

Berks. .
SECT. 38. *And be it further enacted by the authority aforesaid,* That the township of Tulpehocken, in the county of Berks, shall be a separate election district, and the electors thereof shall hold their general elections at the house now occupied by Christian Long, in said township.

Berks.
SECT. 39. *And be it further enacted by the authority aforesaid,* That the township of Perry, in the county of Berks, shall be a separate election district, and the electors thereof shall hold their general elections at the house now occupied by John Binkley, in said township.

York.
SECT. 40. *And be it further enacted by the authority aforesaid,* That the electors residing in the township of Helm, in the county of York, shall hereafter hold their general elections at the courthouse in the borough of York.

Pike.
SECT. 41. *And be it further enacted by the authority aforesaid,* That the electors of the township of Middlesmithfield, in the county of Pike, shall hold their general elections at the house now occupied by Solomon Westbrook, junior, in said township.

Wayne.
SECT. 42. *And be it further enacted by the authority aforesaid,* That the electors residing within the township of Sterling, in Wayne county, shall hold their general elections at the house now occupied by John Bortree, in said township.

Berks.
SECT. 43. *And be it further enacted by the authority aforesaid,* That hereafter the electors of Maiden creek township, in the county of Berks, shall hold their general elections at the house now occupied by Samuel Beard, in said township.

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

PHILIP S. MARKLEY,
Speaker of the Senate.

APPROVED—April the second, one thousand eight hundred and twenty-one.

JOSEPH HIESTER.

CHAPTER CLXIV.

AN ACT

Establishing an academy in the town of Kittanning, in Armstrong county, and granting a sum of money thereto.

SECT. 1. *BE it enacted by the Senate and House of Repre-*

*sentatives 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 Kittanning, in the county of Armstrong, 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 Kittanning Academy," under the care direction and government of six trustees, to wit: Thomas Hamilton, James Monteith, Robert Robinson, Samuel Mathews, David Reynolds and Samuel S. Harrison, which said trustees, or their successors to be elected as hereinafter 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 Kittanning 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 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 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 of the affairs thereof. *Provided always,* That the yearly value or income of the estates or money shall not exceed four thousand dollars.*

SECT. 2. *And be it further enacted by the authority aforesaid,* That the number of trustees shall be six, as aforesaid, and shall be so changed that none of them shall remain trustees more than three years, without being re-elected by the citizens 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 number shall be a board or quorum to do business, and they are hereby authorised and required to cast lots for ascertaining the numbers 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 Armstrong, on the second Tuesday of October, one thousand eight hundred and twenty two, and annually thereafter, at the same places and in the same manner and under the same laws 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

Trustees named.

Style of the corporation.

Powers and privileges.

Proviso.

Rotation in office of the trustees.

Quorum.

How to be chosen.

Proviso.

How vacancies to be filled. 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 such vacancy or vacancies may happen are to be chosen.

Time of first meeting. **SECT. 3.** *And be it further enacted by the authority aforesaid,* That the first meeting of the said trustees shall be in the town of Kittanning, on the first Tuesday in September next.

Treasurer his duties. **SECT. 4.** *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 president of the board, and shall keep fair accounts thereof, to be open at all seasonable hours 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 the duties enjoined and the repayment of monies received by him.

Security to be given. **SECT. 5.** *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, or their successors, to be applied under their direction; one thousand dollars thereof in the erection of a building or buildings, suitable for the accommodation of the institutions, on such lot as may be chosen or purchased for that purpose, and the purchasing of books, mathematical instruments, and the necessary philosophical apparatus; and the remaining thousand dollars shall be placed in some safe and 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.

How to be applied. **Provided,** That the said trustees of the Kittanning Academy give bond to the Governor to the amount of three thousand dollars, for the use of the commonwealth, conditioned for the faithful application of the money herein appropriated, to the purposes in this act mentioned, according to the true intent and meaning thereof, and also that the said trustees have leave given them to cause the said building or buildings to be erected on any of the lots reserved for the use of the public buildings in said town, if they shall approve of the situation, and judge the same to be expedient.

Proviso. **SECT. 7.** *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 the said corporation as debts to that the 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 Armstrong, to be settled and adjusted in the same manner as the accounts of the county commissioners are or shall be by

Bonds for the money granted.
 Account to exhibit, under penalty.

law directed to be settled, adjusted and published, every third year, at the expense of the said county aforesaid.

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

PHILIP S. MARKLEY,
Speaker of the Senate.

APPROVED—April the second, one thousand eight hundred and twenty-one.

JOSEPH HIESTER.

CHAPTER CLXV.

A SUPPLEMENT

To an act, entitled "An act affording immediate relief to Michael Mullin, and granting him an annuity," passed the sixth day of February; one thousand eight hundred and ten.

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 authority and trust given to Fullerton Woods, his executors or attorney, by the act to which this is a supplement, to receive and pay over the annuity of Michael Mullin, is hereby repealed and declared null and void, and John Denniston, of Indiana county, is hereby substituted, to whom the said annuity of forty dollars shall be paid half-yearly, or to his executor or executors, or to his or their lawful attorney, to be expended and accounted for in the same manner as is provided in the act to which this is a supplement, and if at any time the said John Denniston, or his executor or executors, his or their lawful attorney, shall misuse or abuse the said trust, or neglect to perform the same, it shall be lawful for the orphans' court of Indiana county to vacate his or their appointment and substitute such other trustee or trustees, as shall faithfully perform the trust aforesaid, according to the intention of the act to which this is a supplement.

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

PHILIP S. MARKLEY,
Speaker of the Senate.

APPROVED—April the second, one thousand eight hundred and twenty-one.

JOSEPH HIESTER.