

Knoll or otherwise to Francis Sweeny residuary devisee in the will of Elizabeth Brown, widow of the said Peter Brown, her executors or administrators, the balance of the consideration money together with interest, for which the said land was sold by Elizabeth Brown to the said George Knoll.

SECT. 2 *And be it further enacted by the authority aforesaid,* That it shall be the duty of the said Francis Sweeny, before receiving the balance of the consideration money and interest arising from the sale of the said land, to enter into recognizance with sufficient security before the orphan's court for the county of Northumberland, conditioned to hold the said money and interest subject to the debts and legacies bequeathed in the will of the said Elizabeth Brown, as the remainder of the consideration money of the said land would have been, had the said Elizabeth Brown possessed a legal right to bequeath the same.

Security to
be given by
Francis
Sweeny.

WILLIAM DAVIDSON, *Speaker*
of the House of Representatives.

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the tenth day of March, one thousand eight hundred and eighteen,

WILLIAM FINDLAY.

CHAPTER XCII.

AN ACT

Incorporating the Roman Catholic Congregation of Christ's Church, in the borough of Chambersburg, in the county of Franklin.

WHEREAS the Roman Catholic congregation of the town of Chambersburg and its vicinity, purchased from Thomas Hartly as per indenture made by said Thomas Hartly and Catharine his wife, dated the third day of September in the year of our Lord one thousand seven hundred and ninety two, unto the reverend John Carroll, D. D. reverend Denis Capal, Laurence Claney, Jacob Stillinger, Jeremiah Mahany and Barnabas Doyle, in trust for the aforesaid Roman Catholic congregation in the town and vicinity aforesaid, beginning at Second street and running westward with lot number six two hundred and fifty-six feet to a sixteen feet alley, thence with said alley one hundred and twenty-eight feet southward

to a lot number nine, thence eastward two hundred and fifty six feet to Second street, thence with Second street north one hundred and twenty-eight feet to the place of beginning, containing two lots or portion of ground numbers seven and eight, on which a small church was erected by said congregation. And whereas the said congregation afterwards purchased a house and lot adjoining the aforesaid premises from George Cook, as per indenture from said Cook and Liddy his wife, dated the twelfth day of August in the year of our Lord one thousand eight hundred and nine, conveyed to the reverend John Carroll, D. D. John Chambers and Peter Cook as trustees for the said Roman Catholic congregation in the town aforesaid, bounded on the south by a twenty-feet alley, on the east by a sixteen feet alley, on the north by lots seven and eight and Second street, containing forty-four feet in breadth and two hundred and fifty-six feet in depth. And whereas the said congregation hath erected a new church on said premises by the denomination of Christ Church, whereby they have laid out large sums of money, and several debts have accrued as also several sums indebted to said congregation, and which cannot be recovered unless an act of incorporation is granted them, as also the above named trustees by death and other casualties have ceased and are not in existence. Therefore pray that the same may be remedied by incorporating the clergymen and trustees and congregation hereafter mentioned.

Therefore,

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 the reverend Nicholas Zocchy, Patrick Campbell, Thomas Murray, John Divine, Patrick Brown, Richard Heydon and George Garland, the present nominated trustees of Christ Church, in the borough of Chambersburg, Franklin county, and commonwealth of Pennsylvania, and their successors duly elected and nominated in their place and stead, be, and they are hereby made and constituted a corporation and body politic in law and in fact, to have continuance forever by the name and title of "The Clergymen and Trustees of the Roman Catholic Congregation of Christ Church, in the borough of Chambersburg, in Franklin county."*

SECT. 2. *And be it further enacted by the authority aforesaid, That the said clergyman and trustees, and their successors by the name and title aforesaid, shall forever hereafter be persons able and capable in law to purchase, have, receive, take, hold and enjoy in fee simple or of any lesser estate or estates, any lands, tenements, rents, annuities, liberties, franchises and other hereditaments, by the gift, grant, bargain, sale, alienation, enfeoffment, release, confirmation or devise of any person or persons, bodies politic or corporate capable to make the same; and further that the said corporation may take*

Members of
the corpora-
tion named

Style and
title.

Rights and
privileges.

and receive any sum or sums of money, and any kind, manner or proportion of goods and chattels that shall be given or bequeathed to the said clergyman and trustees and their successors, by any person or persons, bodies politic and corporate capable to make a gift or bequest thereof, such money, goods and chattels to be applied by them to the purposes of their incorporation.

