

[No. 243.]

A N A C T

To incorporate a Female Seminary, in Landisburg, Perry county, and for other purposes.

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 there shall be, and is hereby established in Landisburg, in the county of Perry, a Female Sem-^{Seminary es-} tablished. inary or public school, for the education of Female youths, in the English or other languages, and in the useful arts, sciences and literature, by the name, style, and title of the Landisburg Style. Female Seminary; the said Seminary, to be under management, direction, and government of a board of trustees, not exceeding ^{Trustees.} seven in number, four of whom shall be a quorum for the transaction of business; the trustees are the following named persons, viz: John Junkin, Samuel A. Moore, Henry Fetter, James Diven, Sr. Peter Hench, John Stambaugh, and James McClure; which said trustees, and their successors, to be elected as hereinafter mentioned, from among the holders of stock in said seminary, shall be, and they are hereby erected, estab-^{Privileges.} lished and declared, to be a body politic and corporate, with perpetual succession, and with all the incidents of a corporation, in deed and in law, to all intents and purposes whatsoever, by the name, style and title, of "the trustees of the Landisburg Female Seminary," by which name and title, the said trustees and their successors, shall be able and capable, at law and in equity, to take to themselves and their successors, for the use of said seminary, any estate, in any messuages, lands, tenements, hereditaments, goods, chattles, moneys, or other effects, by gift, grant, bargain, sale, conveyance, assurance, will, devise, or bequest, of any person or persons whatsoever: *Provi-*^{Proviso.} ded, The same does not exceed in the whole, the yearly value. ^{Yearly value.} of three thousand dollars, and the same messuages, lands, tenements, hereditaments, and estates, real and personal, to grant, bargain, sell, convey, assure, devise, and to farm, let, and place out on interest, or otherwise, dispose of or invest, for the use of the subscribers in said seminary, in such manner as to them, or at least a quorum of them, shall seem most beneficial to the institution, and to receive the rents, issues, profits, income, and interest of the same, and to apply the same to the proper use of said seminary; and by the same name to sue,

prosecute and defend, implead, and to be impleaded, in any courts of law or equity, and in all manner of suits and actions whatsoever, and generally by, and in the same name, to do and transact all and every business touching, or concerning the premises, or which shall be incidentally necessary thereto, as fully and effectually, as any natural person, or body politic or corporate, have power to manage their own concerns.

Seal. SECTION 2. The said trustees shall cause to be made for their use, one common seal, with such devices and inscriptions thereon, as they shall think proper, and by and with which, all deeds, certificates, and acts of the said corporation shall pass and be authenticated, and the same seal at their pleasure, may break and alter, and devise a new one.

Annual meeting of trustees. SECTION 3. There shall be a meeting of the trustees held once in every year, at least, at Landisbug, at such time as the said trustees, or a quorum of them shall appoint, of which meeting due and timely notice shall be given, and if less than a quorum attend at such meeting, those present, shall have the power to adjourn to another day; said trustees shall have power of making and enacting ordinances for the government of the said seminary, of electing trustees from among the subscribers in the seminary as aforesaid, in the place and stand of those who shall resign or die, of electing and appointing teachers of said seminary, of agreeing with them for their salaries and stipends, and of removing them for misconduct, breaches of the ordinances of the institution, or other causes, which shall be deemed sufficient, of appointing committees of their own body, to carry into execution all and every, the resolutions of the board, of appointing a president, secretary, treasurer, and other officers, whom they may find necessary for managing the corporation, of providing for the punishment of all violations of the rules, regulations, or ordinances of the seminary, or other misconduct committed by the pupils, or other persons thereat, and generally, at any annual adjournment, or extra meeting, shall determine all matters and things, (although the same are not herein particularly mentioned,) which shall occasionally arise, and be incidentally necessary to be determined by said trustees: *Provided*, That no ordinances or regulations shall be of any force, which is repugnant to the constitution and laws of the United States, or of this Commonwealth.

Officers. SECTION 4. That the teachers of said seminary, or a majority of them, shall have power of enforcing the rules and regulations adopted by the trustees, for the government of the pupils, and to grant and confirm, by the order and direction of a quorum of the board of trustees, such degrees in the arts, sciences, or other branches thereof, to such pupils of the seminary, and others, who by their proficiency in learning, or other distinction, they think shall be entitled to them, as have been usually granted in other similar seminaries, or which the said trus-

Proviso.

Teachers powers of

tees, or a quorum thereof, shall think right and proper, and to grant to such graduates, certificates under their common seal.

SECTION 5. Persons of every religious denomination, shall be capable of being elected trustees; nor shall any person as principal teacher, or pupil, be refused admittance into said seminary, or denied any of the privileges, immunities, or advantages thereof, for, or on account of his sentiments in matters of religion. Who may be trustees.

SECTION 6. No misnomer of the said corporation, shall defeat or annul any gift, grant, devise, or bequest, to or from said corporation: *Provided*, That the intent of the parties shall sufficiently appear upon the face of the gift, grant, will, or other writing, whereby any estate or interest, was intended to pass, to or from said corporation. Misnomer. Proviso.

SECTION 7. The legislature reserves the right to revoke, alter, or annul the charter hereby granted, at any time they may think proper. Legislature may annul.

SECTION 8. That from and after the passage of this act, one school director, and no more shall be elected annually in the several townships and boroughs, in the county of Susquehanna, and that so much of any act as is hereby altered or supplied, be and the same is hereby repealed, so far as regards the said county. One school director to be elected annually in Susquehanna county.

SECTION 9. No person whose name has been, or may be returned by the assessor of any township or borough, in the county of Montgomery, for collector of county rates and levies, for such township or borough, shall be appointed collector, unless the county commissioners of said county, shall first approve of such person so returned for collector, and if the county commissioners of said county, shall disapprove of any person so returned, they shall appoint some other suitable and respectable person, collector for such township or borough, or if the person returned, had refused or neglected to perform the duties of said office. Repeal of former acts. County commissioners of Montgomery approve of collectors for taxes.

SECTION 10. The commissioners of the county of Clinton, are hereby authorized and empowered, to change the location or scites fixed for a court house and jail, for said county, to such place within the town of Lock Haven, as they shall deem most advantageous and convenient for the same. Commissioners of Clinton co. to change scites for court house and jail.

SECTION 11. That Stephen Lloyd, and James Rhey, of Cambria county, James Bard, of Indiana county, David Fergusson, of Clearfield county, and James Winslow, of Jefferson county, be and they are hereby appointed commissioners to lay out a state road, beginning at the town of Ebensburg, in Cambria county, thence, by the nearest and best route to the Cherry tree; thence by the nearest and best route to the town of Punxatawne, Jefferson county. Commissioners to lay out a state road from Ebensburg to Punxatawne, Jefferson county.

SECTION 12. It shall be the duty of the above named commissioners, or a majority of them, after taking an oath or affirmation, before a justice of the peace, to perform the duties Duty of commissioners.

enjoined upon them by this act, with impartiality and fidelity, to carefully to view the ground over which the road, by them to be laid out, may pass, and to lay out the same, as near to a straight line, between the aforesaid points, as the nature of the ground, and other important circumstances will permit, and so, that the vertical departure from a horizontal line, shall at no point exceed five degrees.

To mark the route.

SECTION 13. It shall be the duty of the commissioners, plainly and distinctly, to mark upon the ground, the route agreed upon for the road, by them laid out as aforesaid, in such manner as to enable the supervisors readily to find the same, and for the purposes of fulfilling the duties in this act enjoined; the commissioners are hereby authorized, to employ two chain bearers, and one axe-man, at a per diem allowance, not exceeding one dollar.

Draft.

To be filed in secretary's office.

SECTION 14. It shall be the duty of the commissioners, to mark out a fair and accurate draft of the said location; noting thereon, the courses and distances from point to point, as they occur, the improvements passed through, and also, the crossing of county or township lines, roads and waters, with such other matters as may serve for explanation; one copy whereof, shall be deposited in the office of the secretary of the commonwealth, on or before the first day of February next, and one copy, in the office of the clerk of the court of Quarter Sessions of the respective counties, through which the said road may pass, on the day aforesaid, or as much sooner as practicable, which shall be a record therefor, and from thenceforth, the said road shall be to all intents and purposes, a public high-way, and shall be opened and repaired in all respects, as roads are opened and repaired, which are laid out by order of the courts of Quarter Sessions of the peace, of the several counties of this commonwealth.

Pay of officers

Accounts how adjusted.

SECTION 15. The compensation of the commissioners, shall be one dollar and twenty-five cents, for each and every day necessarily employed by virtue of this act, and the accounts of the said commissioners for their own pay, and the pay of the hands as aforesaid, shall be adjusted and allowed, by the commissioners of the respective counties, through which the said road may pass, and paid by the treasurer thereof, on warrants drawn in the usual way, and in proportion to the length of the road in such county respectively.

Time of meeting.

SECTION 16. The said commissioners, shall meet at the place of beginning on the road before mentioned, to be by them laid out, on the first Monday of September next, or sooner, as may best suit their convenience, and complete the location of the road as soon as practicable. And if any vacancy or vacancies shall happen, by the resignation of any one of them, or by any other cause, the court of Quarter Sessions of the county, wherein such vacancy or vacancies shall happen, is hereby

authorized to fill such vacancy or vacancies, by as suitable appointment.

SECTION 17. It shall be the duty of the said commissioners, to take from each and every person or persons, owning land along the road by them to be laid out, acquittances or releases, from any claim of damages upon the condition, that such road shall pass through the land of such person or persons, and to file the same in the commissioners office of the proper county. ^{Releases for damages.}

SECTION 18. That from and after the passage of this act, the Phoenix Guards, of the sixtieth regiment, first brigade, thirteenth division, Pennsylvania Militia, in the county of Westmoreland, shall be exempted from parading or drilling, with any regiment or battalion of militia, except at the discretion of the members of said company: *Provided*, That the above named company, shall meet the proper number of days required by law, in their company capacity. ^{Phoenix Guards exempt.}

WM. HOPKINS,
Speaker of the House of Representatives.
EB. KINGSBURY, Jr.
Speaker of the Senate.

APPROVED—The twelfth day of June, one thousand eight hundred and forty.

DAVID R. PORTER.

[No. 244.]

AN ACT

For the relief of Samuel McCall and others, soldiers and widows of soldiers of the revolutionary war.

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 State Treasurer be, and he is hereby authorized and directed to pay to Samuel McCall of Butler county, James Forsythe of Allegheny county, Abner Longshore of Cumberland county, John Rees of Philadelphia county, James Hays, Robert Donough, and Jacob Coon of Greene county, Peter Hage, and Philip Smith of Beaver county, Jacob Essick, and Richard Baker of Perry county, John ^{Gratuity and annuity to Samuel McCall & others soldiers &c.}