

No. 76.

A Supplement

To an act entitled "An act to provide for the erection of a house for the employment and support of the poor in the county of Washington," passed the sixth day of April, Anno Domini, one thousand eight hundred and thirty; and also, "An act to incorporate the Monongahela Manual Labour Academy."

SECTION 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 all such fines, penalties and forfeitures as are by the fourteenth section of the act to which this is a supplement, made payable to the supervisors, to be by them applied to the repair of the highways, shall, after the first day of May next, be paid to the treasurer of the county of Washington, for the use of the poor of said county. Fines, etc. applied under the 14th section of the original act to highways, now to be paid to the treasurer of the county.

SECTION 2. The powers conferred, and the duties imposed on the overseers of the poor in and by an act to empower the overseers and guardians of the poor of the several townships within this commonwealth to recover certain fines, penalties and forfeitures, and for other purposes, are hereby conferred and imposed on the treasurer of said county, and that the justices of the peace and sheriff within the said county, are hereby required and enjoined to pay to the said treasurer the aforesaid fines, penalties and forfeitures, within the time and the manner prescribed for the payment thereof in other counties, to the overseers of the poor, and to cause notice of the receipt thereof to be given to the said treasurer, within the time and in the manner prescribed in said act, and that for any neglect or refusal to perform any of the duties enjoined on them by said act, the said justices of the peace and sheriff in the said county, shall be subject to all indictments, fines, penalties and forfeitures, to which the justices and sheriffs in other counties by the said act are subject or liable. Powers and duties of overseers conferred & imposed on the treasurer Justices and sheriff enjoined to pay fines, etc. to the treasurer Penalty for neglect.

SECTION 3. All actions of debt or of trespass, on the case brought by said treasurer for the recovery of any fines, forfeitures and penalties, by virtue of the powers and authorities conferred upon him by this act, shall be in the name of the commonwealth of Pennsylvania, for the use of the poor of Washington county; the said treasurer shall keep a separate and fair account, in a book for that purpose, of all moneys received by him under the provisions of this act, and pay the same to the orders of the directors of the poor and house of employment for the county of Washington, Actions to be brought in the name of the commonwealth: Treasurer to keep fair accounts.

Accounts to be audited. and that said treasurer's account shall be audited by the same persons, and in the manner as his other accounts are audited; and moreover, every justice of the peace within said county shall annually, at the settlement of the said treasurer's account, exhibit his docket, if required, for the inspection of the auditors.

Repeal of 10th section of original act. SECTION 4. The tenth section of the act passed the sixth day of April, Anno Domini, one thousand eight hundred and thirty, to which this is a supplement, be and the same is hereby repealed.

Trustees appointed. Body corporate, with powers. Name, style and title. Seal. Trustees shall meet. SECTION 5. That James Estep and Andrew Johnson of the county of Westmoreland, Ezekiel Harker, Jesse Lippencott, John Stover and William Shadrach of Allegheny county, and Enoch Wright, Daniel Moore, Jonathan Letherman, William Ihmsen, Robert Finley and Ephraim Estep of Washington county, Jesse Evans, Esquire, Benoni Allen and William Bryson of Fayette county, Robert Lowry of Armstrong county, and John Rush of Somerset county, and Robert Jones of Greene county, be and they are hereby appointed trustees to do and perform the duties hereafter to be mentioned, and they and their successors are hereby created a body corporate, with power as such to hold real and personal estate, whether accruing by purchase, gift or legacy; and the same to hold in trust, and again to transfer by bargain and sale, and a title therefor to make, in the same manner that individuals might or could do; to sue and be sued, by the name, style and title of the trustees of the Manual Labor Academy, and by the same name, style and title, to have perpetual succession, to use a common corporate seal, and the same to alter or change at their pleasure: *Provided*, That the annual rental shall not exceed the sum of twenty-five hundred dollars.