SECT. 3. *And be it further enacted by the authority aforesaid,* That the said clergyman and trustees and their successors, shall and may grant, alien or otherwise dispose of any messuages, houses, lands, tenements and hereditaments other than the site of the house of public worship or church aforesaid, and the burial ground or grounds which they do now or hereafter may possess as to them may seem meet and proper, as also the monies arising from the disposal or sale shall be appropriated to the purchase and procuring other more convenient messuages, houses, lands or tenements as the aforesaid majority of the said corporation may deem proper and expedient.

Powers to sell and purchase real estate.

SECT. 4. *And be it further enacted by the authority aforesaid,* That the said clergyman and trustees and their successors, or a majority of them, shall and may convene from time to time to make rules, bye-laws and ordinances, and to transact every thing requisite for the good government and support of the said church: *Provided always,* That the rules, and bye-laws, and ordinances be not repugnant to the laws and statutes in force within this commonwealth.

To make by-laws.

Proviso.

SECT. 5. *And be it further enacted by the authority aforesaid,* That the said clergyman and trustees shall have full power and authority to make, have and use one common seal, with device or devices and inscription as they think proper, and the same to change, alter and renew at their pleasure.

Common seal

SECT. 6. *And be it further enacted by the authority aforesaid,* That the said clergyman and trustees, and their successors by the name before mentioned, shall be able and capable in law to sue and be sued, plead and be impleaded in any court or courts, before any judge or judges, justice or justices, in all manner of suits, complaints, causes, matters and demands of whatsoever kind, nature or form they be, and all and every other matter and thing therein to do, in as full and effectual a manner as any other persons, bodies politic or corporate in this commonwealth in the like cases may or can do.

Rights and privileges.

SECT. 7. *And be it further enacted by the authority aforesaid,* That the clergyman and trustees of said church shall always consist of not less than five nor more than seven members of said church, of which number the presiding clergyman for the time being shall be always one, unless it should so happen that no resident clergyman be stationed there at the time of choosing the clergyman and trustees as aforesaid; and that the election of said clergyman and trustees shall be made every year, on the first Monday in June, by a majority

Number of members.

Election thereof when and how made.

of such members of the said church present, as shall appear by the treasurers books to be contributors to the support and maintenance of the said church, and to be of the age of twenty-one years, such only shall have a right to vote for the clergyman and trustees: *Provided*, That if the election should not be held on the day aforesaid, that it may be lawful for the electors to hold an election on any other day giving due notice of the same to the members of the said church or congregation.

Proviso.

SECT. 8. *And be it further enacted by the authority aforesaid*, That the said clergyman and trustees so elected shall have full power to elect and choose annually one of their members to be treasurer of the said corporation: *Provided always*, That in case of the death or removal of the clergyman, and until another shall be duly appointed for the said church, the treasurer shall be accountable to the trustees duly elected as aforesaid, for all sums of money which may remain in his hands, and the said trustees shall have the same power and authority relating to the disposal of the same, and also of the rents and revenues of the said corporation as is herein before vested in the clergyman and trustees.

Treasurer.

Proviso

Yearly value of their real estate.

SECT. 9. *And be it further enacted by the authority aforesaid*, That the clear yearly value of the messuages, houses, lands, tenements, rents, annuities or other hereditaments, and real estate of the said corporation shall not exceed the sum of six thousand dollars.

Power to assign to the corporation.

SECT. 10. *And be it further enacted by the authority aforesaid*, That the surviving trustees appointed by the indentures referred to in the preamble of this act, or their successors duly elected, may assign and transfer by such conveyance as they may deem expedient, the lots or pieces of land specified in said indentures alluded to in the preamble aforesaid, conveyed to them in trust and for the use of the aforesaid congregation and church, and generally all property of whatsoever kind held by them in trust as aforesaid to the corporation named in the first section of this act; and the said corporation is hereby authorised to accept and receive such conveyance, which shall be as effectual and available in law to all intents and purposes, and the title thereby as complete and vested in the said corporation as if the same had been made to eight or more of the congregation according to the directions specified in the said indenture aforesaid: *Provided*, That nothing herein contained shall be construed to affect the right of any other person or persons.

And to the corporation to receive conveyances.

Proviso.

WILLIAM DAVIDSON, *Speaker of the House of Representatives.*

ISAAC WEAVER, *Speaker of the Senate.*

APPROVED—the tenth day of March, one thousand eight hundred and eighteen.

WILLIAM FINDLAY.