

CHAP. 163. for the use of the said academy, in such manner as to them or a majority 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 emoluments thereof to the proper use and advancement of the said academy.

Vacancies.

Sec. 3. *And be it enacted*, That at all times forever hereafter when any vacancy or vacancies shall happen in the said community of trustees, by the death, resignation, or refusal to act of any one or more of the members thereof, or by the wilful neglect of any one or more of them to attend the meetings of the board of trustees for the space of one year, the remaining trustees or a majority of them, shall with all convenient speed, proceed to elect by ballot, other sensible and discreet person or persons of the said county, to be the trustee or trustees to supply such vacancy or vacancies, and in like manner shall all future vacancies be supplied by the said trustees and their successors, or a majority of them, so as to perpetuate the number of seven persons as trustees of the said academy for ever.

Legal capacity.

Sec. 4. *And be it enacted*, That the said trustees and their successors, by the name and style aforesaid, shall be capable in law to sue and be sued, plead and be impleaded, in any court or courts, and before any judge, justice or justices within this state and elsewhere, in all manner of suits, complaints, pleas, causes, matters and demands of whatever kind, nature or form they be, and all and every other matter or thing to do therein, in as full and effectual manner as any person or persons, bodies politic or corporate, within this state in like cases, may or can do or perform; and the said trustees and their successors or a majority of them, shall have full power and authority to have, make, and use one common seal, with such devices and inscriptions as they shall think proper, and therewith to pass and authenticate the certificates, acts and orders of the said corporation, and the same seal at their pleasure to break, alter and renew.

Powers of trustees.

Sec. 5. *And be it enacted*, That the said trustees and their successors, or a majority of them, from time to time, and at all times hereafter, shall have full power and authority to constitute and appoint professors, teachers and assistants, for instructing the students and scholars of the said academy in such sciences and branches of education as they shall think proper and suitable to be taught therein, and to make ordinances or regulations for the good government of the said academy, and the instruction of the