Notice. Oath. Future meetings. President, secretary and treasurer. Annual election. SECTION 6. The trustees shall meet at as early a period as possible after the passage of this act, at the town of Williamsport, on the Monongahela river, and the first two trustees in this act named, are hereby required to give their colleagues a written notice of the time and place of meeting, at which first meeting they shall take an oath or affirmation, before some judge or justice of the peace, to support the constitution of this state and of the United States, and to discharge with fidelity the duties of their appointment while they continue in office; they shall thereafter meet at such times and places as they or a majority of them may determine on; they shall choose from among themselves a president, appoint some suitable person to act as secretary; they shall also choose a treasurer, who shall, before he enters on the duties of his office, give bond, with sufficient security, to perform faithfully the duties of his appointment; they shall also meet on the second Tuesday of May, annually thereafter; they shall on the said second Tuesday in May divide

themselves into three classes; the first class shall go out of office at the end of one year thereafter, and so on, so that one third may be renewed every year; at the meeting next preceeding the annual meeting, they shall nominate at least double the number that may be necessary to fill the vacancy that may occur, at which election they shall vote by ballot, and be otherwise governed by such by-laws as may have been created.

Vote by ballot.

Book of subscription.

SECTION 7. The trustees shall, as soon as possible, proceed to open books of subscription, made payable in such instalments as they or a majority of them may think proper, and as soon as three thousand dollars shall be paid, or secured to be paid, they shall proceed to purchase a site whereon to establish the contemplated seminary, so as not to contain less than ten acres of tilable land, and thereon to erect suitable buildings for the purpose of opening a school of learning, in which may be taught all those branches of learning usual in academies of the highest grade, which shall be open to all persons who shall conform to the rules and regulations adopted by the board of trustees for the government of the institution, in which rules and regulations no sectarian test shall ever be required.

Site of the seminary.

Rules and regulations.

Trustees to give a fair and full

SECTION 8. The trustees are hereby required to give a fair and full statement to such of the contributors as may attend the annual meeting, of all their proceedings in relation to the trust committed to them; they are to give a statement of all the fund that may have come into their hands, the number of pupils under their care, the amount of the proceeds of the labor of the pupils, the monthly expenses of a pupil at the seminary, so that a fair estimate may be had, and opinion formed of the advantages or disadvantages of the manual labor plan of education.

statement of all their proceedings.

Expenses limited.

SECTION 9. The trustees are never to involve the institution in any pecuniary embarrassment whatever, but always to keep their expenses within the limits of their fund, that they are to receive no pecuniary compensation for their services, excepting necessary stationary, and postages of letters connected with the business of the institution.

Executive committee.

SECTION 10. The trustees at their annual or any other meeting, may appoint an executive committee, of not less than six members, any four of whom shall be a quorum to do business, to whom shall be committed the carrying into effect any instructions or resolutions of the board of trustees; it shall be their duty to call a meeting of the board when in their opinion the interest of the institution shall require such meeting; they shall lay before the board at every subsequent meeting, all the business that they may have transacted as the executive committee of the board.

By-laws.

SECTION 11. The board shall have power, and it is hereby made their duty, to make such by-laws for their own govern-

Proviso.

ment and the government of the institution, as they or a majority of them may deem necessary: *Provided*, That they be not contrary to the spirit and meaning of this act, nor to the constitution and laws of this state or of the United States, which rules and regulations shall always be open to the inspection of the students, their parents and guardians.

NER MIDDLESWARTH,

Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,

Speaker of the Senate.

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

JOS : RITNER.

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No. 77.

An Act

To incorporate the Chester and Delaware county Railroad company.

SECTION 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 John Kerlin, Joshua P. Eyre, William Martin, William Eyre, junior, Samuel Edwards, A. T. Dick, Preston Eyre, Samuel West, John Dutton, John Garrett, Thomas Dutton, Richard S. Smith, John P. Crozer, Doctor Samuel Anderson, Daniel Lammott, Abraham W. Sharpless, John Edwards, Thomas Hemphill, James M. Wilcox, James Hickman, Hill Brenton, William G. Flauer, Samuel Riddle, and Joseph P. Yarnall, and William Beatty, of the county of Delaware, David Townsend, William Williamson, Sampson Babb, William Everhart, John W. Townsend, Walker Yarnell, George G. Ashbridge, Joseph M. Downing, Richard M. Thomas, Charles Downing, Henry Hoops, Thomas Park, Isaac Downing, Thomas S. Woodward, and Abiah Taylor of the county of Chester, and Joseph Hemphill, Mathew L. Bevan, Edward Coleman, Mathew Newkirk, Doctor Robert M. Huston, David Lewis, junior, Casper W. Sharples, Truman M. Hubbell, John W. Ashmead, John Lent, Francis M'Bride, William Moore, Thomas M. Femington, James M'Closkey, John Jones, Thomas. D. Grover, John W.