

SENATE No. 61.

Commonwealth of Massachusetts.

SENATE, March 2, 1887.

The Committee on Education, to whom was referred the petition of Jonas G. Clark and others for the incorporation of the Clark University at Worcester, report the accompanying Bill.

For the Committee,

CHAS. A. GLEASON.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Eighty-seven.

AN ACT

To incorporate the "Trustees of Clark University"
in Worcester.

*Be it enacted by the Senate and House of Representatives
in General Court assembled, and by the authority of the
same, as follows:*

1 SECTION 1. Jonas G. Clark, Stephen Salis-
2 bury, Charles Devens, George F. Hoar, William
3 W. Rice, Joseph Sargent, John D. Washburn,
4 Frank P. Goulding and George Swan, all of
5 the city of Worcester in the Commonwealth
6 of Massachusetts, and their successors, are
7 hereby made a corporation, by the name of the
8 "Trustees of Clark University", to be located
9 in said Worcester, for the purposes of estab-
10 lishing and maintaining in said city of Worces-
11 ter an institution for the promotion of educa-
12 tion and investigation in science, literature
13 and art, to be called "Clark University."

1 SECT. 2. Said corporation may receive and

2 hold real or personal estate, by gift, grant, de-
3 vise, bequest, or otherwise, for the purposes
4 aforesaid, and shall have all the rights, privi-
5 leges, immunities and powers (including the
6 conferring of degrees) which similar incorpo-
7 rated institutions have in this Commonwealth.

1 SECT. 3. Said corporation shall have the
2 power to organize said university in all its de-
3 partments, to manage and control the same, to
4 appoint its officers (who shall not be members of
5 said corporation) and to fix their compensation
6 and their tenure of office; and said corporation
7 may provide for the appointment of an advisory
8 board, and for election by the alumni of said
9 university to fill any vacancies on said board.

1 SECT. 4. The number of the members of said
2 corporation shall not be less than seven nor more
3 than nine, and any vacancy therein may be filled
4 by the remaining members at a meeting duly
5 called and notified therefor; and when any mem-
6 ber thereof shall, by reason of infirmity or other-
7 wise, become incapable, in the judgment of the
8 remaining members, of discharging the duties of
9 his office, or shall neglect or refuse to perform the
10 same, he may be removed and another be elected
11 to fill his place by the remaining members at a
12 meeting duly called and notified for that purpose.

1 SECT. 5. This act shall take effect upon its
2 passage.

2 hold real or personal estate, or gift, or any other
 3 thing, or any interest therein, for the purposes
 4 of this section, and shall have all the rights, privi-
 5 leges, immunities and powers (including the
 6 right of suing and being sued) which other persons
 7 would have in the same circumstances.

1 Section 3. (1) This corporation shall have the
 2 power to acquire, hold, manage and control the same, to
 3 purchase, to manage and control the same, to
 4 appoint its officers (who shall not be members of
 5 said corporation) and to fix their compensation
 6 and their terms of office, and said corporation
 7 may provide for the appointment of an auditor
 8 thereof, and for election by the shareholders of
 9 directors to fill any vacancies on said board.

1 Section 4. (1) The number of the members of said
 2 corporation shall not be less than seven and more
 3 than fifteen, and any vacancy therein may be filled
 4 by the remaining members at a meeting duly
 5 called and notified in writing, and when any mem-
 6 ber thereof shall be a cause of infirmity or in-
 7 ability, he shall be deemed to have resigned, and
 8 the remaining members of the corporation shall
 9 be authorized to elect or to cause to be elected
 10 some other person to fill the vacancy so created, and
 11 to fill his place by the remaining members at a
 12 meeting duly called and notified for that purpose.

1 Section 5. The first meeting of the directors
 2 shall be held within thirty days after the
 3 incorporation of this corporation.