

CHAPTER XXVI.

An ACT establishing an Academy in the town of Butler, in Butler county, and granting a sum of money thereto.

SECT. I. *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 shall be and hereby is established in the town of Butler, in Butler county, an academy or public school for the education of youth in the English and other languages, in the useful arts, sciences and literature, by the name, style and title of the "Butler Academy," under the care, direction and government of six trustees, viz. Jacob Mechling, Samuel Williamson, John McQuestion, John Gilmore, Walter Lowrie, and Robert Graham, junior, which said trustees and their successors, to be elected as herein mentioned, shall be and hereby are declared to be one body politic and corporate, in deed and in law, by the name, style and title of the "Trustees of the Butler Academy," 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 said academy, lands, 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 of making the same, and the same from time to time to grant, bargain, sell, demise, alien or dispose of for the use of said academy, and to erect such buildings 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 academy, and the due management and ordering the affairs thereof; *Provided always,* That the yearly value or income of the estates or money shall not exceed four thousand dollars.

Academy erected in Butler county.

Style of the institution.

Six trustees to be appointed. Their names.

Powers, privileges, &c.

Proviso.

SECT. II. *And be it further enacted by the authority aforesaid* That the number of trustees shall be six as aforesaid, and shall be so changed as that none of them shall continue in office for a longer time than three years without being re-elected by the people of the said county, and for that purpose it shall be the duty of the said trustees at their first meeting, when not less than four of them shall be present, which members shall be a board or quorum to do business; and they are hereby authorized and required to cast lots for ascertaining the members to be changed each year until the whole number shall be changed; and in order annually to supply the vacancy as the same may take place, the citizens of the county of Butler on the second Tuesday of October, one thousand eight hundred and twelve,

Trustees to be six; term of office.

Four to constitute a quorum.

Rotation in the office of trustees.

Two trustees to be elected annually.

and annually thereafter, at the same places and in the same manner and under the same laws, rules and regulations as members of the state legislature shall be chosen, shall elect two trustees to supply the place of the trustees going out of office; *Provided always*, That in case the places of any of the trustees shall become vacant by death or resignation, or otherwise, the remaining trustees shall appoint a person or persons to fill such vacancy or vacancies until the next general election when the class in which vacancy or vacancies may happen, are to be chosen.

Proviso for filling vacancies.

Time of the first meeting of the trustees and where.

SECT. III. *And be it further enacted by the authority aforesaid*, That the first meeting of the said trustees shall be at Butler town on the third Tuesday of May next.

Treasurer to be appointed annually. His duties. To give bond.

SECT. IV. *And be it further enacted by the authority aforesaid*, That the trustees shall appoint a treasurer annually, who shall receive and hold all monies belonging to the institution, and pay the same on orders signed by the board, he shall keep fair accounts thereof, to be open at all times to the inspection of the trustees and before he enters upon the duties of his office shall give bond in any sum, at their discretion, with two or more sufficient sureties conditioned for the performance of duties enjoined, and the repayments of monies received by him.

2000 dollars granted to the institution.

How to be applied.

SECT. V. *And be it further enacted by the authority aforesaid*, That the sum of two thousand dollars be, and the same is hereby granted out of any unappropriated money in the treasury of this commonwealth, to be paid to the treasurer of the institution, by the state treasurer on the order of the said trustees or any four of them herein before mentioned, to be applied under their direction, one thousand dollars thereof in the erection of a building or buildings, suitable for the accommodation of the institution, on the lots for that purpose laid out by the trustees of said county, and the purchasing of books, mathematical instruments, and the necessary philosophical apparatus, and the remaining thousand dollars shall be placed in some productive fund or funds, and the income thereof shall be forever applied in aid of other revenues to compensate a teacher or teachers in said academy; and there shall be admitted into said academy, in consequence of the aforesaid appropriation, any number of poor children of said county that may at any time be offered in order to be provided with books and stationary, and taught gratis, provided the number so admitted and taught shall at no time be greater than five, and that none of the said children so admitted shall continue in said academy to be taught gratis, should others apply, longer than two years.

Five poor children to be taught gratis.

Trustees to exhibit their books annually to the county auditors under the penalty of 40 dollars.

SECT. VI. *And be it further enacted by the authority aforesaid*, That the said trustees and their successors, under the penalty of forty dollars each, to be recovered for the use of said corporation as debts to that amount are by law recoverable, shall an-

nually exhibit all their books, accounts and vouchers of every kind, to the auditors of the said county of Butler, to be settled and adjusted in the same manner as the accounts of the county commissioners are or shall be by law directed to be settled, adjusted and published, on every third year at the expense of the county aforesaid.

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

P. C. LANE, *Speaker of the Senate.*

APPROVED—the sixth day of February, one thousand eight hundred and eleven.

SIMON SNYDER.

CHAPTER XXVII.

An ACT altering and amending “ An act to erect Lewistown, in the county of Mifflin, into a borough.”

SECT. I. *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 Lewistown, in the county of Mifflin, shall still continue and forever remain a borough, which shall be called the “Borough of Lewistown,” the extent and bounds of which shall be the same as in the original law, to wit: Beginning at a post on the bank of the river Juniata, thence north, thirty-eight degrees west, forty-one perches to a post; thence north, fifty-two degrees east, one hundred and sixty-one perches to a post; thence south, thirty-eight degrees east, one hundred and forty-three perches to a post, on the south side of Kishacoquillas creek; thence down said creek south, eighty-five degrees west, seventeen perches to a post; thence north, sixty-eight degrees west, fifty perches; thence south, sixty-two degrees west, twenty-two perches; thence south, forty degrees west, forty-six perches to the mouth of the said creek; thence up the said river north, seventy-eight degrees west, forty-five perches, and thence west, thirty-two perches to the place of beginning.

The erection of the town of Lewistown into a borough perpetuated.

Its boundaries.

SECT. II. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the citizens of said borough, entitled to vote for members of the general assembly, having resided therein at least six months immediately preceding the election, on the Friday next preceding the third Saturday of March next, and on the same day in every year hereafter to meet at the court-house in said borough, and then and there between the hours of one, and six in the afternoon, elect by ballot, one reputable citizen, who shall be styled the “chief

Qualifications of electors of boroughs, &c.

Times for holding elections, and where.

What officers to be elected.