

within the limits of the borough of Pittston, in the county of Luzerne, shall constitute a separate election district, and the place for holding the elections in said district, be and the same is hereby fixed at the brick school house in said borough.

SECTION 2. The first election under this act shall be the general election to be held on the second Tuesday in October next, and the provisions of the first section of this act shall embrace all special, borough and general elections.

SECTION 3. The said borough of Pittston shall also constitute a separate school district, and shall be separate from any other district or districts, except so far as any taxes for school purposes may be now assessed, laid or collected, and the taxes for school purposes in said borough for the next school year shall be laid, assessed and expended by the school authorities of said district, in the manner and subject to the laws and regulations of this Commonwealth.

E. B. CHASE,

Speaker of the House of Representatives.

M. M'CASLIN,

Speaker of the Senate.

APPROVED—The twenty-second day of April, one thousand eight hundred and fifty-four.

WM. BIGLER.

No. 474.

AN ACT

To incorporate the Kittatinny Summer Retreat Association.

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* Wm. A. Brodhead, Charles Brodhead, Samuel C. Shimer, Albert G. Brodhead, junior, and Robert S. Van Syckle, or any three or more of them, be, and they are hereby appointed commissioners to do and perform the following duties, that is to say, they shall at such time or times, place or places, and upon such notice as they may deem expedient, open books for the purpose of receiving subscriptions to the capital stock of the association incorporated by this act, and they may adjourn from time to time and to such places as they may deem proper, until the whole amount of stock authorized by this act shall be subscribed, and if the whole amount of said stock shall not have been taken before the organization of said association, it shall be lawful for the president and directors, for the time being, to receive such subscriptions of stock until the whole amount thereof shall be taken. Commissioners.
Open books.

SECTION 2. That the capital stock of said association shall be fifty thousand dollars, in shares of fifty dollars each, certificates whereof shall be issued to the subscribers for the number of Capital stock.

shares by them respectively subscribed, signed by the president, countersigned by the secretary, and sealed with the common seal of said corporation, which stock shall be transferrable in person or by attorney, executors, administrators, guardians or trustees, under such regulations and restrictions as may be provided by the by-laws.

Letters patent.

SECTION 3. That when twenty per centum on said capital stock shall have been subscribed, and two dollars on each and every share thereof shall have been paid, the commissioners aforesaid, or such of them as shall have acted, shall certify to the Governor, under their hands and seals, the names of the subscribers, the number of shares subscribed by each, and that two dollars on each share thereof have been paid, whereupon the Governor shall, by letters patent, under his hand and the seal of the Commonwealth, create and constitute the said subscribers, and those that may thereafter be associated with them, their successors and assigns, into a body politic and corporate, in deed and in law, by the name, style and title of the Kittatinny Summer Retreat Association, and by that name to have perpetual succession with all the privileges, franchises and immunities incident to a corporation, and may sue and be sued, plead and be impleaded, complain and defend in all courts of law and equity of record or otherwise, may make, have and use a common seal, and the same may alter and amend at pleasure, may ordain such by-laws, ordinances and regulations as may be necessary and convenient for the proper government of said corporation, the same not being contrary to the constitution and laws of the United States and this Commonwealth, and generally may do all and singular the matters and things necessary for the well being and due management of said corporation, and also as such shall have power to purchase lands at the Delaware water gap, and make such improvements to and upon the same as to said corporation may seem expedient and proper.

Style.

Privileges.

Meeting of subscribers.

SECTION 4. That as soon as conveniently may be after the said letters patent shall be obtained, the said commissioners who may have assumed the duties mentioned in this act, or any three of them, shall appoint a time and place for the subscribers to meet, for the purpose of organizing the association, giving at least three weeks' notice thereof, in at least one paper published in the borough of Stroudsburg, and one paper published in the city of Philadelphia, and the subscribers, when met at the time and place so appointed, shall elect by a majority of the votes given, in person or by proxy, a president and four directors, who shall manage the affairs and business of said association until the first Monday of August then next ensuing and until other, chosen: *Provided*, That no person shall be eligible to the office of president or director who is not a stockholder in said association: *And provided further*, That in case of the death or resignation of the president or any director the remaining directors shall by a majority of the whole board supply the vacancy until the next annual election.

Proviso.

Proviso.

Duties of president and directors.

