

proper use, any matters or things whatsoever, on or through any of the paved parts of the said city, unless the fellyes of the wheels of such wagons or carts be of certain dimensions, and the loads thereon do not exceed a certain weight, be, and the same is hereby, repealed.

Passed April 5, 1799. Recorded L. B. No. 6, p. 438, etc.

CHAPTER MMLVIII.

AN ACT FOR INCORPORATING THE CONGREGATION OF THE PROTESTANT EPISCOPAL CHURCH OF ST. JOHN, IN WEST CALN, IN THE COUNTY OF CHESTER, AND FOR OTHER PURPOSES THEREIN MENTIONED.

Whereas it has been represented, by the minister, vestry and congregation of St. John's, in West Caln township, in the county of Chester, that by virtue of an act of assembly, passed the twenty-eighth day of November, one thousand seven hundred and eighty-five, certain trustees, therein named, were empowered to sell and convey certain lands belonging to said church, and the money arising therefrom to place at interest, for the use of the said church, and that, in consequence of the death of some of the trustees, and by means of other money belonging to the said congregation and not under the care of any particular person, great inconveniences have arisen, and praying that the same might be remedied by incorporating the aforesaid minister, vestry and congregation. Therefore:

- [Section I.] (Section I, P. L.) 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 Reverend Joseph Clarkson, minister of the said church, Archibald Henderson, junior, and James Dunlap, the present wardens, and Jerman Davis, John Anderson, James Lytle, Matthew Henderson, Archibald Hen-

derson, John Hopkins, Daniel Buckley, John Wilson, Leonard Elmaker, James Clemson, Christopher Griffith and James Henderson, present vestrymen of the said church, and their successors, duly elected and nominated in their place and stead, be, and they are hereby, made and constituted a corporation and body politic, in law and in fact, to have continuance forever, by the name and title of "The minister, churchwardens and vestrymen of St. John's church, in the township of West Caln, in the county of Chester."

[Section II.] (Section II, P. L.) And be it further enacted by the authority aforesaid, That the said minister, churchwardens and vestrymen, and their successors, by the name and title aforesaid, shall forever hereafter be persons able and capable in law to purchase, have, receive, take, hold and enjoy, in fee simple, or of any lesser estate or estates, any lands, tenements, rents, annuities, liberties, franchises and other hereditaments, by the gift, grant, bargain, sale, alienation, enfeoffment, release, confirmation or devise of any person or persons, bodies politic or corporate, capable to make the same, and further, that the said corporation may take and receive any sum or sums of money, and any kind, manner or proportion of goods and chattels, that shall be given or bequeathed to the said minister, churchwardens and vestrymen, and their successors, by any person or persons, bodies politic and corporate, capable to make a gift or bequest thereof; such money, goods and chattels, to be applied by them to the purposes of their incorporation.

[Section III.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That the rents, revenues, profits and interest of the said church and corporation shall, by the said minister, churchwardens and vestrymen, and their successors, from time to time, be appropriated for the support and maintenance of the minister of the said church, for salaries to their clerk and sexton, except when there be an agreement made with the minister for a less sum than the annual income, and for improvements and necessary repairs of the said church, burial-

ground, churchyard, parsonagehouse and other tenements, which do now, or hereafter may or shall, belong to said church and corporation, and to no other use or purpose whatsoever.

[Section IV.] (Section IV, P. L.) And be it further enacted by the authority aforesaid, That the said minister, churchwardens and vestrymen, and their successors, shall and may grant, alien, or otherwise dispose of any messuages, houses, lands, tenements and hereditaments, other than the site of the house of public worship or church aforesaid, and the burialground or grounds which they do now or may hereafter possess, as to them may seem meet and proper.

[Section V.] (Section V, P. L.) Provided always, And be it further enacted by the authority aforesaid, That in the disposal, sale or alienation of such messuages, houses, lands, tenements and hereditaments, the consent and concurrence of two-thirds of the vestry shall be had and obtained; and also, the moneys arising from the said disposal or sale shall be appropriated to the purchase and procuring other more convenient messuages, houses, lands or tenements, as the aforesaid majority of vestry may deem proper and expedient, and to no other purpose or purposes whatsoever.

