

CHAP. CII.

An Act to establish an Academy in the town of Amherst, in the county of Hampshire.

WHEREAS sundry persons, inhabitants of Amherst, in the county of Hampshire, have, at the expense of five thousand dollars, erected a suitable building for an Academy in said town, and have procured an able instructor to teach the usual Academical branches of learning, and it appears that said town is a suitable place for such an institution :

SEC. 1. *Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same,* That there be, and hereby is established in the town of Amherst, an Academy, by the name of Amherst Academy, for the purpose of promoting morality, piety and religion, and for the instruction of youth in the learned languages, and in such arts and sciences as are usually taught in other Academies, or as shall be directed by the Trustees; and David Parsons, Nathan Perkins, Samuel T. Dickenson, Hezekiah W. Strong, Rufus Cowles, Calvin Merrill, Noah Webster, John Woodbridge, James Taylor, Nathaniel Smith, Josiah Dwight, Rufus Graves, Winthrop Bailey, Experience Porter, and Elijah Gridley, be, and are hereby incorporated into a body politic, by the name of The Trustees of Amherst Academy, and that they and their successors shall be and continue a body politic and corporate, by the same name forever.

Persons incor-
porated.

SEC. 2. *Be it further enacted,* That all monies, lands, or other property and things already given, or which shall be hereafter given, granted, devised, bequeathed, transferred or assigned to the said Trustees, for the purpose aforesaid, shall be and hereby are confirmed to the said Trustees and to their successors in that trust forever; and that the said Trustees may have and hold in fee simple, by gift, grant, devise, bequest, or otherwise, any lands, tenements, hereditaments, or other estate, real or personal; *provided* the

Fee simple.

annual income thereof shall not exceed the sum of five thousand dollars; and may sell and dispose of the same, and apply the interest, rents and profits thereof in such manner as to promote the end and design of said institution.

SEC. 3. *Be it further enacted*, That the said Trustees shall have power, from time to time, to elect such officers of the said Academy as they shall judge necessary, and to fix the tenures of their respective offices; to remove any Trustee from the Corporation, when, in their opinion, he shall be incapable by reason of age or otherwise, of discharging the duties of his office; to fill all vacancies in said Corporation by electing such persons for Trustees as they shall think suitable; to determine the times and places of their meetings, the manner of notifying the Trustees, and the method of removing and electing Trustees; to prescribe the powers and duties of their several officers; to appoint preceptors of the said Academy, to determine their powers and duties, and to fix the tenures of their offices, and to make and ordain rules and orders, with reasonable penalties, for the good government of said Academy, not repugnant to the Laws of the Commonwealth.

Power of Trustees.

SEC. 4. *Be it further enacted*, That the said Trustees may have a common seal, which they may, at pleasure, break, alter and renew; and that all deeds signed and sealed with their seal, delivered and acknowledged by the Treasurer or Secretary of said Corporation, by order of said Trustees, shall be good and valid in law; and that the said Trustees may sue and be sued, in all actions, real, personal, and mixed, and prosecute or defend the same to final judgment and execution, by the name of the Trustees of Amherst Academy.

May sue and be sued.

SEC. 5. *Be it further enacted*, That the number of said Trustees shall not, at one time, be more than fifteen, nor less than nine; and five of them shall constitute a quorum for transacting business.

Officers limited

SEC. 6. *Be it further enacted*, That the Reverend David Parsons be, and hereby is authorized to appoint the time and place for holding the first meeting of the

Meetings called.

said Trustees, and to give them notice thereof, in such manner as he shall judge expedient.

[Approved by the Governor, February 13, 1816.]

CHAP. CIII.

An Act in addition to an act, entitled “ An act regulating the Commencement of certain Actions in which the inhabitants of the town of Boston, in the county of Suffolk, shall be a party.”

SEC. 1. **BE** it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, That all actions to be commenced hereafter, wherein the inhabitants of the town of Boston, in the county of Suffolk, in their corporate capacity, shall sue or be sued, may be instituted and prosecuted in either of the counties of Norfolk, Middlesex, or Essex, any thing in a law, to which this is in addition, to the contrary notwithstanding.

Actions transferred.

SEC. 2. *Be it further enacted,* That any Coroner of the county of Suffolk, be, and he hereby is authorized to serve and execute all writs and precepts to him directed, wherein the inhabitants of the town of Boston shall sue, or be sued by the Sheriff of said county, or either of his Deputies, notwithstanding said Coroner may be an inhabitant of said town.

Power to Coroners.

SEC. 3. *Be it further enacted,* That whenever an execution, which has been issued on the judgment of any Court within this Commonwealth, in which judgment the inhabitants of said town of Boston shall be a party, shall be in the hands of an officer, having authority to serve the same, and said officer shall be directed to extend the said execution on real estate of the debtor, situated in the said town of Boston, then the said officer shall cause three discreet men, being free holders in said county of Suffolk, to be chosen and sworn to appraise such real estate in the manner prescribed in the second section of an act of this Commonwealth, passed the seventeenth day of March, in the year of our Lord one thousand seven hundred and eigh-

Appraisers.