SECTION 5. That the president and directors of said association for the time being are hereby authorized and empowered to exercise all the powers granted to the corporation, they shall meet at such times and places as they may deem most convenient for the transaction of their business, and when met three shall be a quorum, the president, if present, shall preside at all meetings, and have the right to vote only in case of a tie, in the ab-

sence of the president the board shall appoint a president pro tempore, they shall keep minutes of their proceedings in a suitable book to be provided for that purpose, shall choose a secretary and treasurer, and may appoint and employ all such officers, agents, superintendents, artizans, workmen or other persons as in their opinion may be necessary and proper in the management of the affairs and business of said association, at such times in such manner and under such regulations as they may determine, they shall fix the salaries and wages of such officers and persons employed by them, and may require bond with security in such sums as they may deem proper of each, and any of said officers or other persons by them appointed or employed, for the faithful discharge of their duties, they are also authorized to design, determine and contract for any improvements they may deem necessary for the accommodation of visitors, and the beauty and adornment of the grounds of the corporation, and to lease the property belonging to the corporation to such lessee or lessees for such term or terms and at such annual rents as may be determined by the board, and generally may do all such acts, matters and things as by this act and the by-laws of the association they may be authorized to do: *Provided*, That the said stockholders shall be personally liable in their individual capacity for all debts legally contracted by the said association. Proviso.

SECTION 6. That dividends of so much of the profits of the company as shall appear advisable to the directors, shall be declared and paid to the stockholders or their representatives, at such times and places as may be provided by the by-laws. Dividends.

SECTION 7. That the election for directors shall be conducted as follows, to wit: at the first election the commissioners who have acted or any three of them shall appoint three stockholders, to be judges of the said election, and to hold the same, and at every succeeding election the directors for the time being shall appoint three stockholders for the like purpose; and the persons so appointed by the commissioners or directors shall respectively take and subscribe an oath or affirmation before any officer competent to administer the same well and truly, and according to law to conduct such election to the best of their knowledge and ability, and the said judges shall decide upon the qualifications of voters, and when the election is closed shall count the votes and declare who is elected, and certify the same at the first election to the commissioners who appointed them, and at all subsequent elections to the directors, and if at any time it shall happen that an election of directors shall not be held at the time specified, the corporation shall not for that reason be dissolved, but it shall be lawful to hold such election on any day within one year thereafter, by giving at least ten days previous notice of the time and place of holding such election, in one paper published in the borough of Stroudsburg, and one paper published in the city of Philadelphia, and the directors of the preceeding year continue in office with all the powers belonging to them as such until others are elected, each share of stock shall entitle the holder thereof to one vote, and each ballot shall have endorsed thereon the number of shares thereby represented, no proxy shall be received or entitle the holder thereof, to vote at any election or general meeting, unless the same shall bear date and have been duly executed within three months next preceeding such election or general meeting. Elections, how conducted.

Annual election.

SECTION 8. That the annual election of officers of such association, shall be held on the first Monday of August, in each and every year at such place as shall be fixed upon by the said commissioners and directors, and notice thereof shall be given by the secretary in the same manner as is required in the seventh section of this act.

Amendment of by-laws.

SECTION 9. That the stockholders of said association shall have power at any general meeting for the election of president and directors, or any meeting called for the purpose may alter or amend the by-laws enacted by the board of directors: *Provided*, That notice of such meeting and the proposed alterations or amendments, shall have been given by publication as required in the seventh section of this act.

SECTION 10. That nothing in this act contained shall be construed to authorize the said association to engage in any banking business, and the Legislature hereby reserves the right to alter, annul or revoke this charter and the powers hereby granted, whenever they may see proper or the public interest may require it, so that no injustice be done to said stockholders.

E. B. CHASE,

Speaker of the House of Representatives.

M. M'CASLIN,

Speaker of the Senate.

APPROVED—The twenty-second day of April, one thousand eight hundred and fifty-four.

WM. BIGLER.

No. 475.

AN ACT

Relative to Supervisors in Mount Pleasant township, Westmoreland county.

Four supervisors
to be elected,

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 citizens of Mount Pleasant township, Westmoreland county, are hereby authorized to elect annually, four supervisors; two of the said supervisors shall reside south of the Clay pike, in said township, and two north of said pike; the two supervisors who shall reside south of the said Clay pike, shall have full control and management of the roads in that part of the township, and of so much of the Clay pike as commences at the western line of said township, to the house of Abraham Horbach, and the two supervisors who shall reside north of the Clay pike, shall have control and management of the said pike from the house of Abraham Horbach to its intersection with the plank road at the house of Daniel Hay, and of all other roads north of the said Clay pike, the said supervisors shall levy separate taxes, and in all respects be independent of each other.