

CHAPTER CLVII.

AN ACT

To authorise John Wormley and Abraham Neidig to build a bridge over the Conedogwinit creek.

SECT. 1. *BE it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted by the authority of the same, That it shall and may be lawful for John Wormley and Abraham Neidig, to erect, build, support and maintain a good and substantial bridge over and across the Conedogwinit creek, at the mouth thereof: Provided, That the bridge so built shall in no way injure or impede the navigation of the said creek, and that no toll shall be demanded or taken from any person or persons passing or repassing the same: And provided, That nothing in this act shall extend to authorise the said John Wormley and Abraham Neidig, to erect or build a bridge on any private property, without the consent of the owner or owners thereof.*

REES HILL, *Speaker of the
House of Representatives.*

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twenty-fourth day of March, one thousand eight hundred and seventeen.

SIMON SNYDER.

CHAPTER CLVIII.

AN ACT

Establishing Allegheny College, in the township of Mead and county of Crawford.

SECT. 1. *BE it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That there be erected and is hereby established, in the township of Mead, in the county of Crawford, a College for the education of youth in the learned, ancient and modern languages, in the liberal arts and sciences, and in all useful literature, the name, style and title of which said college, by*

Allegheny
college es-
tablished.

which it shall be known, shall and hereby is declared to be "Allegheny College."

SECT. 2. *And be it further enacted by the authority aforesaid,* That the said college shall be under the management, direction and government of a number of trustees, not exceeding fifty, or a quorum or board thereof as hereinafter mentioned. Trustees not to exceed fifty.

SECT. 3. *And be it further enacted by the authority aforesaid,* That the Governors, the Chief Justice and the Attorney General of this Commonwealth, for the time being, shall be trustees ex-officio. Governor, &c. trustees ex-officio.

SECT. 4. *And be it further enacted by the authority aforesaid,* That the other first trustees of Allegheny College shall consist of the following persons, that is to say: Of the county of Crawford, Roger Alden, William Macarthur, Jesse Moore, John Brooks, William Clark, Henry Hurst, Samuel Lord, Samuel Torbett, Ralph Marlin, Patrick Farrelly, Thomas Atkinson, John Reynolds, Daniel Bemus, William Foster, Daniel Perkins, Rev'd. Amos Chase, Rev'd. Timothy Alden, Rev'd. Robert Johnston; of the county of Erie, Judah Colt, Rufus S. Reed, John C. Wallace, John Vincent, James Weston, Rev'd. Johnson Eaton, Rev'd. Robert Reed; of the county of Venango, David Irvine, William Connelly, Samuel Hays; of the county of Mercer, Alexander Brown, Jacob Herrington, Nathan Patterson; of the county of Butler, Walter Lowry, Rev'd. John McPherrin; of the county of Beaver, Robert Moore; of the county of Allegheny, James Ross, Henry Baldwin, Revd. Joseph Stockton; of the county of Westmoreland, Alexander W. Foster; of the county of Dauphin, Rev'd. George Lochman; of the city of Philadelphia, Callender Irvine, John B. Wallace, Rev'd J. J. Janeway, D. D.; of the state of New Jersey, William Griffith; of the state of Massachusetts, James Winthrop, Rev'd. Joseph McKean, L. L. D.; and of the state of Ohio, Simon Perkins, Rev'd. Joseph Badger; which said trustees, and their successors in office, shall, and they are hereby established and declared to be one body politic and corporate, with perpetual succession, in deed and in law, to all intents and purposes whatsoever, by the name, style and title of "The President and Trustees of Allegheny College;" by which name and title they and their successors shall be competent and capable at law and in equity, to take to and for the use of said college, any estate in any messuages, lands, tenements and hereditaments, goods, chattels, money or other effects, by gift, grant, bargain, sale, assurance, devise or bequest of any body corporate or politic, or of any person or persons whatsoever: *Provided* the same do not exceed in the whole the yearly value of fifteen thousand dollars; and the same messuages, lands, tenements, hereditaments, estate, real or personal, goods, chattels, money or other effects, to grant, bargain, sell, convey, assure, demise, to farm, let and place out on interest, or otherwise dispose of for the use of said college, in such manner as to them, or at least nine of them, the pre- Names of the first trustees.

Style of corporation.

