

## CHAPTER XXXIII.

*An ACT for the relief of James Meloy.*

WHEREAS it appears, that James Meloy, late sheriff of Cambria county, by an unavoidable accident, when on his way to the seat of government, in the year one thousand eight hundred and eight, was prevented from making the return of the election, for electors of president and vice-president of the United States, in the time prescribed by law, by reason of which the accounting officers were not authorized to settle the account of said Meloy, for making said return : For remedy whereof,

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 the accounting officers, be, and they are hereby authorized and required to settle, and pay the account of the said Meloy, for making the aforesaid return, in the same manner, and on the same conditions he would have been entitled to, had he made the said return, in the time prescribed by law.

Account of J.  
Meloy to be  
settled.

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

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

APPROVED—the seventh day of February, one thousand eight hundred and twelve,

SIMON SNYDER.

## CHAPTER XXXIV.

*An ACT to incorporate Loller academy, in the village of Hatborough, in the county of Montgomery.*

WHEREAS Robert Loller, late of the county of Montgomery, deceased, by his last will and testament, devised a considerable portion of his estate to Nathaniel B. Boileau, in trust, for the erection of a suitable building for an academy, near the village of Hatborough, and also for keeping the said building in repair and paying the salaries of such teachers as the trustees of the said academy, when incorporated, should employ : *And whereas,* the said Nathaniel B. Boileau has erected a suitable building, agreeably to the testament and last will of the said Robert Loller, and prays an act of incorporation, to enable him to perfect the generous intention of the said deceased ; Therefore,

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 village of Hatborough, in the county of Montgomery, an academy or public school, for the education of youth, in the useful arts, sciences

Academy es-  
tablished.

Title of.	and literature ; by the name, style and title of, " Loller Academy."
Trustees named.	<p>SECT. II. <i>And be it further enacted by the authority aforesaid,</i> That the first trustees of Loller academy shall consist of the following persons, to wit : Nathaniel B. Boileau, Nathaniel Irwin, Thomas B. Montanye, Gove Mitchell, Hiram M'Niell, Abel Marple, Isaac Tomkins, Seneca Lukins, George Shelmire, junr. ; which said trustees, and their successors, to be elected and chosen as hereinafter mentioned, shall be, and they are hereby declared to be one body corporate and politic, by the name, style and title of, " The Trustees of Loller 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 in equity, to take and hold, to them and their successors, for the use of said academy, lands, tenements, hereditaments, goods and chattels, of what kind, nature, or quality soever, real, personal or mixed, by the gift, grant, bargain, sale, conveyance, assurance, will, devise, or bequest of any person or persons whomsoever, capable of making the same ; and all and every the estate, real, personal, and mixed, given, granted, and vested by the said last will and testament of the said Robert Loller, deceased, to, and in the said Nathaniel B. Boileau, and all the buildings, and improvements made by the said Nathaniel B. Boileau, be, and the same are hereby transferred, set over, and vested in the said trustees, and their successors forever ; and the said trustees and their successors, are hereby empowered to erect such other buildings, and make such other improvements, as may be found necessary for said institution ; and generally to do and perform 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.</p>
Incorporated Style of the corporation. Powers and privileges. of.	
Of the seal, &c.	<p>SECT. III. <i>And be it further enacted by the authority aforesaid,</i> 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.</p>
When the first meeting to be held.	<p>SECT. IV. <i>And be it further enacted by the authority aforesaid,</i> That the said trustees shall hold their first meeting at the said Academy, on the second Monday of February, eighteen hundred and twelve, a majority of whom shall constitute a quorum to transact the business of the said academy ; particularly of making and enacting ordinances, by-laws and regulations, for the government of said academy ; of electing and appointing a master and tutors ; of agreeing with them for their salaries, and of removing them ; of appointing a treasurer, secretary, managers, and other necessary officers, for taking care of the funds, and managing the concerns of the corporation ; and determining and transacting all matters and things, necessary to be de-</p>
A majority to be a quorum.	
Powers of	

terminated and transacted by the said trustees : *Provided always*, Proviso, as to by-laws. that no ordinance or by-law shall have any force which shall be contrary to the constitution or laws of this state, or of the United States.

