

ever in their opinion the same may be injurious to the citizens of this commonwealth, in such manner however that no injustice shall be done to the corporators.

WM. HOPKINS,

*Speaker of the House of Representatives.*

W. T. ROGERS,

*Speaker of the Senate.*

APPROVED—The eighteenth day of March, eighteen hundred and forty.

DAVID R. PORTER.

[No. 62.]

## A N A C T

To incorporate the society known by the name of the Baptist Church of Phoenixville, in Chester county, Pennsylvania.

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 society known by the name of the Baptist Church of Phoenixville, in Chester county, Pennsylvania, is hereby erected into one body politic and corporate, in deed and in law, by the name, style and title of the "Baptist Church of Phoenixville, Chester county, Pennsylvania," and by the same name shall have perpetual succession, and be able to sue and be sued in all courts of law and elsewhere, and shall be able and capable in law and equity to take and hold lands and tenements, goods and chattels, of whatsoever kind, nature and quality, real, personal or mixed, which are now, or hereafter shall become, the property of the said congregation, by gift, grant, bargain, sale, conveyance, assurance, will, devise, bequest or otherwise, by any person or persons capable of making the same, and the same to grant, bargain, sell, mortgage or dispose of, and the yearly value or income of the real and personal estate of said corporation shall not any time exceed two thousand dollars, nor shall more than one hundred and fifty acres of land be at any time held or enjoyed by said association incorporated by this act, nor shall it be lawful for said corporation to appropriate any of its

Church estab-  
lished.

Style & title.

Income and  
possessions  
limited.

surplus funds to any other than a charitable or religious purpose.

**SECTION 2.** That the affairs of said corporation shall be managed and superintended by five trustees, three of whom shall be a quorum to transact business, to be chosen from the members of said congregation, who shall choose by ballot from among their number a president and secretary, and shall also choose a treasurer from among the members of the congregation, who is not a trustee, and who shall, if required by the trustees of said corporation, give sufficient security for the trust reposed in him and shall account to such trustees for all sums of money received by him or remaining in his hands at any time; and in case of the removal of the president or any of the trustees by death, resignation or otherwise, the vacancy or vacancies shall be supplied by the board of trustees till the next annual election, and the following named persons shall be trustees until others shall be elected in the manner hereafter prescribed, viz: Joseph Pennypacker, Isaac M. Davis, Henry Place, Joseph Rapp, and Thomas W. Young, to continue in office until the first Saturday in May, one thousand eight hundred and forty, on which day the members of said congregation shall elect five trustees, to continue in office for one year or until others shall be elected to fill their places, and the annual election of trustees shall be on the first Saturday in May in each year; *Provided, always,* That the same trustees or any of them may be re-elected.

**SECTION 3.** That all elections to be held in pursuance of this act shall be conducted by three members of the corporation, who shall be appointed inspectors at the same place where the trustees are to be elected, as aforesaid, by the electors then assembled, in such manner as may be agreed on by said electors, and the inspectors so chosen shall appoint one or more persons as their clerk or clerks to perform such duties as the nature of the case may require; and any person, not a member of said corporation, contributing yearly a sum not less than two dollars to the support of the church shall be entitled to vote at the elections of said corporation, and shall be eligible as a trustee, and each election so had, as aforesaid, shall be closed and the number of votes for each person shall be ascertained; the inspectors of said election or a majority of them shall thereupon make out under their respective hands a return thereof, with the names of the trustees elect, and shall deliver the said return to the secretary of the corporation, who shall within three days thereafter give notice in writing to each of the trustees elect, of their respective elections.

**SECTION 4.** That any person who shall hereafter be a member of said congregation shall be entitled to all the privi-

leges and subject to the same regulations as other members, and every member shall be at liberty at any time to withdraw from said corporation.

SECTION 5. That the said corporation shall have a right to make and use a common seal, with device and inscription as to them shall seem meet, and to alter and revise the same at pleasure. <sup>Seal.</sup>

SECTION 6. That the said trustees and their successors shall have power to enact and enforce such by-laws and ordinances as may be proper and necessary for the regulation and transaction of the business of the said corporation, to establish and change the time and place of the annual election of trustees from time to time, as the same may be found convenient, or, if said congregation neglect to elect on the day of the annual meeting, appoint any subsequent time on which said election may be held; *Provided*, That public notice shall be given on Lord's day, immediately before or after divine service, and in such other manner as a majority of the trustees may direct, at least one week previous to the time and place of holding such elections; *And provided, also*, That said by-laws and ordinances shall not be inconsistent with the constitution and laws of this State or of the United States, and that the same be approved of by a majority of the members of the congregation, qualified as aforesaid, to vote at any special meeting called by the trustees for that purpose, on notice given, as aforesaid, and the by-laws and ordinances of the said corporation shall be fairly entered and registered by the secretary, which book and other records of the corporation shall be open to the inspection of any member of the corporation at all reasonable hours, on application to the secretary, and in case an election of trustees shall not be held at the time or times appointed, the corporation shall not thereby be dissolved; *And, more-over*, The Legislature reserve the right to repeal, alter or amend this act or any part thereof at any time hereafter. <sup>By-laws.</sup> <sup>Proviso.</sup> <sup>Notice of election.</sup> <sup>Books, &c.</sup> <sup>subject to inspection.</sup> <sup>Repealing clause.</sup>

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