Corporate powers and privileges.

sident being one, shall seem most beneficial to the institution, and to receive the rents, issues, profits, income and interest of the same, and to apply the same to the proper use, benefit and support of the said college; and by the same name of "The President and Trustees of Alleghany College" to sue and be sued, plead and be impleaded, commence, prosecute and defend in any court or courts of law or equity, and in all manner of suits and actions whatsoever, and generally by and in the same name to do and transact all and every the business touching or concerning the premises, or which shall be incidentally necessary thereto, as fully, amply and effectually as any person or persons, body corporate or politic within this Commonwealth, have the right and power to manage their own concerns, and to hold, enjoy and exercise all such powers, authorities, jurisdictions and privileges as are customary at other colleges and corporations within the United States.

Common seal.

SECT. 5. *And be it further enacted by the authority aforesaid,* That the president and trustees shall cause to be made for the institution and their use one common seal, with such devices and inscriptions thereon as they shall think proper, under and by which all deeds, diplomas, certificates and acts of the said corporation shall pass and be authenticated, and the same seal at their pleasure to break, and devise a new one.

Meeting of trustees to elect president, &c.

SECT. 6. *And be it further enacted by the authority aforesaid,* That the said trustees, or nine of them at least, shall meet at Meadville on the last Monday in May, in the year one thousand eight hundred and seventeen, for the purpose of choosing a president and secretary, the president to be one of their body, and to do such other business as may be necessary to do at the commencement of the institution, and have power to adjourn from time to time, and from place to place at their option: *Provided* such meeting be held in the township of Mead.

Of annual meetings.

SECT. 7. *And be it further enacted by the authority aforesaid,* That there shall be a meeting of the said president and trustees held on the first Mondays of April and October annually, in the township of Mead, of which public notice shall be given in one or more newspapers, one of which shall be printed at Meadville, at least three weeks previous to the meeting; and any five of said trustees may have power at any other time to call a meeting of said trustees, they expressing their opinion to the president of the board in writing, stating they deem such meeting necessary for the benefit of the institution, who is hereby authorised to call the same, giving notice as aforesaid.

Of a quorum.

SECT. 8. *And be it further enacted by the authority aforesaid,* That nine of the said trustees shall constitute a quorum to transact all and every kind of business relative to the said institution, with power to adjourn from time to time: *Provided, however,* That any less number have power to adjourn, giving notice of the time and place of meeting; and provided

that the said place of meeting shall be within the town of Meadville or township of Mead.

SECT. 9. *And be it further enacted by the authority aforesaid,* That a president and secretary shall be elected annually, at the meeting of the trustees to be held on the first Monday in April; but in case of death, resignation or inability to serve or attend at any general or special meeting, a quorum may elect both or either pro-tempore; and in case of the death or resignation of any of the said trustees, a successor shall be elected at the meetings of the trustees to be held on the first Mondays of April and October, provided a quorum shall be present. Annual election of president and secretary.
Mode of filling vacancies

SECT. 10. *And be it further enacted by the authority aforesaid,* That the said president and trustees, a quorum being present, shall, at any general, stated or special meeting, notice having been given as aforesaid, have power to elect and appoint the teachers and officers of said college, of every description, which they may think and deem necessary to appoint, and fix and agree with them what shall be the amount of their salaries and wages, to remove them for misconduct, immorality or breach of the laws and rules of the institution, to appoint committees of their own body to carry into execution all, any or every resolution, law or rule of the board, and have power to do, transact and perform all business of every description and kind necessary to be done for the benefit, management and interest of the said institution: *Provided, however,* That nothing shall be done repugnant to or inconsistent with the laws or constitution of this state or of the United States. Trustees to appoint teachers, &c. fix their salaries, and power to remove.
Proviso.

SECT. 11. *And be it further enacted by the authority aforesaid,* That the principal teacher of said college shall be called and styled the president of the faculty of the college, and the other teachers thereof shall be called and styled the vice-president, professors and tutors; and the said principal teacher may be also elected president of the trustees of said college, provided, however, he shall be one of the trustees of the institution. Style of the officers.

SECT. 12. *And be it further enacted by the authority aforesaid,* That the president, vice-president, professors and tutors of the said college shall be called and styled the "Faculty of the College;" which faculty, or a majority of them, shall have power and authority to enforce the rules and regulations made and adopted by the president and trustees for the government and instruction of the pupils, by rewarding the meritorious, or censuring, admonishing and suspending the disorderly and disobedient, and shall also have the power and authority, by and with the approbation and consent of a quorum of the trustees, the president being one, to grant, give and confer on the pupils of the said institution, such rewards, diplomas and degrees in the different liberal arts and sciences. Style of the president, professors, &c. Their powers.
Grant diplomas, &c.

ces as they shall think them entitled to, and to confer honorary degrees, according to the general usages and customs of other colleges and universities, which rewards, diplomas and degrees shall be authenticated by the signatures of the members of the faculty and at least nine of the trustees, and the common seal of the institution.

