

[No. 156.]

A N A C T

To incorporate the Wrightsville Academy, in the county of York.

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 association formed at Wrightsville, in county of York, under the articles hereinafter set forth, by the name and style of the Wrightsville Academy, shall be and hereby is enacted into a body corporate by the same name and style, and under the same articles, and by said name and style shall have perpetual succession, and be capable in law and equity to sue and be sued, to take and hold the stock which may be subscribed, and all property, real and personal, which may be granted and in any wise transferred to the said academy for the purpose of education, and the same to alien and dispose of, or to hold and use, for the purpose aforesaid; and the following articles of association shall regulate said corporation, the legislature reserving the right to alter or modify the same at pleasure.

Incorporated.

Name & style

Privileges & powers.

ARTICLE I.

Name. The institution shall be called the Wrightsville Academy.

ARTICLE II.

Trustees. It shall be governed by seven trustees, who shall be elected from among the stockholders on the last Saturday in April, Anno Domini, one thousand eight hundred and forty, and annually thereafter, between the hours of one and six o'clock of said day, in the borough of Wrightsville.

ARTICLE III.

Names of trustees. Jacob Livergood, Jacob Bann, Abraham Harris, Joseph Wilson, Matthew Kerr, Gaylord L. Mare, and Robert W. Smith shall constitute a board of trustees till others shall be elected, and shall have power to receive subscriptions to the capital stock of the institution, in a book to be by them opened for that purpose, and the same to keep open until the shares of stock hereinafter mentioned shall be subscribed.

ARTICLE IV.

Power of. The board of trustees shall have power to fill vacancies, to appoint their president, who shall be one of the elected trus-

tees, 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 and of this commonwealth, and four of the said trustees shall constitute a quorum to transact business, and a majority of the quorum present shall be considered a majority of the trustees, and 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 when 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 sureties to be approved by a majority of the trustees, 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 the moneys received by him, and the delivery of all the books and papers of the association which may be in his possession, to his successor in office.

By-laws.
Quorum.
Officers.
Power to remove.
Treasurer give bond.

ARTICLE V.

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.

Title of lands &c. to whom made.

ARTICLE VI.

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, countersigned by the secretary.

Duty of treasurer.

ARTICLE VII.

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.

Of Secretary.

ARTICLE VIII.

The stock of this institution shall consist of thirty shares of twenty dollars each, with the privilege of increasing the number of shares so as not to exceed fifty, if a majority of the stockholders deem it advisable, payable at such time and in such manner as the trustees may order.

Capital stock and increase.

ARTICLE IX.

The secretary shall issue certificates to stockholders for as many shares as they may possess, upon their paying into the treasury ten dollars upon each share, signed by himself and the president of the board of trustees.

Of certificates

ARTICLE X.

Transfer of stock. The stock shall be transferable only on the books of the institution, subject also to all arrearages at the time of said transfer.

ARTICLE XI.

Vote. Each stockholder shall be entitled to one vote for each share he or she may hold.

ARTICLE XII.

Of election of trustees. In elections of trustees those candidates who shall receive the greatest number of votes shall be considered duly chosen.

ARTICLE XIII.

Superintendent's duty of. A superintendent shall be selected from among the trustees, whose duty it shall be to examine into the progress of the scholars and enjoin more distinctly the necessary regulations of the institution by which the teacher is to be governed.

ARTICLE XIV.

Teacher. It shall be the duty of the trustees to engage the teachers, lease the room, attend examinations, and do all things necessary for the welfare of the institution; and it shall require the consent of a majority of the trustees to discharge a teacher.

ARTICLE XV.

Seal. The stockholders may cause to be made for their use one common seal, with such devices and inscriptions thereon as they may deem proper, and the same to alter, break or annul at their pleasure, and by and with which all deeds, certificates and acts of the association shall pass and be authenticated.

ARTICLE XVI.

By-laws, &c. to be recorded. All by-laws, ordinances and proceedings of the corporation shall be fairly and regularly entered into a book to be kept for that purpose, which proceedings shall be open for the inspection of the stockholders, at all seasonable hours, and no misnomer of the said corporation shall defeat or annul any right, grant, devise or bequest unto the same; *Provided*, The interest of the parties shall sufficiently appear on the face of the gift, grant, will or other writing, whereby any estate or other interest was intended to pass to the said corporation, nor shall any non-user of the rights, liberties, privileges, jurisdiction and authority hereby granted to the said corporation create or in any wise cause a forfeiture thereof.

ARTICLE XVII.

Consent of stockholders to amend. It shall require the consent of the holders of two-thirds of the stock to alter or amend this constitution.

SECTION 2. That the said corporation shall not be entitled to receive the annual appropriation made to academies, by the fourth section of an act, passed the twelfth day 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, eighteen hundred and thirty-six. Not to receive annual appropriation.

WM. HOPKINS,

Speaker of the House of Representatives.

EBEN'R. KINGSBURY, Jr.

Speaker of the Senate.

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

DAVID R. PORTER.

[No. 157.]

AN ACT

To incorporate the "Danville rail road 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 Peter Baldy, William Donaldson, Dr. William H. Magill, John C. Boyd, E. Trego, Thomas Chambers, George A. Frick, Jacob Hibler, John C. Grier, Valentine Best, and John Moore, are hereby appointed commissioners, and they or any three of them, are authorized to open books at such times and places and upon such notice as they may deem expedient, for the purpose of receiving subscriptions to the capital stock of the company hereinafter directed to be incorporated; to keep open the said books until such a subscription to said capital stock is subscribed as may be necessary to its incorporation: *Provided*, That the same are not kept open longer than twelve months from the time of their first being opened; and if any of the said commissioners shall resign, neglect to act, be absent, or become legally incapacitated to act during the continuance of the duties devolved upon them by this act, others may be appointed in their stead by a majority of the persons named in this act. Proviso.

SECTION 2. That the capital stock of said company shall be three hundred thousand dollars, in shares of fifty dollars each, and which said capital stock may be increased, if the exigencies of the company shall require it, by the said company, to any Capital stock \$300,000.