

vest in the commissioners of the internal improvement fund, to be applied by them to the repayment of the temporary loan of two hundred and fifty thousand dollars, authorised by the act of January twelfth, one thousand eight hundred and thirty-one, and to the payment of the contracts necessary to finish work heretofore authorised, and the residue in the manner and for the purposes directed by this act: *Provided*, That no engagement or contract shall be entered into which shall preclude the commonwealth from reimbursing the said loan at any time after the expiration of twenty-five years, from the first day of July next: *And provided further*, That no rate of interest beyond five per cent. per annum shall be allowed or paid for the said loan.

How vested and applied.

Proviso. Loan redeemable in 25 years.

2d proviso. Rate of interest limited.

SECT. 7. *And be it further enacted by the authority aforesaid*, That the canal commissioners shall not be authorised to incur debt on the faith of the state, in any way or manner beyond the appropriation aforesaid.

Commissioners not to exceed appropriations.

FREDK. SMITH,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The twenty first day of March, Anno Domini, one thousand eight hundred and thirty-one.

GEO. WOLF.

No. 105.

AN ACT

To incorporate "The Pennsylvania Horticultural Society."

WHEREAS, a number of persons have associated for the purpose of promoting and encouraging horticulture, by improving the growth of vegetables, plants, trees, fruits and flowers, and of introducing into our country new varieties and species, and the said persons are desirous of becoming incorporated: Therefore,

Preamble.

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 persons who now constitute the Pennsylvania Horticultural Society, or who shall hereafter be admitted members of the same, shall be and hereby are declared to be a body politic and corporate, by the name and style of

Incorporation

- Style. "The Pennsylvania Horticultural Society," to have succession, to plead and be impleaded, sue and be sued in all courts of record or elsewhere; and be capable to take, hold and enjoy lands within three miles of the city of Philadelphia, and tenements and hereditaments, goods and chattels, and the same from time to time to sell, grant, demise, alien and dispose of; to use a common seal, and to alter or renew the same at pleasure: *Provided*, That the clear value of the real estate held by them shall at no time exceed the sum of twenty thousand dollars: *And provided further*, That said society shall not sell any seeds or plants, except those which shall be of new varieties and species imported by said society.
- General powers. **SECT. 2.** *And be it further enacted by the authority aforesaid*, That the officers of the said corporation shall be such as the said corporation may think necessary, who shall be elected annually, or otherwise as the rules and by-laws of the corporation may direct.
- Proviso. Limit to value of real estate. 2d proviso. Relative to sale of seeds. **SECT. 3.** *And be it further enacted by the authority aforesaid*, That the said corporation, when convened upon due notice given to the members by public advertisement or otherwise, shall have power and authority to make, ordain and establish such and so many rules, by-laws and ordinances, relating to the times of meeting, the admission of members, the powers and duties of the officers thereof, and the ordering of the other concerns of the said corporation, as they may deem necessary and proper: *Provided*, That no rule, by-law or ordinance as aforesaid, shall be valid, if inconsistent with the constitution and laws of this state or of the United States.
- Officers of the corporation. **SECT. 4.** *And be it further enacted by the authority aforesaid*, That the present officers of the said society shall continue in their respective stations until an election shall be made under this act, and the rules, by-laws and ordinances now in force, not inconsistent with the constitution and laws of this state or of the United States, shall be good and valid until altered, amended or abrogated by the corporation.
- General powers of members. **SECT. 5.** *And be it further enacted by the authority aforesaid*, That the legislature reserves the right of altering, repealing or revoking the privileges hereby granted.
- Proviso. Of the by-laws. **Right to repeal.**
- Present officers to continue until election.

FREDK. SMITH,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini, one thousand eight hundred and thirty-one.

GEO. WOLF.