

CHAPTER CXX.

An ACT to establish an academy in the borough of Williamsport, in the county of Lycoming, and to grant 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 borough of Williamsport, in the county of Lycoming, 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 and style of, "The Williamsport academy." Academy to be established at Williamsport. Style of.

SECT. II. *And be it further enacted by the authority aforesaid,* That the first trustees of the Williamsport academy shall consist of the following persons; to wit, William Wilson, Ellis Walton, Thomas Caldwell, Samuel E. Greer, Thomas Hays, William Brindle, James Stewart and Robert McCure, which said trustees and their successors to be elected as is hereinafter directed, shall be and hereby are declared to be one body politic and corporate, by the name, style and title of, "The trustees of the Williamsport 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 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,* That the clear yearly income shall at no time exceed two thousand dollars. First trustees named. Who, with their successors shall be a body politic. Style of the corporation. Powers and privileges of. Limitation of the income.

SECT. III. *And be it further enacted by the authority aforesaid,* That the said trustees and their successors shall have full power and authority to use one common seal, and the same to alter and renew at their pleasure. Seal to be used.

SECT. IV. *And be it further enacted by the authority aforesaid,* That the number of trustees shall be eight as aforesaid, and shall be so changed as that none of them shall continue in office for a longer term than four years without being re-elected by the people of said county, and for that purpose it shall be the duty of the said trustees at their first meeting, which shall be on the first Tuesday in May next when not less than five of them. Number of trustees. Term of service.

shall be present, which number 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 said county of Lycoming, on the second Tuesday of October next and annually thereafter forever, at the same places, 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 so going out of office; *Provided always*, That in case a vacancy or vacancies shall happen by the death, resignation or otherwise of any of the trustees appointed or elected as aforesaid, the remaining trustees or a majority of them, who having met for that purpose, due notice thereof being first given, shall appoint a trustee or trustees to supply such vacancy or vacancies as the case may be.

Lots to be cast for changing their members.

When and how elections to be held.

How vacancies are to be supplied.

Five members to be a quorum.

Powers of.

Proviso.

Proceedings to be entered in a book.

No misnomer to defeat any gift, &c.

Nor any non-user to cause a forfeiture.

2,000 dollars granted to said academy.

How to be paid.

And applied.

SECT. v. *And be it further enacted by the authority aforesaid*, That the said trustees and their successors, any five of whom shall constitute a quorum, may and shall transact all the business of said academy, such as making and enacting ordinances and by-laws for the government of said academy, and appointing masters and tutors for said academy; and at their pleasure removing the same; appointing a secretary, treasurer and other necessary officers for taking care of the funds and managing the concerns of the corporation; and determining all matters and things necessary to the good order and well being of the same; *Provided always* That no ordinance or by-law shall have any force or effect which shall be contrary to the constitution or laws of this State or of the United States.

SECT. vi. *And be it further enacted by the authority aforesaid*, That all by-laws, ordinances, and proceedings of the corporation shall be fairly and regularly entered in a book or books to be kept for that purpose, and no misnomer of the said corporation shall defeat or annul any gift, grant, devise or bequest to the same where the intent of the party or parties shall sufficiently appear on the face of the gift, grant, will or other writing whereby any estate or other interest shall have been intended to pass to the said corporation; nor shall any nonuser of the rights, liberties, privileges, jurisdictions and authorities hereby granted to the said corporation, create or in any-wise cause a forfeiture of the same.

SECT. vii. *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 which shall be in the treasury of this commonwealth. to be paid on the order or orders of the said trustees or any five of them herein before mentioned, one thousand dollars thereof to enable them to erect suitable buildings for the said academy or public school, or to be

otherwise applied under their direction in such manner as they shall believe to be most advantageous for promoting the object of the said institution; and the remaining one thousand dollars shall be placed in some safe, productive fund or funds, and the income thereof shall be forever annually 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 grant, any number of poor children that may at any time be offered in order to be 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; *And be it further provided*, That before any part of the appropriation aforesaid shall be paid on the order or orders of the trustees as aforesaid, they or a majority of them shall duly certify that subscriptions to the amount of one thousand dollars have been obtained and secured to be paid for the use of said academy, and that the said trustees have proceeded to erect the buildings aforesaid.

Poor children to be taught gratis. Proviso as to number.

SECT. VIII. *And be it further enacted by the authority aforesaid*, That the said trustees under the penalty of forty dollars each, to be recovered as debts to that amount are by law recoverable, shall annually exhibit all their books, accounts and vouchers of every kind to the auditors of the said county of Lycoming, to be settled and adjusted in the same manner as the accounts of the county commissioners are by law directed to be settled and adjusted, and published every third year at the expense of the county aforesaid.

Trustees to exhibit annually, their books, accounts, &c.

Of settlement.

And publication.

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

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

APPROVED—the second day of April, one thousand eight hundred and eleven.

SIMON SNYDER.

CHAPTER CXXI.

An ACT to incorporate an academy or public school in the borough of Erie, and for other purposes therein mentioned.

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 borough of Erie, in the county of Erie, an academy or public school for the education of youth in the English and other languages, in the use-

Academy established in Erie.