And be it enacted,* That in case of the death, or refusal to act, of the said president, the said trustees and governors shall, at their next meeting thereafter, proceed, in the manner as herein prescribed and directed, to choose another president, and in case of the absence of the said president from any meeting herein directed of the said trustees and governors, the attending trustees and governors, provided they be a quorum, shall proceed to elect a president *pro tempore*.

V. *And*