

PHILIP F. THOMAS, ESQUIRE, GOVERNOR. 1849.

cost of erecting the academy, and to the proper use and advancement of the said institution. CHAP. 204.

SEC. 2. *And be it enacted*, That on the first Monday in April next, and in each and every year, an election shall be held by the qualified voters of the academy, and the trustees in power after the first election shall annually, ten days previous to the election, set up three public notices, one at each of the most public places in the neighborhood, notifying the subscribers of the election for trustees of said academy, which said election shall be by ballot, and conducted as follows to wit: every subscriber to the said institution shall be allowed one vote, and the five persons having a majority of the votes thus cast, shall be declared duly elected the trustees for ensuing year; *provided*, that no person but a subscriber as aforesaid shall be a trustee. Trustees—
how and when
elected.

SEC. 3. *And be it enacted*, That if after an annual election a vacancy shall occur among the members elected, by death, resignation or refusal of any one or more of them to attend three regular meetings of the board of trustees, the remaining trustees shall proceed with all convenient despatch to fill the vacancy by electing by ballot other sensible person or persons from among the subscribers to said academy, so as to perpetuate the number of five persons as trustees of said institution. Proviso.
Vacancies—
how supplied

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 and any manner of suits, complaints, pleas, causes, matters and demands, of whatever kind, nature or form they may be, and all and every other matter or thing to do therein, in as full and effectual a manner as any person or persons, bodies corporate, or politic within this State, in like cases may or can do or perform, and the said trustees hereby appointed and their successors or a majority of them, shall have power and authority to have, make, and use one common seal, with such device and inscription 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. Corporate
powers

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 schol- To appoint
teachers