SECT. V. *And be it further enacted by the authority aforesaid*, Trustees may purchase lands &c. That the said trustees, and their successors, are hereby further empowered, if they or a majority of them think proper and adviseable, for the benefit of the said academy, to purchase in fee simple, any lands near the said academy, which they shall find necessary for the advantage thereof, and in lieu thereof, to grant, bargain, sell, and exchange such part of the lot on which the said building is erected, as they may deem necessary and just : *Provided*, the same does not exceed one acre.

SECT. VI. *And be it further enacted by the authority aforesaid*, When the annual meetings to be held. That on the first Monday in May, in the year of our Lord, one thousand eight hundred and thirteen, and annually thereafter, it shall and may be lawful for the persons, who have subscribed to the said academy, to meet at the same, and then and there between the hours of two and six o'clock in the afternoon, elect by ballot, nine trustees, who shall hold their office for one year, and until others are chosen in their place ; and in case the said trustees should neglect to hold an election on the day before mentioned, an election shall be held as soon as possible, ten days public notice thereof, being first given in all the newspapers, published in the county of Montgomery, by the secretary, or treasurer of the said academy : *Provided always*, that it shall not be lawful to choose more than three trustees out of any one religious persuasion, nor shall any person be entitled to vote for a trustee who has not been a subscriber to the institution, at least three months before the election : *And provided*, that no person either as master, tutor or pupil, shall be refused admission in the said academy, on account of his conscientious persuasion in matters of religion. Nine trustees to be elected. Tenure of their office. Notice of elections. Who may be trustees. Religious persuasion no bar, &c.

SECT. VII. *And be it further enacted by the authority aforesaid*, How vacancies in the board are to be supplied. That the said trustees and their successors, or a majority of them, are hereby authorized and empowered, where a vacancy in their board happens either by death, resignation, or otherwise, before any annual election, to meet at the said academy, and choose some fit person to fill the said vacancy, for the period of time unexpired.

SECT. VIII. *And be it further enacted by the authority aforesaid*, Of salaries. That when the said building is finished and completed, and the salaries of the master and tutors shall be settled and arranged, and in case any proceeds should be then left from the funds of the said institution, over and above what may be necessary to Repairs. keep the said building in repair, it shall and may be lawful for the said trustees to expend the same, in purchasing books, maps, Books, maps, charts, &c. charts, globes, and philosophical apparatus, for the use and benefit of the said academy ; and the said trustees and their officers,

Treasurer's books to be open for inspection.

are hereby enjoined and required, to cause the treasurer's books to be, at seasonable hours, open for the inspection and examination of all and every the persons subscribing to the said institution.

Accounts of N. B. Boileau, to be settled.

SECT. IX. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the said trustees as soon after they have entered on the duties of their office, as shall be convenient to call before them the said Nathaniel B. Boileau, and settle and adjust his accompt and expenditures in erecting and building the said academy, and every act and thing by him done, under the last will and testament, of the said Robert Loller, about the said institution, and their receipt shall be a good and sufficient voucher and discharge for so much of the estate of the said Robert Loller, to be by him accompted for.

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

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

APPROVED—the seventh day of February, one thousand eight hundred and twelve.

SIMON SNYDER.

## CHAPTER XXXV.

*A further SUPPLEMENT to the act, entitled "An act for laying out, and keeping in repair, the public roads and highways within this commonwealth, and laying out private roads."*

Provisions of the act of March 30th, 1811, not to extend to the commissioners, treasurers and supervisors of Erie, Crawford, Mercer, Butler, Venango, and Warren counties.

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 nothing contained in the act, entitled "A supplement to an act, entitled "An act for laying out, and keeping in repair, the public roads and highways within this commonwealth, and laying out private roads; passed the thirtieth of March, one thousand eight hundred and eleven, shall be deemed, or taken to affect the proceedings of the commissioners, treasurers, and supervisors of the counties of Erie, Crawford, Mercer, Butler, Venango and Warren, in the expenditure of the road tax on unseated lands, for the year one thousand eight hundred and eleven; but that the same proceedings shall be as valid, and have the same effect, they would have had for the same year, as if the said act had not been enacted.

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

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

APPROVED—the twenty-second day of February, one thousand eight hundred and twelve.

SIMON SNYDER.