Power of expulsion.

SECT. 13. *And be it further enacted by the authority aforesaid,* That the president and trustees of the said college, or a quorum, in conjunction with the faculty, shall have the power of expelling and turning out of the college, any pupil of said institution, for disorderly or improper conduct; but no one shall be refused admission as a pupil on account of his religious persuasion, he being of good repute.

How vacancies to be filled.

No preference to any religious denomination.

Proviso.

SECT. 14. *And be it further enacted by the authority aforesaid,* That when it shall happen that any of the reverend clergymen by this act appointed trustees of this college shall die or resign, his place shall be supplied by the election of another clergyman as herein before provided for, and so in succession, that the same number of that profession may be continually trustees, but no particular religious denomination of christians shall have any preference: *Provided, however,* the place of a layman shall not be supplied by a clergyman.

Institution not to be affected by a misnomer.

SECT. 15. *And be it further enacted by the authority aforesaid,* That a misnomer of the said institution or corporation shall not defeat, annul or destroy any gift, grant, devise or bequest to the same, provided the intent of the parties shall sufficiently appear; nor shall any dis-user or non-user of the rights, liberties, authorities and jurisdictions hereby granted to the said corporation, create a forfeiture of them or any of them.

President, trustees, &c. to be sworn or affirmed.

SECT. 16. *And be it further enacted by the authority aforesaid,* That the president, each of the trustees, and each member of the faculty of said college, previously to entering on the duties of their respective offices, shall severally take an oath or affirmation, before some judge or justice of the peace, to discharge the duties imposed on and entrusted to them with fidelity.

Legislature reserve the right of removing president, &c. for abuse of privileges.

SECT. 17. *And be it further enacted by the authority aforesaid,* That in case of abuse of the privileges hereby given, or of the charter of the institution, or of the corporation hereby created by the president and trustees of Allegheny college, or any of them, this Legislature reserve the right of removing the said president and trustees, their successors, or any of them, on due proof made of such abuse of their power, and appointing another president and other trustee or trustees in their place and stead, as the nature of the case may require.

SECT. 18. *And be it further enacted by the authority aforesaid,* That the sum of two thousand dollars be, and the same is hereby appropriated to endow the said college and incorpora-

tion, to be paid in three equal annual instalments, to the order of the president of the trustees of said corporation, in favor of the treasurer of the same, the first of which payments to be made at any time on or after the first day of June next. \$2000 appropriated for the use of the institution.

REES HILL, *Speaker of the House of Representatives.*

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twenty-fourth day of March, one thousand eight hundred and seventeen.

SIMON SNYDER.

CHAPTER CLIX.

AN ACT

To authorise the Governor to incorporate a company to make a lock navigation on the river Monongahela.

SECT 1. *BE it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George Sutton, Anthony Beelen and Thomas Baird, of the city of Pittsburg, John Wilson and John Robinson, of Elizabethtown, William Laughhead and James Evans, of M'Keesport, in the county of Allegheny, Charles Bollman, Joel Butler and James P. Stewart, of the town of Williamsport, Henry P. Pearson and Joseph Alexander, of Fredericktown, in the county of Washington, Andrew Linn, esquire, and Hugh Ford, of Freeport, James Tomlinson, Elisha Hunt, George Dawson, William Hoge, Jacob Bowman, Basil Bra-shear, Joseph Thornton and Israel Miller, of the borough of Brownsville, James W. Nicholson, Thomas Williams, esquire, of New Geneva, in Fayette county, and George Reppart and Alexander Vance, of Greensburg, in Greene county, or any two of them be, and they are hereby appointed commissioners to do and perform the several things hereinafter mentioned, that is to say, They shall, on or before the first Monday in September next, procure a sufficient number of books, one or more of which shall be opened at convenient places in the city of Pittsburg, at Elizabethtown and M'Keesport, in Allegheny county, at Williamsport and Fredericktown, in the county of Washington, at Brownsville, Geneva and Freeport, in the Commission-
ers named.

Books to be
opened, and
where.