

land of the said Daniel Elliot at the mouth of the said run on the southwest side of the said river, over to the northeast side thereof, into the reserved lands of this state, and praying the said ferry to be established in right of him the said Daniel Elliot, his heirs and assigns; and this house being fully satisfied that a public ferry at the place aforesaid would be of public utility:

Therefore:

[Section I.] (Section II, P. L.) Be it enacted and it is hereby enacted by the Representatives of the Freemen of the Commonwealth of Pennsylvania in General Assembly met, and by the authority of the same, That from and after the passing of this act, it shall and may be lawful for the said Daniel Elliot, his heirs and assigns at his or their proper cost and charges to make or cause to be made, at or near the mouth of said run a convenient landing place, and shall keep and maintain the same in good order and repair, fit for men, horses and carriages to pass and repass from thence over the said river, into the tract reserved for the use of this state, and shall also provide and maintain a good and substantial boat or boats, and capable ferry-men who shall duly and constantly attend as occasion may require, under and subject to such charges, rules and regulations, as to the legislature of this state hereafter shall seem meet.

Passed March 11, 1784. Recorded L. B. No. 2, p. 244, etc.

CHAPTER MLXXIV.

AN ACT FOR INCORPORATING THE PRESBYTERIAN CHURCH IN HANOVER TOWNSHIP, LANCASTER COUNTY.

(Section I, P. L.) Whereas the minister, elder and others, members of the Presbyterian church in Hanover township, in the county of Lancaster, by their petition have prayed that their said church may be incorporated, and by law enabled as a body corporate and politic, to receive and hold such charitable dona-

tions and bequests as may from time to time be made to their society and vested with such powers and privileges as are enjoyed by the other religious societies who are incorporated in this state:

(Section II, P. L.) And whereas it is just and right, and also agreeable to the true spirit of the constitution that the prayer of their said petition be granted:

[Section I.] (Section III, P. L.) Be it therefore enacted and it is hereby enacted by the Representatives of the Freemen of the Commonwealth of Pennsylvania in General Assembly met, and by the authority of the same, That John Cooper, James Johnston, James McCreight, Daniel Broadley, George Crain, John McEwen, John Robinson, Richard Dermond and Ambrose Creain, and their successors duly elected and appointed, in such manner and from as hereinafter is directed, be and they are hereby made and constituted a corporation and body politic in law and in fact to have continuance forever, by the name, style and title of "The Presbyterian Church in Hanover township in the county of Lancaster."

[Section II.] (Section IV, P. L.) And be it further enacted by the authority aforesaid, That the said corporation and their successors by the name, style and title aforesaid shall forever hereafter be able and capable in law, as well to take, receive and hold all and all manner of lands, tenements, rents, annuities, franchises and other hereditaments, which at any time or times heretofore have been granted, bargained, sold, enfeoffed, released, devised or otherwise were conveyed to the said Presbyterian church in Hanover township and county aforesaid, or to the religious congregation, worshipping therein now under the pastoral charge and care of the Reverend Matthew Woods, or to any other person or persons to their use, or in trust for them and the same lands, tenements, rents, annuities, liberties, franchises, and other hereditaments, are hereby vested and established in the said corporation and their successors forever, according to their original use and intention. And the said corporation and their successors are hereby declared to be seized and possessed of such estate and estates therein, as in and by the respective grants, bargains, sales, enfeoffments, releases,

devises or other conveyances thereof is or are declared, limited and expressed, as also that the said corporation and their successors aforesaid, at all times hereafter shall be capable and able to purchase, have, receive, take, hold and enjoy in fee simple or of any other less estate or estates, any lands, tenements, rents, annuities, liberties, franchises and other hereditaments, by the gift, grant, bargain, sale, alienation, enfeoffment, release, confirmation or devise of any person or persons, bodies politic, a corporate, capable and able to make the same and further that the said corporation may take and receive any sum or sums of money, and any manner or portion of goods and chattels, that shall be given or bequeathed to them by any person or persons, bodies politic or corporate, capable to make a gift or bequest thereof; such money, goods and chattels to be laid out by them in a purchase or purchases of lands, tenements, messuages, houses, rents, annuities or hereditaments, to them and their successors forever, or the moneys lent on interest, or otherwise disposed of according to the intention of the donors.

[Section III.] (Section V, P. L.) And be it further enacted by the authority aforesaid, That the rents, profits and interest of the said church and corporation shall by the said trustees and their successors from time to time, be applied for the maintenance and support of the pastor of the said church, for salaries to their clerk and sextor, and in repairing and maintaining their lot and house of public worship, burial ground, school house and other tenements which now do, or hereafter shall belong to the said church and corporation.