[Section VI.] (Section VI, P. L.) And be it further enacted by the authority aforesaid, That the said minister, churchwardens and vestrymen, and their successors, or a majority of them, shall and may convene, from time to time, to make rules, by-laws and ordinances, and to transact everything requisite for the good government and support of the said church. Provided always, That the said rules, by-laws and ordinances be not repugnant to the laws and statutes in force within this commonwealth.

[Section VII.] (Section VII, P. L.) And be it further enacted by the authority aforesaid, That the said minister, churchwardens and vestrymen shall have full power and authority to make, have and use one common seal, with device or devices and inscription, as they shall think proper, and the same to change, break, alter and renew at their pleasure.

[Section VIII.] (Section VIII, P. L.) And be it further enacted by the authority aforesaid, That the said minister, churchwardens and vestrymen, and their successors, by the name

beforementioned, shall be able and capable in law to sue and be sued, plead and be impleaded, in any court or courts, before any judge or judges, justice or justices, in all and all manner of suits, complaints, causes, matters and demands of whatsoever kind, nature or form they be, and all and every other matter and thing therein to do, in as full and effectual a manner as any other person or persons, bodies politic or corporate, in this commonwealth, in the like cases may or can do.

[Section IX.] (Section IX, P. L.) And be it further enacted by the authority aforesaid, That the vestry of the said church shall always consist of fourteen persons, members of said church, of which number the churchwardens are to be always two; and that the election of such vestry shall be made every year, on Easter Monday, by a majority of such members of the said church, as shall appear by the vestry books to be contributors to the support and maintenance of the said church, having and paying for a pew, or part of a pew sufficient for one person at least, and to be of the age of twenty-one years, who only shall have a right to vote for the vestrymen of said church.

[Section X.] (Section X, P. L.) And be it further enacted by the authority aforesaid, That the said vestry, so elected, shall have full power to elect and choose annually, and every year, two of their number to be churchwardens, and one treasurer, of the said church. Provided always, That in case of the death or removal of the minister of the said church, from the death or removal of such minister, and until another shall be duly appointed and approved for the said church, the church warden, for the time being, with the consent of the major part of the vestrymen, shall have the same power and authority relating to the disposal of the rents and revenues of the said corporation, as is hereinbefore vested in the minister, churchwardens and vestrymen.

[Section XI.] (Section XI, P. L.) And be it further enacted by the authority aforesaid, That the clear yearly value of the messuages, houses, lands, tenements, rents, annuities, or other hereditaments and real estate of the said corporation, shall not exceed the sum of four thousand dollars.

[Section XII.] (Section XII, P. L.) And be it further enacted by the authority aforesaid, That the trustees appointed by virtue of the act referred to in the preamble of this act, their successors, executors and administrators, shall assign and transfer all bonds, specialities, mortgages and other securities, of what nature soever, taken in trust and for the use of the aforesaid congregation and church, and deliver over all sums of money in their or either of their possessions, belonging to the said church, unto the corporation hereby created; and the said corporation to have full powers to demand, sue for and receive the same; and so much of the aforesaid act as relates to the appointment of trustees, and vesting powers in the same, is hereby repealed.

Passed April 5, 1799. Recorded L. B. No. 6, p. 442, etc.

CHAPTER MMLIX:

AN ACT TO PROVIDE FOR REPAIRING THE BUILDINGS APPROPRIATED FOR THE EMPLOYMENT OF THE CRIMINALS FROM THE SEVERAL COUNTIES OF THIS STATE, IN THE CITY OF PHILADELPHIA.

[Section I.] (Section I, P. L.) 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 governor be, and he is hereby, authorized to draw his warrant on the treasurer of this commonwealth, in favor of the [treasurer of the] board of inspectors of the prison of Philadelphia, for such sum, not exceeding four thousand five hundred dollars, to be by the said board of inspectors appropriated to the purpose of repairing the buildings destroyed by fire in the prison yard, used for the employment of criminals in the city of Philadelphia, as may be necessary; and the board of inspectors shall settle their accounts with the register and comptroller-general, as soon as the repairs of said buildings are completed.

Passed April 8, 1799. Recorded L. B. No. 6, p. 431, etc.