

of the whole number of shares in the capital stock, shall give their assent thereto in writing, it shall be lawful for the directors of the said company to proceed, with all convenient speed, to close the business, to liquidate, settle and wind up all the concerns of the said company.

SECTION 2. That as soon as the assent aforesaid shall be given, it shall be lawful for the said directors to sell all the machinery and personal property belonging to said company, or any part thereof, in separate parcels, at public or private sale, for such price as they shall deem reasonable; and also to sell the real estate belonging to said company, or which is held in trust for the stockholders thereof, with the consent of John Barnitz, Martin Ebert and Henry Ebert, or either of them, at public or private sale, for such price as said directors shall deem reasonable.

Authorized to
sell machinery
and real estate.

SECTION 3. That the money which shall be obtained for the sale of said real and personal estate, shall be paid to Martin Ebert, or such other person as the said directors may hereafter appoint as treasurer of said company; and the said John Barnitz, Martin Ebert and Henry Ebert, or either of them, are hereby authorized to execute a deed, in fee simple for said real estate, to the purchaser or purchasers; and when all said property shall have been sold, and the money therefor received, all the expenses and all the debts of the said company shall be first paid, and the balance be divided among the stockholders, and paid to them or their legal representatives, on the order of the president of said company, in proportion to the amount of stock they respectively hold.

Application of
proceeds of sale.

SECTION 4. That the charter of said company shall continue, and the direction kept up according thereto, until a final dividend of the assets shall be made as aforesaid, and then the charter shall be deemed and taken to be extinct.

Charter con-
tinued.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

WM. WILLIAMSON,
Speaker of the Senate.

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

FRS. R. SHUNK.

No. 290.

AN ACT

Incorporating the congregation worshipping in the Union Bethel, by the name and style of the Church of God, at Harrisburg.

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 church worshipping in the Union Bethel, at Harrisburg, in the county of Dauphin and state of Pennsylvania, is hereby erected into a body politic and corporate in deed and in law, by the name, style and*

Style.

- Privileges.** title of the Church of God, at Harrisburg; and by the same name shall have perpetual succession, and be able to sue and to be sued, to plead and to be impleaded in all courts of law, or elsewhere; and shall be able and capable in law and equity, to take and to hold by their rulers and elders of said church, and their successors in office, for the use of said church, lands, tenements, choses in action, goods and chattels of whatever kind, nature or quality, real, personal or mixed, which are now, or shall hereafter become the property of the said church or corporation, or to be held for their use by gift, grant, bargain, sale, conveyance, devise, bequest or otherwise, from any person or persons whomsoever capable of making the same; and the same to grant, bargain, sell, mortgage, improve or dispose of, for the use and benefit of the said congregation or church: *Provided*, That the yearly value or income of the said estates shall not, at any time, exceed the sum of four thousand dollars.
- Proviso.**
- Assumption of liabilities.** **SECTION 2.** All bona fide engagements entered into, and liabilities contracted heretofore by individuals, for the proper debts of the said congregation, or for money borrowed for its use and benefit, and by its authority, shall, immediately after the enrolling hereof, be held and deemed the debts of the body politic and corporate hereby created, which shall be liable therefor in its corporate capacity and property; and all moneys now due and owing to the said congregation, as a congregation, shall be taken and deemed to be moneys due and owing to the said corporation.
- Common seal.** **SECTION 3.** The said elders, and their successors, shall have power to make and use one common seal, with such device and inscription as they shall think proper, and the same alter at pleasure; and to make, enact, enjoin and enforce by-laws and ordinances for the regulation and transaction of the affairs of the said church: *Provided*, The said by-laws and ordinances be framed and enacted in conformity with the provisions of this act: *And provided also*, That they be not inconsistent with the constitution and laws of the United States, or of the commonwealth of Pennsylvania.
- By-laws.**
- Proviso.**
- Proviso.**
- To elect elders.** **SECTION 4.** In the manner and at the time hereinafter appointed, the qualified members of said church shall elect, from their own body, four persons as ruling elders: *Provided*, That no person shall be eligible to said office of ruling elder, who is not a qualified member of this body, as required by the eighth section of this act.
- Proviso.**
- Elders.** **SECTION 5.** The following named persons shall fill the said office of elders, until others be elected as hereinafter provided, viz: John Young, Isaac Stees, Jacob Miley and Michael Newman, and to continue in office until the last Thursday in December, eighteen hundred and forty-eight, and on which day annually thereafter, the members of said church, qualified to vote by the eighth section of this act, shall elect from their own body, four persons as elders for the ensuing year: *Provided however*, That in case of vacancy by death or otherwise, the remaining elders shall appoint a person or persons to supply the vacancy until the next regular election shall be held, when such vacancy shall be filled by election.
- Annual election.**
- Proviso.**
- Powers of elders.** **SECTION 6.** The elders aforesaid shall have the control over, and management of all the secular and pecuniary affairs of said church, the care of the house and other church property, now or hereafter belonging to them, and all other temporal concerns and business of the church, and appoint a secretary, treasurer and all other officers necessary to the proper and convenient discharge of their functions and duties; and the said elders, with the pastor of the church, shall compose a church council, who shall have sole control of the spiritual concerns of the

church; yet, nevertheless, they may if they think proper, convene and call together for their aid, the deacons and members of the church, upon any occasion, either for temporal or spiritual purposes.

SECTION 7. If it shall so happen that no election takes place on the regular day appointed for that purpose, the elders then in office may appoint any subsequent day, not longer than eight weeks, nor less than four weeks distant, for holding such election, giving notice thereof as required by the eighth section of this act, to elect a board of elders to serve until the next annual election. Proceedings in default of holding an election.

SECTION 8. Any member of said church, against whom there exists no charges of complaints, and who shall have paid a contribution towards the discharge of the yearly expenses of the church, according to ability, and who shall not be in arrears for such contribution, for a longer period than one year, (except from unavoidable cause,) and no others, shall be entitled to vote at the elections of said church; of all which elections at least four weeks' notice shall be given by announcement from the pulpit, or some other public manner. Qualification.

SECTION 9. No enumeration of powers, privileges and duties herein contained, shall be so construed as to exclude others not enumerated, which are necessary to the proper fulfilment of the design and purposes of this act, and not inconsistent with its express provisions and limitations. Powers.

WILLIAM F. PACKER,
Speaker of the House of Representatives.
WM. WILLIAMSON,
Speaker of the Senate.

APPROVED—The eighteenth day of March, one thousand eight hundred and forty-eight.

FRS. R. SHUNK.

No. 291.

AN ACT

Relative to the removal of the seat of justice, in Delaware county.

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 several provisions of an act, entitled "An Act concerning the removal of the seat of justice, in Delaware county," approved March third, eighteen hundred and forty-seven, so far as they authorize the removal of the seat of justice from the borough of Chester, be and the same are hereby confirmed and made of full force and effect; and when the public buildings referred to in said act, shall have been completed, it shall be the duty of the court, sheriff and other officers of said county, to do and perform the things mentioned and required to be done and performed in said act: Provided, That this act shall not go into effect* Proviso.