[Section IV.] (Section VI, P. L.) And be it further enacted by the authority aforesaid, That if hereafter the building for public worship or any other tenements of the said society shall be burnt, endangered or otherwise rendered unfit for use, or if hereafter the said house of public worship shall appear to be too small to accommodate the congregation, whereby it shall become necessary to rebuild or repair the same that then and in such case it may be lawful for the said corporation and their successors to make sale or otherwise [dispose] of any part or parcel of the said real or personal estate other than the site of the house of public worship, burial ground and school house, for the purposes aforesaid and not otherwise.

[Section V.] (Section VII, P. L.) Provided always, and be it further enacted by the authority aforesaid, That in the disposal and application of the public moneys of the said corporation or in the making sale or disposition of any part or parcel of the real or personal estate of the said corporation, for any of the purposes aforesaid the consent and concurrence of the major part of the regular members of the said church, qualified as hereinafter is directed shall be had and obtained, and the votes herein after directed to be taken shall be by ballot, and also that the said trustees in like manner qualified, shall be admitted to vote therein as members of the said church.

[Section VI.] (Section VIII, P. L.) And be it further enacted by the authority aforesaid, That the said trustees and their successors shall not by deed, fine or recovery, or by any other ways or means, grant, alien or otherwise dispose of any, manors, messuages, lands, tenements or hereditaments in them or their successors vested or hereafter to be vested, nor charge nor encumber the same to any person or persons whatsoever, except as hereinbefore is excepted.

(Section IX, P. L.) Provided nevertheless, That no deed or other conveyance made by the said trustees or their successors, bona fide and for valuable consideration for any part of the real estate of the said corporation, in case the possession thereof immediately pass to the purchaser and continue in him, his heirs and assigns, shall be invalidated, or called in question, for want of the consent and concurrence aforesaid, or for want of conformity to this act unless the same be done within seven years from and after the sale and delivery of the possession of such real estate to the purchase and purchasers thereof.

[Section VII.] (Section X, P. L.) And be it further enacted by the authority aforesaid, That the said trustees and their successors or the majority of any five of them met, from time to time, after public notice given the preceding Lord's day, commonly called Sunday, from the desk or pulpit of the said church, immediately after divine service, before the congregation are dismissed, or after regular notice in writing left at the house of each trustee, and the particular business having been mentioned at least one meeting before; be authorized and empow-

ered, and they are hereby authorized and empowered to make rules, by-laws and ordinances, and to do everything needful for the good government and support of the secular affairs of the said church.

(Section XI, P. L.) Provided always, That the said by laws, rules and ordinances, or any of them, be not repugnant to the laws of this commonwealth, and that all their proceedings be fairly and regularly entered in a church book to be kept for that purpose, and also that the said trustees and their successors, by plurality of votes of any five or more of them met as aforesaid, after such notice as aforesaid be authorized and empowered, and they are hereby authorized and empowered to elect and appoint from among themselves a president and also to elect and appoint from among themselves or others a treasurer and secretary, and the same president, treasurer and secretary or any of them, at their pleasure to remove, change, alter or continue as to them or a majority of any five or more of them, so met as aforesaid from time to time shall seem to be most for the benefit of the said church and corporation.

[Section VIII.] (Section XII, P. L.) And be it further enacted by the authority aforesaid, That the said corporation, and their successors shall have full power and authority to make, have and use one common seal with such device and inscription as they shall think proper, and the same to break, alter and renew at their pleasure.

[Section IX.] (Section XIII, P. L.) And be it further enacted by the authority aforesaid, That the said corporation and their successors by the name of the trustees of the Presbyterian church in Hanover township in the county of Lancaster shall be able and capable in law, to sue or be sued, plead and be impleaded, in any court or courts, before any judge or judges, justice or justices, in all, and all manner of suits, complaints, pleas, causes, matters and demands of whatsoever, kind, nature or form they may be, and all and every matter and thing therein to do in as full and effectual a manner as any other person or persons, bodies politic or corporate within this commonwealth may or can do.

[Section X.] (Section XIV, P. L.) And be it further enacted

by the authority aforesaid, That the said corporation shall always consist of nine members, called and known by the name of "The trustees of the Presbyterian church in Hanover township" and the said members shall at all times hereafter be chosen by way of ballot, by a majority of votes of such members met together of the said church or congregation, as shall have been enrolled in the aforesaid book, as stated worshippers with the said church for not less than the space of one year, and shall have paid one year's pew rents or other annual sum of money not less than ten shillings for the support of the said pastor and other officers of the said church their lot and house of public worship, and other lots and tenements belonging to the said church and corporation and towards the other necessary expenses of the said church, and shall not at the time of voting be more than one year behind or in arrears for the same.

