

No. 182.

AN ACT

To incorporate the Stouchsburg Academy of Berks county.

- 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 the academy hereby incorporated, shall be known by the name, style and title of "The Stouchsburg Academy," and shall be under the management, direction and government of the present stockholders, to wit: Samuel Moore, George Lechner, George Scharff, John Groff, Henry Missimer, Jonathan Klop, Jacob Shitz, Daniel Ulrich, Thomas H. Leinbach, Jacob Seibert, Joseph Richard, William Reed, George Lechner, junior, John S. Reed, Samuel Lindemuth, Samuel Bergholder, Samuel Shitz, Adam Dutter, Peter Snyder, Jacob Donges, Henry Benetham, John Reed, Adam Klop, Isaac Sholl, Samuel Hain, Peter Urich, John R. Manderfield and Sarah Bergholder, and their successors.
- SECTION 2.** The said stockholders, and their successors, shall forever hereafter be, and they are hereby erected, established and declared to be one body politic and corporate, with perpetual succession, and with all the incidents of a corporation in deed and in law, to all intents and purposes whatsoever, by the name, style and title of "The Stockholders of the Stouchsburg academy" by which name and title, the said stockholders and their successors, shall be able and capable at law, and in equity to take to themselves, and their successors, for the use of the said academy, any estate in any messuages, lands, tenements, hereditaments, goods, chattles, moneys or other effects, by gift, grant, bargain, sale, conveyance, assurance, will, devise or bequest of any person or persons whatsoever. And the said corporation by its name, style and title, shall have power to sue and be sued, implead and be impleaded, in any of the courts of law or equity within this commonwealth.
- SECTION 3.** The said stockholders may cause to be made for their use, one common seal with such devices and inscriptions thereon, as they shall see proper, and the same to alter at their pleasure, and by and with which all deeds, certificates and acts of the corporation, shall pass and be authenticated.

Incorporated

Name and style

Trustees

Privileges and franchises

Seal

SECTION 4. The officers of the said corporation shall consist of a president, secretary, treasurer, and a superintendent, who shall be elected on the first Saturday in May next, and on the same day, annually thereafter, at the academy in the town of Stouchsburg, by the stockholders of said institution, and each stockholder shall be entitled to one vote for each share of capital stock, which he or she shall or may hold at the time of the election, and he or she may vote either by proxy or in person.

Officers and :
annual elec-
tion
Vote

SECTION 5. The capital stock of the said company shall consist of thirty shares of twenty dollars each, with the privilege of raising them to forty dollars each, if deemed necessary by the said stockholders, payable by instalments of five dollars on each, at such times as may be agreed upon by a majority of the stockholders, and the president and treasurer shall make out certificates of stock, signed by them, and sealed with their corporate seal, and deliver one such certificate to each stockholder for every share by him or her held, on his or her paying to the treasurer on each share one-half of its amount, which certificate shall be transferrable in person or by attorney, on the books of the said company only, subject to the sum due or to become due on the shares so transferred.

Of capital
stock and in-
crease
Certificate of
stock
Transferrable

SECTION 6. There shall be a meeting of the stockholders at the academy at the termination of each quarter of the school; due notice of which shall be given by the secretary, at least three days previous thereto, and a majority of them shall constitute a quorum to do business, whose duty it shall be to examine the pupils in the different branches of their studies, to settle all matters in dispute between the teacher and the scholars, or their parents, or guardians, and the said stockholders shall have liberty to adjourn from time to time, as they may deem proper, for the purpose of transacting the business relative to the school.

Quarterly
meeting of
stockholders
Notice thereof
Examination
of pupils

SECTION 7. The said stockholders, or a majority of them, at each meeting, may enact such by-laws, rules and regulations, for the government of the school, as they shall deem proper. *Provided*, That the said by-laws, rules or regulations, be not contrary to the constitution and laws of the United States, or of this commonwealth.

Of by-laws
Proviso

SECTION 8. Notice of the annual election for officers shall be given by the secretary, either in writing to each stockholder, or by advertisement in three of the most public places in the town, at least ten days previous to the time of holding such election. And if it shall at any time happen, that no election shall be held on the day and in the manner hereinbefore described, the chartered privileges of this corporation shall not for that cause be forfeited, but the officers last elected,

Notice of an-
nual election
In case of no
election, &c.

and in office, shall remain in office until others shall be duly elected. And in case of absence or refusal of either of said officers to act, it shall be the duty of the secretary to notify the stockholders thereof, who may order another election to be held within one month after such notice, which shall be conducted in all respects as hereinbefore provided for.

SECTION 9. No misnomer of said corporation shall defeat or annul any gift, grant, devise or bequest, to or from the said corporation. *Provided,* That the intent of the parties shall sufficiently appear upon the face of the gift, grant, will, or other writing, whereby any estate or interest was intended to pass, to or from the said corporation.

SECTION 10. That the said corporation shall not be entitled to receive the annual appropriation made to academies, under the fourth section of an act, passed the twelfth of April, one thousand eight hundred and thirty-eight, entitled, a supplement to an act to consolidate and amend the several acts, relative to a general system of education by common schools; passed the thirteenth day of June, one thousand eight hundred and thirty-six.

WM. HOPKINS,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate,

APPROVED—The twenty-fifth day of June, eighteen hundred and thirty-nine.

DAVID R. PORTER.