

## CHAPTER XIX.

*AN ACT*

To incorporate the proprietors of the Philadelphia Museum.

WHEREAS the museum founded by Charles Wilson Peale, is an institution not only honorable to the city of Philadelphia, but to the state of Pennsylvania, as a repository of much useful knowledge, and it is important that so large and valuable a collection should be placed beyond the chance of division, and that its improvements should be encouraged and secured by consolidating its interests. And whereas it has been represented to the legislature that the said Charles Wilson Peale has conveyed the said museum, and all right, title and interest therein to Raphael Peale, Rembrandt Peale, Reubens Peale, Linneas Peale Franklin Peale and Titian Peale, who have nominated and appointed the persons hereinafter named, trustees for the use of the holders and owners of shares into which the property or ownership of the said museum has been or may be divided, for the purpose at the same time of preserving and perpetuating the same for the public benefit, and of securing a moderate compensation for the expense and labour attending its preparation and exhibition, and the said Charles Wilson Peale, as well as the said trustees and shareholders, are desirous of obtaining a charter of incorporation to effect the purpose aforesaid:

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 Pierce Butler, Raphael Peale, Rembrandt Peale, Coleman Sellers and Reubens Peale, and their successors, to be elected as hereinafter is mentioned, shall be, and they are hereby declared to be a body politic and corporate, in deed and in law, by the name, style and title of "The Philadelphia Museum Company," and by the same name shall have perpetual succession, and shall be able to sue and be sued, plead and be impleaded, in all courts of record and elsewhere, and shall be competent and capable in law and equity to take, and to hold to them and their successors for the use of the said museum, land, tenements, hereditaments, goods and chattels of whatsoever kind, nature or quality, real, personal or mixed, by gift, grant, bargain, sale, conveyance, assurance, will, devise or bequest, from any person or persons whomsoever capable or making the same, and the same from time to time to grant, bargain, sell, demise, alien or dispose of for the use of the said museum, and to rent, purchase or erect such building or place of exhibition as may be necessary, and generally to do all and singular the matters and things which shall be lawful for them to do for the well being of the said museum, and the due management and ordering the af-

Corporation.

Style of the company.

Their powers.

fairs thereof: *Provided*, That the stockholders composing the corporation shall be liable in their individual capacities for the debts of the incorporation in case the company become insolvent. Proviso.

SECT. 2. *And be it further enacted by the authority aforesaid*, That the capital stock or common property of the said corporation shall be divided into, and consist of five hundred shares, of the value of two hundred dollars each, which shall be transferable only in person or by attorney in writing upon the books of the said corporation, and in the presence of the manager thereof. Capital stock to be divided into shares.

SECT. 3. *And be it further enacted by the authority aforesaid*, That a general stated meeting of the share holders shall be held at the museum on the first Monday of January in every year, at such hour as shall be designated by the trustees, of which ten days notice shall be given in at least two daily gazettes published in the city of Philadelphia, where and when an election for five trustees shall be held to serve for one year: *Provided*, That the first election shall take place on the first Monday in the month of March, one thousand eight hundred and twenty-one, until which time the trustees aforesaid shall continue to perform the duties and exercise the privileges aforesaid; each share shall be entitled to one vote; and it is hereby provided, that if by any accident no election should take place on the stated day, the trustees elected the preceding year shall continue in office until the next ensuing time of election as aforesaid, and so whenever an election shall be omitted at the regular time; and in case of vacancy at any time, it shall be competent for the remaining trustees to supply the same with like effect, as if the person so nominated by them had been duly elected by the share holders at the stated time. Stated meeting of share holders to be held annually

SECT. 4. *And be it further enacted by the authority aforesaid*, That the trustees from time to time shall have power to make by-laws, rules and regulations for the good government of the said museum, as circumstances may require: *Provided always*, That the said by-laws, rules and regulations shall not be inconsistent with the constitution and laws of the United States or of the state of Pennsylvania, or with the provisions of this act. Proviso.

SECT. 5. *And be it further enacted by the authority aforesaid*, That no misnomer of the said corporation shall defeat or annul any gift, grant, devise or bequest to the said museum. Power vested in trustees to make by-laws.

SECT. 6. *And be it further enacted by the authority aforesaid*, That the said trustees shall on the first Monday in January of every year, or within ten days thereafter, appoint a manager of the said museum, who shall have charge of the property, receive and arrange all additions, keep a regular account of the income and expenses, and shall receive such per cent on the neat amount paid by the visitors as a compensation for his services, as the trustees shall from time to time authorize. Proviso.

*And be it further enacted by the authority aforesaid*, That the said manager shall be appointed annually. A manager to be appointed annually.

Vacancy how supplied. and direct, and in case of his death, resignation or removal by the trustees, his place shall be supplied by them with all convenient dispatch.

Museum not to be removed from the city of Philadelphia. **SECT. 7.** *And be it further enacted by the authority aforesaid,* That it shall not be lawful for the trustees or holders of the capital stock of the said corporation, at any time hereafter, to remove or cause to be removed the said museum or any part thereof, from the city of Philadelphia, under the penalty of forfeiting to the corporation of the said city double the value of the articles so removed, to be recovered from any one or more of the trustees or share holders, who shall have consented to and authorised such removal.

When special meetings may be called. **SECT. 8.** *And be it further enacted by the authority aforesaid,* That the trustees aforesaid shall call special meetings of the share holders whenever a majority of them may deem it expedient, or whenever requested in writing so to do by any number of share holders, who shall together be proprietors of at least fifty shares, and the notice of such meetings shall be the same as that which is prescribed for the annual meetings.

JOHN GILMORE, *Speaker*  
of the House of Representatives.

WILLIAM MARKS, Junior,  
*Speaker of the Senate.*

APPROVED—February the first, one thousand eight hundred and twenty-one.

JOSEPH HIESTER.

## CHAPTER XX.

### *A SUPPLEMENT*

To the several acts of this commonwealth concerning partitions.

**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 in all cases where a writ of partition hath been or may be issued by any of the courts of this commonwealth having jurisdiction thereof, at the suit of one joint tenant, co-partner or tenant in common, against two or more defendants, and service or notice thereof is made or given in conformity with law, the court from which the said writ hath is-