(Section XV, P. L.) Provided always, That the pastor of the said church for the time being, shall be entitled to vote equally with any member of the said church or corporation.

(Section XVI, P. L.) And provided also, That all and every person or persons qualified as aforesaid to vote and elect, shall and may be capable and able to be elected a trustee aforesaid.

[Section XI.] (Section XVII, P. L.) And be it further enacted by the authority aforesaid, That the said John Cooper, James Johnson, James McCreight, Daniel Broadley, George Crain, John McEwen, John Robinson, Richard Dermond and Ambrose Crain, the first and present trustees hereby incorporated shall be and continue trustees aforesaid until they shall be removed in manner following: That is to say, one-third part in number of the trustees aforesaid, being the third part herein first named and appointed, shall cease and discontinue, and their appointment determine on the Monday next after the first Lord's day commonly called Sunday, in October which will be in the year of our Lord one thousand seven hundred and eighty-four; upon which day a new election shall be had and held of so many others in their stead and place by a majority of the persons met and qualified to vote agreeably to the true intent and meaning of this act, and to elect as aforesaid; and on the Monday next after the first Lord's day commonly called Sunday, in October in

the year following, the second third part in number of the trustees herein named shall in like manner cease and discontinue, and their appointment determine, and a new election be had and held of so many in their place and stead, and in like manner and on the Monday next after the first Lord's day, commonly called Sunday, in October in the year then next following, the last third part in number of the said trustees shall in like manner cease and discontinue, and their appointment determine, and a new election be had and held in like manner as herein before is directed; and that in the same manner, and by the like mode of rotation, one third part in number of the said trustees shall cease and discontinue, and their appointment determine, and a new election of the said third part be had and held in manner aforesaid, on the Monday next after the first Lord's day commonly called Sunday, in the month of October in every year forever; so that no person or persons shall be or continue, a trustee or trustees of the said church for any longer time than three years together unless he be re-elected.

(Section XVIII, P. L.) Provided always, That the persons belonging to the said church, who are in and by this act authorized and empowered to elect shall and may be at liberty to re-elect any one or more of the trustees whose times shall have expired on the day of the said annual election, whenever and so often as they shall think fit.

(Section XIX, P. L.) Provided also, That when any vacancy shall happen by the death, refusal to serve, or removal of any one or more of the trustees aforesaid, pursuant to the directions of this act; an election shall be had of some fit person or persons in his or their places and stead, so dying, refusing or removing, as soon as conveniently can be done; and the person or persons so elected shall be, remain and continue as a trustee or trustees aforesaid, so long without a new election as the person or persons, in whose place and stead he or they shall have been so elected as aforesaid would have remained or continued, and no longer; and that in all cases of a vacancy happening by the means in this act last mentioned, the remaining trustees shall be empowered to call a meeting of the electors for supplying the said vacancy such meeting to be notified and published from

the desk or pulpit of the said church in like manner as hereinbefore is directed and appointed for notifying and publishing the meeting of the trustees.

[Section XII.] (Section XX, P. L.) Provided always, and it is hereby enacted by the authority aforesaid, That the clear yearly value or income of the messuages, houses, lands, tenements, rents, annuities or other hereditaments and real estate of the said corporation shall not exceed the sum of five hundred pounds lawful money of the state of Pennsylvania, to be taken and esteemed exclusively of the moneys arising from the letting of the pews, and the contributions belonging to the said church and also exclusive of the moneys arising from the opening of the grounds or burials, which said money shall be received by the said trustees, and disposed of by them in the manner herein before described pursuant to the vote or votes of the members of the said church duly qualified to vote and elect as aforesaid.

Passed March 15, 1784. Recorded L. B. No. 2, p. 245, etc.

CHAPTER MLXXV.

AN ACT FOR RAISING, BY WAY OF LOTTERY, THE SUM OF FORTY-TWO THOUSAND DOLLARS, FOR IMPROVING THE PUBLIC ROADS LEADING FROM THE CITY OF PHILADELPHIA TO THE WESTERN PARTS OF THIS STATE, AND TOWARDS THE IMPROVING THE NAVIGATION OF THE RIVER SCHUYLKILL.

(Section I, P. L.) Whereas it is represented to this house, that the public roads leading from the city of Philadelphia to the western parts of this state are in bad repair, occasioned in some measure by the inability of the inhabitants of the several townships, through which the said roads pass, to improve the same; and it being of great consequence, that the most distant inhabitants should be enabled to bring the produce of their lands to market with the greatest facility, thereby the more effectually to promote the trade and commerce of this state: