

shall be made out and returned to the commissioners of Beaver and Mercer counties in proportion to the time severally spent by them in each of the respective counties in locating said road, and that they be paid out of the treasury of each of the aforesaid counties on warrants drawn in the usual way.

SECTION 30. That the said commissioners shall meet on or before the first Monday in June next, or as soon thereafter as practicable; and complete the review of said road as soon as practicable; and if any vacancy or vacancies shall happen, by resignation or otherwise, the court of Quarter Sessions of Beaver county shall fill said vacancy or vacancies by the appointment of suitable persons, who shall perform said duty.

WM. HOPKINS,

*Speaker of the House of Representatives.*

W. T. ROGERS,

*Speaker of the Senate.*

APPROVED—The ninth day of April, A. D., eighteen hundred and forty.

DAVID R. PORTER.

[No. 128.]

## AN ACT

Relative to County Auditors, and for other purposes.

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 from and after the passage of this act, if any county auditor within this commonwealth, who shall have taken upon himself the duties of such office, shall neglect or refuse to perform the duties enjoined upon such office by law, he shall forfeit the sum of one hundred dollars, to be recovered by the county, as debts of like amount are recoverable.

Penalty when county auditors neglect or refuses to perform duty.

SECTION 2. That there shall be and is hereby erected into a body corporate, an association for the education of youth, in the arts, sciences and useful literature, in Sadsbury township, in the county of Chester, to be entitled the Moscow academy, of which Robert Belville, James Latta, William W. Latta, Jonathan Schofield, David Agnew, Joseph Wiley, and

Moscow academy established.

Name.

- Trustees. William Stewart, are hereby appointed trustees of the same for the term of one year from the passage of this act, and by the said name and style shall have perpetual succession, and be capable in law and equity to sue and be sued, and to take and hold all property, real and personal, which may be granted and in any wise transferred to the said academy for the purposes of education, and the same to alien and dispose of, or to hold and use for the purpose aforesaid, and may have a common seal, and the same to alter, break, or renew at pleasure, and the following articles of association shall regulate said corporation, the legislature reserving the right to alter or modify the same at pleasure.
- Seal.
- Annual election. First: It shall be governed by seven trustees, who shall be elected from among the stockholders annually, on the last Monday in March, four of whom shall constitute a quorum to transact business.
- Trustees may receive and make titles. Second. Three of the stockholders shall be appointed trustees, to whom the title of the lands and buildings shall be made, with authority to sell or convey at the desire of the holders of two thirds of the stock.
- Officers. Third. The officers of the institution shall consist, (in addition to the trustees above named) of a treasurer and secretary, who may be chosen from among the trustees.
- Treasurer's duties. Fourth: It shall be the duty of the treasurer to collect and disburse all moneys belonging to the institution, keep a regular account of receipts and payments, and receive donations, but pay no moneys except to the order of the president of the board of trustees.
- Secretary's duty. Fifth: It shall be the duty of the secretary to keep minutes of the proceedings of the board of trustees, notify the stockholders of special and stated meetings, and keep the books and accounts of the institution.
- Votes. Sixth: Each stockholder shall be entitled to one vote for every share he may hold.
- Elections. Seventh: In elections of trustees, those candidates who shall receive the greatest number of votes shall be considered duly chosen.
- Transfers. Eighth: The stock shall be transferable only on the books of the institution.
- Religious worship. Ninth: On application from any stockholder the academy shall be opened to preachers of all religious denominations, who may come well recommended, by obtaining permission from any one of the trustees: *Provided*, That no meeting shall be held to interfere with the time allowed to teaching the school.
- Certificates. Tenth: The secretary shall issue certificates to the stockholders for as many shares as they may possess, (on payment of all arrearages) signed by himself and the president of the board of trustees.

Eleventh: It shall be the duty of the trustees to engage the Teacher. teacher, lease the room, attend examinations, and do all things necessary for the welfare of the institution.

Twelfth: It shall require the consent of a majority of the Discharge. trustees to discharge a teacher.

Thirteenth: The trustees may sell a sufficient quantity of Trustees may stock at the original cost per share, to finish the buildings and <sup>sell certain</sup> pay the debts of the institution, and may also effect an insu- <sup>amount of</sup> rance of the premises against fire, either temporary or per- <sup>stock.</sup> petual, out of the funds of the institution.

Fourteenth: A majority of the trustees may loan or let the Sunday buildings for the accommodation of the Sunday schools, or for schools. other purposes.

Fifteenth: The trustees may enact their own by-laws. By-laws.

Sixteenth: In all business relative to the affairs of the academy, it shall require a majority of the trustees to act, with Majority. the exception of the provisos before made, and a majority of Quorum. of the quorum present shall be considered a majority of the trustees.

Seventeenth: It shall require the consent of the holders of Two-thirds two-thirds of the stock to alter or amend this constitution. may amend.

SECTION 3. That the said corporation shall not be entitled to receive the annual appropriation made to academies, under Not to receive annual appropriation. 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.

SECTION 4. That from and after the passage of this act, the Dauphin co. county auditors of the county of Dauphin, in addition to the auditors to receive mileage. pay allowed them by law, shall be allowed six cents and one-fourth of a cent for each mile circular necessarily travelled in the execution of the duties of their office.

WM. HOPKINS,

*Speaker of the House of Representatives.*

W. T. ROGERS,

*Speaker of the Senate.*

APPROVED—The ninth day of April, one thousand eight hundred and forty.

DAVID R. PORTER.