

land office but made no provision for their accounting for the fees paid into their respective offices:

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 the secretary of the land-office, the surveyor-general and receiver general, shall collect the fees hereafter accruing by reason of their respective offices and once in every three months from the date of this act shall account for the same upon oath or affirmation to be administered by the treasurer of this state for the time being and pay them to the said treasurer for the use of this commonwealth.

Passed February 19, 1790. Recorded L. B. No. 4, p. 53.

CHAPTER MCDLXXXI.

AN ACT FOR FOUNDING AND ENDOWING A PUBLIC SCHOOL IN THE TOWN AND COUNTY OF HUNTINGDON.

(Section I, P. L.) Whereas it has been represented to this house by sundry inhabitants of the town and county of Huntingdon that considerable sums of money have been subscribed and contributed and convenient lots of ground appropriated for founding and carrying on a public grammar school for the said town and county according to the following fundamental articles, that is to say, First, The said school shall be governed by seven trustees residing in the town and township of Huntingdon to be chosen by contributors towards the school, of twenty shillings and upwards residing in the said town and township and one trustee for each township in the county to be chosen by contributors of twenty shillings and upwards resident in that township and whose whole contributions at the time of such election shall amount to fifteen pounds or upwards. Secondly, When any

trustee shall die, resign or remove out of the township for which he was elected or be otherwise disabled from acting as a trustee or shall neglect to attend the visitation of the said school for four succeeding quarterly meetings or visitations without such plea or excuse of absence as shall be deemed reasonable and satisfactory to the majority of a quorum or legal board of seven or more trustees duly assembled at such quarterly meetings, then and in every such case within three months after such death, resignation, removal out of the township or other disability or disqualification as aforesaid such board or quorum of seven or more surviving and remaining trustees shall cause ten days notice to be given in the township where the trustee or trustees resided whose seat hath been vacated by any of the means aforesaid appointing a time and place in such township for the election of a new trustee or trustees to supply such vacant seat or seats, at which election all freeholders who have either contributed twenty shillings or upwards towards founding the said school or who have paid that sum in tuition money for the education of any child or children shall be entitled to give their vote, provided that a majority out of seven such votes at least shall be deemed necessary for an election, and provided further, that if there be no such majority to vote or if the township shall neglect to make any choice according to notice given as aforesaid, then a board or quorum, not less than seven of the remaining trustees at any quarterly meeting, if they shall think it necessary, may nominate, elect and appoint a trustee or trustees to supply such vacant seat or seats in all which cases the person so to be chosen or appointed shall be resident in the town or township in which the person resideth whose seat he shall be chosen to supply. Thirdly, A charter of incorporation agreeably to the foregoing articles shall be applied for as soon as thirty or more contributors meeting in the town of Huntingdon shall choose the first seven trustees resident in the said town and township, which seven trustees shall be a quorum to apply to the legislature for a charter of incorporation and a grant of a proportionate part of the lands reserved as a fund for the endowment of public schools, agreeably to the forty-

fourth section of the constitution of this Commonwealth, and the said seven trustees shall also be a quorum to solicit and procure subscriptions and contributions in the other townships of this county and of strangers and also to agree with and employ a school-master and to carry on a proper building for a school-house and lastly to direct new elections or appointments to be held to fill up any vacancies that may happen in their own number, although fewer than seven be assembled at a quarterly meeting as must be the case should any vacancy happen among the first seven trustees for the town or township of Huntingdon before any election in the other townships.

And whereas it hath been further represented to this house that agreeably to the articles aforesaid thirty and more subscribers to the said school residing in the town and township of Huntingdon have duly elected Benjamin Elliot and Andrew Henderson, Esquires, the Honorable John Cannon, Esquire, and George Folkner, Alexander Dean, John Dean, and John Williams, Gentleman, as the first seven trustees, resident in the said township for beginning and carrying on the said school and the said seven trustees and other inhabitants of the said town and county of Huntingdon have humbly prayed, that a charter of incorporation may be granted to them:

And whereas this house are desirous to propagate the true principles of religion and liberty, virtue and knowledge with an equal and liberal hand through every part of this state agreeably to their duty and the great trust committed to them by the constitution and laws of the same.

[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 the said Benjamin Elliot, Andrew Henderson, John Cannon, George Folkner, Alexander Dean, John Dean and John Williams and such other persons as shall be duly elected trustees according to the articles hereinbefore recited shall be and they are hereby declared to be one community, corporation and body politic to have continuance forever according to the said articles by the name and style of "The Trustees of the Public School of the County of Hunting-

don in the Commonwealth of Pennsylvania ,” and by the same name they and their successors shall be capable to purchase, have, receive, take, hold and enjoy to them and their successors in fee or for any less estate or estates, any lands, tenements, rents, annuities or other hereditaments within this state by the gift, grant, bargain, sale, alienation, enfeoffment, release, confirmation or devise of any person or persons, bodies politic or corporate capable in law to make, give, grant and transfer the same and such lands, tenements, rents, annuities and other hereditaments or any less estates, rights and interest of in or to the same in anywise belonging and appurtenant at their pleasure to grant, alien, sell and transfer in such manner as they shall think meet and convenient for the furtherance and continuance, (but in no way to the diminishing or injury) of the capital estate and foundation of the said school or the value of the lands and estates herein and hereby granted and given to the use of the said school or of any charitable grants, gifts and bequests heretofore given and granted or which may hereafter be given, granted, devised or bequeathed for the maintenance, furtherance and endowment of the same, and the said trustees and their successors may take and receive any lands, tenements and hereditaments and any sum or sums of money and any kind, manner or portion of goods and chattels, that shall be given, sold, devised or bequeathed to them by any person or persons, bodies politic or corporate, capable to make a gift sale or bequest thereof and employ the same towards erecting, setting up and maintaining the said school in such manner as they shall judge most convenient and useful for instruction, improvement and education of the youth of the said county and others as well for hire and reasonable tuition money as of poor children gratis and without pay to be admitted and received by them on their own knowledge or upon the recommendation of the justices of quarter sessions and overseers of the poor within the county.

[Section II.] (Section III, P. L.) Be it further enacted by the authority aforesaid, That the said trustees and their successors by the name and style aforesaid shall be able and

capable in law to sue and be sued, plead and be impleaded in any court or courts and before any judge, judges or justices within this commonwealth and elsewhere in all manner of suits, complaints, pleas, causes, matters and demands of whatsoever kind, nature or form they be and to make, have and use one common seal in their affairs, and the same to change break, alter and renew at their pleasure, and to employ one or more masters, tutors and instructors for the education of the youth in the said school and to make, alter and continue such laws, ordinances and regulations for the government of the same not repugnant to the laws and constitution of this Commonwealth as they and their successors from time to time shall think most convenient and salutary and to do all and every matter and thing for establishing, carrying on and perpetuating the said school in as full and effectual a manner as any other person or persons, bodies politic and corporate within this state in like case or cases may, can or ought to do.

[Section III.] Provided always, That the clear yearly value of the messuages, rents, tenements, annuities or other hereditaments and real estate of the said school and corporation shall not exceed two thousand bushels of wheat or the value thereof in current money of this Commonwealth, and provided further that the said trustees and their successors shall annually at the court of quarter sessions of the peace which shall be held in and for the said county in the month of September in every year or oftener if required lay an account of the state and progress of the said school and of its fund and estate, yearly expenditures and accounts before the justices and grand jury of the said court or such commissioners and visitors as the general assembly of this commonwealth may at any other time specially appoint for the visitation of the said school and an examination into the condition and conduct of the affairs thereof.

Passed February 19, 1790. Recorded L. B. No. 4, p. 71.