

No. 344.

A SUPPLEMENT

To an act, entitled "An Act to incorporate an academy or public school, in the town of Norris, and county of Montgomery, and for other purposes therein mentioned," approved March twenty-ninth, eighteen hundred and four.

- 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 present trustees of the Norristown academy, in the county of Montgomery, incorporated by an act passed the twenty-ninth day of March, one thousand eight hundred and four, shall on the first day of June next cease to be trustees of the said, the Norristown academy, and from and after the said first day of June next, the trustees of the said corporation shall consist of nine persons; and in place of the present trustees, Daniel H. Mulvany, Benjamin F. Hancock, and Adam Slemmer shall be trustees until the first day of June, one thousand eight hundred and forty-eight; George W. Thomas, William Powel and Marks G. Kerr, trustees until the first day of June, one thousand eight hundred and forty-seven; and David Sower, William Hamill and Isaac H. Miller, trustees until the first day of June, one thousand eight hundred and forty-six, and until their respective successors shall be duly appointed and qualified as herein provided; and in the month of May, eighteen hundred and forty-six, and in the month of May in each year thereafter, the court of common pleas of said county shall appoint one trustee, the county commissioners of said county one trustee, and the school directors of the school district composed of the borough of Norristown one trustee of said academy, to succeed the trustees whose term is about to expire, each of whom shall serve three years and until a successor shall be appointed and qualified; and if from any cause the proper appointing power shall neglect or omit to appoint any trustee within the time specified, such trustee may be appointed at any time thereafter during the year; in case the seat of any trustee shall become vacant by death or otherwise, another trustee shall be appointed in his place by the same authority by which he was appointed, to serve for the unexpired time of the trustee whose seat has become vacant.
- SECTION 2.** A meeting of the trustees shall be held at the academy on the second Monday of June in every year, at which they shall elect a president of the board out of their own number, a secretary, treasurer, and such other officers as may be directed to be elected by the by-laws, but neither the principal of the academy, nor any person appointed or acting as a teacher therein, shall be *ex-officio* a trustee, or be capable of holding any other office or appointment under the corporation, or of exercising any corporate authority whatever; there shall also be a meeting of the trustees at least once in every three months, at the academy or other suitable place in the borough of Norristown.
- SECTION 3.** The school directors of the school district composed of the borough of Norristown, are hereby authorized to occupy one story of the academy, to be selected by the trustees of the academy, under such regulations as they shall prescribe for the public or common schools of said school district, if both stories of the academy shall not
- Of trustees.
- Annual appointment of.
- Term of office.
- Vacancies.
- Annual meetings.
- Election of officers.
- Who ineligible.
- Quarterly meetings.
- Occupancy of academy.

be needed for the accommodation of the pupils learning the languages and useful arts and sciences at the same; and the said trustees are hereby authorized, at their discretion, to also permit the said school directors to occupy the other story of the academy, or the whole building, with the academy lot, for a public or common school "for the education of youth in the learned and foreign languages, the useful arts, sciences and literature," on condition such directors shall provide competent and suitable persons to teach such languages, arts, sciences and literature: *Provided*, That every person residing within the county of Montgomery, out of said school district, desirous of being instructed in such languages, arts and sciences, shall be admitted as a pupil in said academy on paying a reasonable compensation for his tuition, to be fixed by the trustees, whether the said languages, arts and sciences be taught under the direction of said trustees, or under said school directors, which arrangement the said directors are hereby authorized to make; and said directors shall also have authority to admit any person not resident in said borough or county, as a pupil in the said academy to learn the languages, arts and sciences and literature, on such terms as the trustees and teachers or school directors may agree upon: *And provided also*, That while the school directors shall occupy one story of the academy, they shall keep the same in good order and repair, and pay to the trustees twenty-five dollars per annum, and while they shall occupy the whole of the academy and lot, they shall keep the same in good order and repair, and pay the trustees fifty dollars per annum—the whole amount of which rent or sums shall be paid on account of the lien filed against said academy and lot, for curbing and paving the side walk on any street in front of said academy, until the amount thereof shall be satisfied, and thereafter the said rent shall be appropriated for improvements to the said academy and lot. Admission of pupils.
Repairs.
Rent.
Application of rent.

