

act last aforesaid; *Provided*, That so much of the act to ^{Proviso.} which this is a supplement as prohibits a writ of error or appeal shall be and the same is hereby repealed.

WM. HOPKINS,

Speaker of the House of Representatives.

W. T. ROGERS,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, one thousand eight hundred and forty.

DAVID R. PORTER.

[No. 92.]

AN ACT

To incorporate the Annville Academy, in the county of Lebanon.

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 there shall be and hereby is established in the town of Annville, in the county of Lebanon, an academy or public school for the education of youth in the English and other languages, and in the useful arts, sciences and literature, by the name, style and title of the Annville Academy, under the care and direction of six trustees who and their successors in office shall be and are hereby declared to be one body politic and corporate, in deed and in law, by the name and style of "The Trustees of the Annville 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 law and elsewhere and shall be capable in law and equity to take and hold to them and their successors for the use of said academy, lands, goods, chattels, moneys of every kind whatsoever, by gift, grant, conveyance, devise or bequest from any person or persons whomsoever capable of making the same, and the same from time to time to sell, convey or dispose of for the use of said academy, and to erect such buildings as may be necessary,

Academy established.

Name & style

Powers and privileges.

Seal.

and to have and use one common seal, and the same to alter and renew at pleasure, and generally to do all and singular the matters and things that shall be lawful for them to do, for the well being of said academy and the due management and ordering of the affairs thereof.

SECTION 2. The first election of trustees shall take place on the first Monday in January, in the year one thousand eight hundred and forty-one, and on the same Monday thereafter, annually, in the academy in said town of Annville, and the said election shall commence at the hour of one o'clock in the afternoon, and continue until five o'clock in the afternoon, and shall be conducted by two managers who shall be appointed by a majority of the citizens qualified to vote, who may be present, at the time of commencing said election. No person shall be allowed to be a trustee or to vote unless he be a stockholder, and shall have subscribed and paid to the funds of said academy the sum of ten dollars. The votes shall be given by ballot, and each ticket shall be labelled on the outside "Trustees of Annville Academy," and the first election shall contain the names of six persons, and the six having the greatest number of votes, and being qualified according to the provisions of this act, shall be the trustees for the ensuing year and until their successors are elected; the managers shall certify the result of the election to each person so elected, and as soon as convenient after the election the said trustees shall by lot divide themselves into four classes, of two each, the term of office of the first class shall expire in one year after their election, that of the second class in two years, that of the third class in three years, and after the first election but two trustees shall be elected annually. The board of trustees shall have power to fill vacancies, to appoint their president, who shall be one of the elected trustees, and they shall have power to enact such by-laws as may be necessary, not being inconsistent with the constitution and laws of the United States or the constitution and laws of this commonwealth, and three of the said trustees shall constitute a quorum, and a quorum may in the absence of the president appoint a president pro tempore; the president shall be appointed yearly; the said board of trustees shall appoint a secretary and treasurer yearly, but they shall have power to remove either whenever a majority of the board shall think it proper. The treasurer shall, before he commences the duties of his office, give a bond to said corporation with one or more good surties, to be approved by a majority of the managers, for a penal sum double the estimated amount for the time being of the funds of the corporation, conditioned for the performance of the duties enjoined and the repayment of moneys received by him.

Annual election when, where and how held.

Who may vote or be a trustee.

Classification of trustees.

Vacancies. President.

By-laws.

Quorum.

Secretary and treasurer.

Bond.

SECTION 3. The treasurer shall receive and hold all moneys ^{Duties of} belonging to the institution and pay the same only to the order of the board, signed by the president and secretary, or by a majority of trustees, and he shall keep fair accounts thereof, to be open at all seasonable hours for the inspection of such committee as said stockholders may appoint, and the said treasurer shall annually in the month of January exhibit all his books, vouchers and accounts of every kind before the trustees of the institution. ^{treasurer.}

SECTION 4. Any and all property or money which may ^{Certain pro-} have heretofore been granted or in any wise directed by the ^{erty vested} owner thereof to be appropriated to the use of the institution ^{in corporation} hereby established, is hereby vested in said corporation.

SECTION 5. John G. Marshall, Cyrus Carmony, John ^{Trustees.} Troxall, Henry Siegreest, Daniel Strubhour and John Ely are hereby appointed trustees of said corporation until their successors be elected, with the same powers as are hereinbefore vested in the board of trustees hereafter to be elected: *Provided*, That the said academy shall not be entitled to the annual appropriation to academies, provided for in the fourth annual appropriation of the act of 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 thirtieth day of June, one thousand eight hundred and thirty-six." ^{Not to receive}

SECTION 6. The legislature reserves the right to repeal, alter or amend the privileges hereby granted in such manner ^{Repealing} that no injury be done to the corporators. ^{clause.}

WM. HOPKINS,

Speaker of the House of Representatives.

W. T. ROGERS,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, one thousand eight hundred and forty.

DAVID R. PORTER.