

ty-nine, two thousand five hundred and forty, two thousand five hundred and forty-one, two thousand five hundred and forty-two, and two thousand five hundred and forty-three, be, and the same are hereby granted to and vested in the said trustees and their successors, in fee simple, for the purpose of erecting a building or buildings thereon for the use of the said academy.

Books and accounts to be annually exhibited to the county auditors.

SECT. 8. *And be it further enacted by the authority aforesaid,* That the said trustees, under the penalty of forty dollars each, to be recovered for the use of the said corporation 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 Erie, to be settled, adjusted and published in the same manner as the accounts of the county commissioners are by law directed to be settled, adjusted and published.

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

ISAAC WEAVER,  
*Speaker of the Senate.*

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

SIMON SNYDER.

---

## CHAPTER CLXXIX.

### AN ACT

Establishing an Academy in the town of Wellsborough, in the county of Tioga.

Academy established.

Its style.

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 shall be, and hereby is established in the town of Wellsborough, in the county of Tioga, an Academy for the education of youth in the useful arts, sciences and literature, by the name and style of "The Wellsborough Academy."

Trustees named.

SECT. 2. *And be it further enacted by the authority aforesaid,* That until the first day of April, eighteen hundred and eighteen, the trustees of the Wellsborough academy shall consist of the following persons, to wit: Justus Dart, James Gray, Nathan Rowley, junior, William D. Bacon, Uriah Spencer,

Robert Tubbs, Eady Howland, Samuel W. Morris, Isaac Baker, Joseph M'Cormick, John Knox, Alpheus Cheney, Assa Mann, Nathan Niles, junior, John Norris, William Bache, Daniel Lamb and Ambrose Millard; which said trustees and their successors, to be elected as hereinafter directed, shall be, and hereby are declared to be one body corporate and politic, by the name, style and title of "The Trustees of the Wellsborough 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 the said academy, lands, tenements, hereditaments, goods and chattels of what kind, nature or quality soever, by gift, grant, bargain, sale, assurance, will, devise or bequest from any person or persons whomsoever capable of making the same: *Provided* the same do not exceed the yearly value of five thousand dollars; and the same from time to time to grant, bargain, sell, demise, alien, lease 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.

Style of the corporation.

Their powers and privileges.

Proviso.

May sell, lease, &c.

SECT. 3. *And be it further enacted by the authority aforesaid*, That the trustees of said academy, and their successors, shall have full power and authority to use one common seal, and the same to alter at their pleasure.

Time of first meeting, and annually.

SECT. 4. *And be it further enacted by the authority aforesaid*, That the trustees shall hold their first meeting in the town of Wellsborough, on the first Monday in May next after the passing of this act, and shall meet on the first Monday in May in each succeeding year, any nine of whom shall constitute a quorum, who shall have the power of transacting the business of the said academy, particularly in making and enacting by-laws and ordinances for the government thereof, of electing trustees in the room of those who may be removed by death, resignation or otherwise, electing and appointing masters and tutors for said academy, of agreeing with them for paying their salaries, and at their pleasure removing the same, of appointing a secretary and other necessary officers, of taking care of the funds, and managing the concerns of the corporation, and determine all matters and things necessary to be determined and transacted by said trustees: *Provided*, That no ordinance or law shall have any force, which shall be contrary to the constitution or laws of the United States or of this state.

By-laws.

Elect trustees, appoint teachers, &c.

Proviso.

SECT. 5. *And be it further enacted by the authority aforesaid*, That the first election for trustees to said academy, shall be holden on the first Monday in April in the year of our Lord one thousand eight hundred and eighteen, and on

Time of election & qualification of electors.

the first Monday of April annually thereafter, and no person shall be entitled to vote at said election unless he shall have previously become a subscriber to the stock or funds of said academy: *Provided*, That if the annual election shall not be made on the stated day, it shall and may be lawful on any other day, as soon as may be, to hold and make an election of said trustees in such manner as may be directed by the by-laws and ordinances of the said corporation.

Proviso.

**SECT. 6.** *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 to be kept for that purpose; and no misnomer of said corporation shall defeat or annul any gift, grant, devise or bequest to the same: *Provided* the intent of the parties shall sufficiently appear on the face of the gift, grant, will or other writing whereby any estate or other interest was intended to pass to the said corporation, nor shall any non-user of the rights, liberties, privileges, franchises and authorities hereby granted to the said corporation, create or in anywise cause a forfeiture thereof.

By-laws to be recorded.  
No misnomer to affect the institution.  
Proviso.

**SECT. 7.** *And be it further enacted by the authority aforesaid*, That no sale or alienation of the real estate of the said corporation, which may be made by the said trustees or their successors, *bona fide* for a valuable consideration, in case the possession thereof pass immediately to the purchaser or purchasers, and continue in him or them, his or their heirs or assigns, shall be invalidated for want of proof that nine of said trustees of said corporation consented to such sale and alienation, unless the same be controverted within the space of three years from and after the sale and delivery of such real estate to the purchaser or purchasers thereof.

Of alienation of real estate.

**SECT. 8.** *And be it further enacted by the authority aforesaid*, That the sum of two thousand dollars be, and the same is hereby granted to be paid by warrant drawn by the Governor on the state treasurer, to the trustees of the Wellsborough academy, or a majority of them; which shall be placed in some productive fund or funds, the increase whereof shall be applied in aid of other resources to compensate a teacher or teachers in said academy, but the money hereby granted shall not be paid until the trustees certify to the Governor, that the sum of one thousand dollars shall have been secured to be paid by private subscription, for erecting a suitable building, and for the benefit of the said institution; and there shall be admitted into said academy any number of poor children not exceeding five, who may at any time offer, to be taught gratis, but none of said children shall continue to be taught gratis in said academy longer than two years.

\$2000 grant- ed to the said institution.

How applied.

**SECT. 9.** *And be it further enacted by the authority aforesaid*, That the said trustees, under the penalty of twenty dollars each, to be recovered as debts of similar amount are by law recoverable, one half for the use of the informer, and the

other half towards defraying the expenses of teaching the poor in said county, shall annually exhibit all their books, accounts and vouchers of every kind to the auditors of the said county of Tioga, to be settled, adjusted and published in the same manner as the accounts of the county commissioners are by law to be settled, adjusted and published. Accounts to be annually exhibited to the county auditors.

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

ISAAC WEAVER,  
*Speaker of the Senate.*

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

SIMON SNYDER.

## CHAPTER CLXXX.

### AN ACT

Appointing commissioners for settling certain differences between this state and the state of New Jersey.

WHEREAS the Legislature of the state of New Jersey, on the thirty-first day of January, one thousand eight hundred and seventeen, enacted a law, of which the following is an exemplification, to wit:

## STATE OF NEW JERSEY.

### AN ACT

Appointing commissioners for settling certain differences between this state and the Commonwealth of Pennsylvania, and for other purposes therein mentioned.

WHEREAS the Legislature of the state of New Jersey passed an act on the fourth day of February, one thousand eight hundred and fifteen, to enable Daniel W. Cox, Samuel Wright, junior, and Peter T. Smith, to erect a wing dam in the river Delaware, and also a supplement thereto on the sixteenth day of February, one thousand eight hundred and sixteen. And whereas the Senate and House of Representatives of the Commonwealth of Pennsylvania, have passed a resolution protesting against the passage and operation of the said acts of the Legislature of this state. And whereas doubts