

CHAPTER MDXCVIII.

AN ACT TO UNITE THE UNIVERSITY OF THE STATE OF PENNSYLVANIA AND THE COLLEGE, ACADEMY AND CHARITABLE SCHOOL OF PHILADELPHIA, IN THE COMMONWEALTH OF PENNSYLVANIA.

Whereas the trustees of the University of the state of Pennsylvania and the trustees of the College, Academy and Charitable School of Philadelphia, in the commonwealth of Pennsylvania, by their several petitions, have set forth that they have agreed to certain terms of union of the said two institutions, which are as follows:

First:—That the name of the institution be The University of Pennsylvania, and that it be stationed in the city of Philadelphia.

Second:—That each of the two present boards shall elect, from among themselves, twelve persons, who, with the governor for the time being, shall constitute the board of trustees of the University of Pennsylvania, and that the governor shall be president.

Third:—That the professors which shall be deemed necessary to constitute the faculty in the arts and medicine, respectively, shall be taken from each institution equally, and in case of an odd number, such one to be taken from either by the choice of the trustees, and that the provost and vice-provost, or the principal officer or officers of the faculty, by whatever name or names they may be called, shall be chosen from among the professors so appointed.

Fourth:—That charity schools shall be supported; one for boys and the other for girls.

Fifth:—That for the future, every vacancy in the board, except that of governor, shall be filled up by election by ballot, by a majority of the members present at any meeting of the new board, the members present to be at least thirteen, that due and timely notice of such election be at all times given, and

that no person shall be elected to fill up such vacancy at the same meeting in which he shall be nominated.

Sixth:—That the funds and property of the institutions shall be united, and vested in the new trustees.

Seventh:—That the professors and officers composing the faculty shall be elected by a majority of the members present at any meeting of the new board, the number present to be at least thirteen, that due and timely notice of such election shall at all times be given, and that no person or persons shall at any time be elected such professor or officer at the same meeting in which he shall be nominated.

Eighth:—That no professor or officer of the faculty shall be removed by a less number than two-thirds of the members present at any meeting of the new board, the members present to be at least thirteen, and that due and timely notice of such intended removal shall at all times be given, and that no person or persons shall at any time be removed at the same meeting in which such removal shall be proposed.

Ninth:—That the board of trustees shall annually lay before such persons, as the legislature shall in the incorporating act direct, a statement of the funds of the institution.

And the said trustees by their several petitions have prayed that a law may be passed to enable them to carry the said terms of union into effect, and to incorporate them in one body, according to the purpose and intention expressed in the said terms of union.

[Section I.] (Section I, P. L.) Be it therefore 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 in pursuance of the second article of the said terms of union, the trustees of the university shall elect twelve persons from among themselves to be trustees of the said university, after the union, and shall certify the names of the said twelve persons so elected, to the governor of this commonwealth, on or before the first day of December next, and that the trustees of the said college, academy and charitable school shall elect twelve persons from among themselves to be trustees of the said university, after

the union, and shall certify the names of the said twelve persons so elected, to the governor of this commonwealth, on or before the first day of December next.

[Section II.] (Section II, P. L.) And be it further enacted by the authority aforesaid, That from and after such certificates of the elections being so made to the governor, as aforesaid, the said twenty-four persons so elected and certified, together with the governor for the time being, who shall always be president, and their successors, duly elected and appointed, as herein and by the said terms of union 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 aforesaid name, style and title of the Trustees of the University of Pennsylvania, and that the said university shall at all times be stationed in the city of Philadelphia.

[Section III.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That the said trustees, and their successors, shall be able and capable in law to sue and be sued, by the name style and title aforesaid, and to have and to make one public and common seal, and also one private seal to use in their affairs, and the same, or either of them, to break and alter at their pleasure, and to make rules and statutes not repugnant to the laws and constitution of this state, or of the United States of America, and to do everything needful and necessary to the establishment of the said university, and for their own good government and the good government and education of the youth belonging to the same, and to constitute a faculty, or learned body, to consist of such head or heads and such a number of professors in the arts and sciences, and in law, medicine and divinity, as they shall judge necessary and proper, consistent with the aforesaid articles of union.

[Section IV.] (Section IV, P. L.) And be it further enacted by the authority aforesaid, That all and every the estates, real, personal and mixed, moneys, effects, debts, claims and demands, either in law or equity, which at present are vested in or belong to each of the two boards of trustees of the said university, and of the said college, academy and charitable school, who are hereby united and incorporated together,

shall be, and they hereby are, transferred to and vested in the said trustees herein directed to be appointed and incorporated, and their successors, with full power to take, receive, hold, use, recover and enjoy the same, according to the purpose, true intent and meaning of this act, and that in like manner all claims, rights and demands, of any person or persons, bodies politic and corporate, against either of the said two boards, shall be and remain valid and effectual against the trustees herein directed to be appointed and incorporated, and their successors, with power to demand, receive and recover the same, as if they had been originally contracted by or due, or recoverable from, the said trustees herein directed to be appointed and incorporated.

[Section V.] (Section V, P. L.) And be it further enacted by the authority aforesaid, That pursuant to the ninth article of the terms of union, the trustees shall annually lay a statement of the funds of the institution before the legislature of the commonwealth.

Passed Sept. 30, 1791. Recorded L. B. No. 4, p. 263, etc.

CHAPTER MDXCIX.

AN ACT FOR VESTING A YEARLY RENT-CHARGE OF FIVE POUNDS, ISSUING OUT OF A MESSUAGE AND LOT OF GROUND SITUATE ON THE NORTH SIDE OF HIGH STREET, IN THE CITY OF PHILADELPHIA, IN A TRUSTEE TO COLLECT THE ARREARAGES OF RENT DUE, AND TO GROW DUE, AND TO APPLY THE MONEYS ARISING THEREFROM TO THE USES THEREIN MENTIONED.

Whereas Richard Richardson and some of the other heirs and representatives of Joseph Richardson, formerly of Providence