SECTION 4. Any agreement which has been or shall be entered into by the present trustees of said academy with the school directors of the borough of Norristown school district, authorizing the said school directors to occupy the said academy, or any part thereof, for the use of the common schools of said borough, is hereby declared to be good and binding for a period of one year, and the same may be renewed, or a new contract or lease made agreeably to the provisions of this act: *Provided*, No contract or lease shall be for a longer term than two years. Agreement of the present trustees confirmed.
Leases.

SECTION 5. The trustees of the said academy are hereby authorized and required to pay the amount of the claim filed for curbing and paving the side walk on Airy street, in front of said academy, as soon as practicable, out of any moneys which may come into their hands, or the hands of the treasurer of the academy; and if they shall have no other means, they are hereby authorized to sell and convey to the purchaser or purchasers, in fee simple, in parts or altogether, so much of the said academy lot, not exceeding ninety feet deep from Marshall street continued, as may be necessary to pay the said claim; and in case the said trustees shall neglect or refuse to pay the said claim within two years after the passage of this act, it shall be lawful to issue process on the said claim on which the above mentioned part of the said academy lot hereby authorized to be sold, may be taken in execution, and be sold as any other lot or lands might be, upon a claim filed against the same for paving and curbing the side walks along such lot or lands. Trustees to pay a certain claim.
Power to sell.

SECTION 6. It shall not be lawful for the court of quarter sessions of Montgomery county, nor for any viewers appointed by said court, nor for any commissioners, to lay out any road, street, lane, or alley through or over the above mentioned academy lot; and all proceedings of said court which heretofore have been, or hereafter may be had for Roads, &c. over academy lot, prohibited.

laying out such road, street, lane or alley, shall be held to be null and void.

Authority to exchange house and lot on conditions.

SECTION 7. If any person or persons shall erect and put up a brick building, with stone basement, of at least the same length and height as the said Norristown academy, and ten feet wider, or one equally capacious, in a substantial and workmanlike manner, and finish the same with an appropriate exterior, suitable for an academy, upon a lot or piece of ground suitably situated for an academy, and fronting on Airy street, or on De Kalb street, or on the south-east side of Sweede street, between the Quaker burial and meeting house land and Egypt street, or on the north-east side of Egypt street, between Stoney creek and Walnut street, containing at least two-thirds of the quantity of the present academy lot, and shall execute a good and clear title for such building and lot or piece of land, in fee, clear of all incumbrances, to the trustees of the said Norristown academy, for the trusts for which they shall hold the present academy and lot, and deliver possession thereof, the said trustees shall, in consideration thereof and in exchange therefor, execute a deed of conveyance for the present academy and academy lot, to the grantors of the said new building and lot, in fee simple, and such person, his heirs and assigns, shall hold the said academy and lot, free and discharged from all rights and claims whatsoever; but no such deed of conveyance shall be made until the court of common pleas shall appoint three competent and disinterested persons, to view and examine the said new academy and lot of land proposed to be exchanged for the academy and lot, and they shall report in writing that such building has been erected of the dimensions and in the manner above mentioned, and that it would be for the advantage of the academy to receive such new building and lot in exchange, as aforesaid, and the said court shall approve of the same.

Court to sanction exchange.

FINDLEY PATTERSON,
Speaker of the House of Representatives.
JNO. B. STERIGERE,
Speaker of the Senate.

APPROVED—The sixteenth day of April, one thousand eight hundred and forty-five.

FRS. R. SHUNK.

No. 345.

AN ACT

To incorporate the Shaefferstown water company.

Preamble.

WHEREAS, Alexander Shaeffer, and Anna Engle, his wife, by their indenture, under their hands and seals duly executed, bearing date the sixteenth day of July, Anno Domini, one thousand seven hundred and sixty-three, for the consideration therein mentioned, granted and confirmed a certain tract of land, situate in the town of Heidelberg, county of Lebanon, together with a leading spring on the same, unto George