

No. 366.

A N A C T

To incorporate the Cecilian musical beneficial association of Philadelphia, instituted February third, one thousand eight hundred and forty-nine; and relative to the water works of Spring Garden.

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 A. R. Brieter, Charles A. Boyer, Charles Beck, George Bastert, Henry Beck, James M. Beck, Jacob William Beck, Benjamin Carr Cross, William Carl, William P. Cunningham, Henry Hassler, Henry Haedrick, Charles L. Haedrick, Golieb Kappes, Edward Koch, A. William Kellner, Augustus Korndorfer, L. Meignen, Charles A. Mintzer, E. Manuel, R. Rasche, F. Rink, Adolph Schmitz, C. F. Stolte, William Stoll, A. Reinhart, L. A. Tschirner, Septemus Winner, Benjamin G. S. Wilks, and their successors, and all persons who now are or hereafter may be associated with them, be and they hereby are created and erected into a body politic and corporate, in deed and in law, by the name, style and title of "The Cecilian musical beneficial association of Philadelphia," and by that name shall have perpetual succession, and be able to sue and be sued, plead and be impleaded in any court of law or equity and elsewhere, and shall be able and capable in law and equity, to take and hold to them and their successors, either by grant, gift, devise or lease any lands or real estate; and also to take and hold for the use of said association, any goods and chattels, sum or sums of money, by gift, grant, bargain, sale, will, devise, bequest or otherwise, from any person or persons whatsoever capable of making the same, and the same at their pleasure to grant, bargain and sell for the use of said association, and generally to do all and singular the matters and things which shall be lawful for them to do for the well being and due management of the affairs of said association: *Provided,* That the real estate of said corporation shall not exceed the net yearly income of five thousand dollars. Corporators.

SECTION 2. The object of this association shall be the relief of its members in case of sickness, the defraying the expenses of the funerals of members and their families, and such other cases of distress as shall be defined by the by-laws. Privileges.

SECTION 3. The officers of this association shall consist of a president, vice president, secretary, treasurer, auditor, messenger, counsellor and physician, and such other officers or committees as the association may think proper to appoint from time to time by their by-laws; the president, vice president, secretary and treasurer shall be professors of music. Object.

SECTION 4. The officers of this association shall be elected annually at a stated meeting, at such time and place as shall be provided for in the by-laws. Annual election.

SECTION 5. Vocalists, instrumental performers, manufacturers of musical instruments, teachers of the theory or practice of music, sellers and engravers of music, and generally such and other persons as may Who may be members.

be either in whole or in part connected with the science of music, may become members of this association.

Entrance money, &c. SECTION 6. Each person on being admitted a member of this association shall sign the constitution, and pay such entrance money and monthly and other dues and contributions as the association may by their by-laws from time to time resolve and declare.

Expelling members. SECTION 7. A member may be expelled under such provisions as shall be stated in the by-laws.

Widow and orphan fund. SECTION 8. A widow and orphan fund may be created by giving public concerts, or by other means, the benefits of which shall devolve on the families of performing members, however non-performing members may participate in said benefits, under such conditions as shall be adopted in the by-laws.

Honorary members. SECTION 9. Persons may be admitted as honorary members under such regulations as shall be stated in the by-laws.

Duties of officers. SECTION 10. The duties and rights of the officers and members, the mode of supplying all vacancies, the times and place of meeting, the number required for a quorum, the terms of admission, the mode of electing members, and any other concerns of the association, shall be regulated by the by-laws hereafter to be made.

By-laws. SECTION 11. The corporation shall have power and authority to make by-laws conformable to this charter, and not in violation of the laws of the United States or of this commonwealth: *Provided*, That the legislature reserve the right to amend, alter or annul this act at any time hereafter.

Commissioners of Spring Garden authorized to invest surplus funds in the water loan, &c. SECTION 12. That from and after the passage of this act, it shall be the duty of the commissioners of the district of Spring Garden, from time to time, to invest the surplus funds arising from water rents, in the water loans, if the same can be purchased at or under par, or in the loan of the said district, bearing date prior to the passage of this act; and that an investment of such surplus, or any part thereof in any other loan or security, or the payment by the treasurer of said district, of any moneys set apart as a sinking fund for any other purpose than is directed by this section, shall be deemed a misdemeanor in office; and the said treasurer, with his securities, shall be liable to the commissioners of said district for the whole amount thus misapplied, to be recovered as debts of like amount are by law recoverable: *Provided*, That the payment of the interest on said water loans, and all the necessary expenses of renewing said works, and of working and keeping the same in good repair, shall first be paid before any moneys are set apart for said sinking fund: *Provided further*, That the commissioners aforesaid shall have power to pass such laws and ordinances as they may deem necessary to carry out the provisions of this section in full force and effect; and that the president of the board of commissioners, the treasurer of the district, and the chairman of the committee of ways and means, shall be constituted a board to carry into effect, fully and effectually, the provisions of this section.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, one thousand eight hundred and fifty.

WM. F. JOHNSTON.