

**1847 Local Acts-22-1**

SEC. 1. That a seminary of learning shall be and the same hereby is established in the town or vicinity of Fort Wayne, in Allen county, and State of Indiana, to be known by the name and style of "The Fort Wayne Female College," which shall be founded and maintained forever upon a plan the most suitable for the benefit of the youth of every class of citizens and every religious denomination, who shall be freely admitted to equal advantages and privileges of education, and to all the literary honors of said college, according to their merit, under the direction of fifteen trustees, to-wit: James Whitcomb, Richard W. Thompson, William Rockhill, William G. Ewing, Lemuel G. Jones, John G. Walpole, Samuel Edsall, Benjamin Mason, Wesley Park, Samuel Shryock, Henry Williams, Thomas Sale, Joseph K. Edgerton, Asa Fairfield, and George M. Boyd, who with their successors shall be trustees of said college, and shall hold their first meeting at the place of its location, on the third Saturday of June, eighteen hundred and forty-seven.

**1847 Local Acts-22-2**

SEC. 2. That the said trustees and their successors, by the name of "The Trustees of the Fort Wayne Female College, shall be a body politic and corporate, and as such forever to exist; and are hereby made capable in law to have, possess, purchase, receive, enjoy, and retain, hold, or dispose of, for the use of said college, lands, tenements, and annuities, and other hereditaments in fee simple, or for a term of years, life, lives, or otherwise; and also money, bonds, bills, notes, goods, chattels, interests, or effects, of whatever nature, quality, or kind soever, by the gift, bargain, sale, or devise of any person or persons, body politic or corporate, capable of making the same; and the same to grant, demise, sell, alien, and confirm, in such manner as they shall judge most conducive to the interests of said college: This corporation shall not hold a greater amount of real estate (exclusive of the site for the college and the edifices thereon) than the value of fifty thousand dollars; which said amount shall be exempt from taxation, either for State or county purposes.

**1847 Local Acts-22-3**

SEC. 3. That the said trustees and their successors, by the name and style of "The Trustees of the Fort Wayne Female College," as aforesaid, shall be capable in law to sue and be sued, plead and be impleaded, in any court or courts of record, before any judge, justice, or justices within this State and elsewhere, in all manner of suits, complaints, pleas, causes, matters, and demands, of whatsoever kind, nature, or form they may be; and all and every other matter, nature, and thing therein to do, in as full and effectual a manner as any person or persons, bodies politic or corporate, of like nature within this State may or can do.

**1847 Local Acts-22-4**

SEC. 4. That said board of trustees are hereby authorized and empowered and it is hereby made their duty at their first regular

meeting, so to classify the members thereof into three divisions that one-third of the board shall go out of office each year, and shall determine by lot what members thereof shall belong to each of said classes.

**1847 Local Acts-22-5**

SEC. 5. That the North Indiana Annual Conference, or such other conference or conferences as may be formed out of the same by the consent of the said North Indiana Annual Conference, shall fill all vacancies in the board of trustees as may occur by the expiration of the term of office of any member or members thereof, death, resignation, or otherwise, at the first meeting of such conference or conferences after any vacancy may happen; thus keeping up the full number of fifteen trustees forever: And the said first named conference, or such other conference as may be associated with it by its assent, shall annually appoint any number of visitors, not exceeding seven, who, or so many as shall convene with the board of trustees, shall constitute a joint board in the permanent appointment of all officers of the said college: And whenever a majority of all the trustees shall declare any one of their body incompetent, for want of moral character, the board of trustees shall declare his seat vacant, and shall thereafter make a temporary appointment to fill the vacancy until the meeting of the next annual conference, which shall then fill the same as aforesaid: And the visitors, or so many of them as shall act, shall report to the conference next succeeding their appointment the condition of the college and whether it is conducted in conformity with its charter: And at the time of the admission of any conference to the participation in the appointments aforesaid, the North Indiana Annual Conference, and such other conference as it may assent to associate with, shall divide the appointing power of visitors and trustees in such manner as they may mutually agree upon.

**1847 Local Acts-22-6**

SEC. 6. That the said trustees of the Fort Wayne Female College, before entering upon the trust reposed in them, shall severally take the following oath of office, to be administered to them by any justice of the peace in the State of Indiana, that is to say: "I, [A. B.], do solemnly swear (or affirm) that I will, to the best of my skill and judgment, faithfully and truly discharge the duties of a trustee of the Fort Wayne Female College, pursuant to the laws and constitution of the State of Indiana, the constitution of the United States, and the charter granted by the State of Indiana establishing said college, without favor, affection, or partiality, so help me God, (or under the pains and penalties of perjury:)" And said trustees shall have power to appoint, annually, a president of the board, a vice-president, a treasurer, and a secretary; and the treasurer so appointed shall give bond with such security, and in such penalty as the trustees shall think proper, payable to the State of Indiana, for the use of said college; which bond shall by the treasurer and his securities be acknowledged before the clerk of the circuit court of Allen county, and by him certified and recorded in his office, a copy of which shall be evidence in any suit against such

treasurer and his securities for a breach thereof; and it shall be conditioned for the true and faithful discharge of his duty as treasurer of said college, and for the safe-keeping of all moneys, bond, notes, deeds, mortgages, trusts, or other property belonging to the institution, or which shall be put into or from time to time come to his hands; which bond may be renewed whenever the said trustees shall require it: And it shall be the duty of said treasurer to receive and safely keep all moneys, notes, bonds, obligations, or conveyances of real, personal or mixed property belonging to said college; and shall not pay out any of said moneys, except upon the order of the president or vice-president, countersigned by the secretary of the board of trustees; and for any breach of said bond, the treasurer and securities may be proceeded against as upon other official bonds, in the proper courts in the State of Indiana: The said treasurer shall moreover, once in every year, and as much oftener as the trustees may require, render, to them an account of all moneys in his hands and all moneys by him paid out; stating from whom or what source received, and to whom paid: And in case the treasurer shall fail or refuse to perform any of the duties required of him by this act, the trustees of said college shall have power to declare his office vacant, and proceed to the election of a treasurer to fill the vacancy: And it shall be the duty of every treasurer, on leaving the office by removal resignation, or otherwise, upon the order of the board, signed and countersigned as aforesaid, to pay and deliver over all moneys and other property in his hands belonging to said college, into the hands of his successor in office: And it shall be the duty of the secretary to keep a fair record of all the proceedings of the board of trustees, and at the close of every session to lay them before the president for his signature, and to do and perform all other acts which by this charter may be required of him: And it shall be the duty of the president of the board to preside in all their meetings, when present, and to perform all the duties usually performed by presiding officers in all similar bodies; and in the absence of the president, the vice-president aforesaid shall perform the duties; and in case of his absence at the time of any meeting of the board, it shall be the duty of the trustees to appoint a president pro tem.

#### **1847 Local Acts-22-7**

SEC. 7. That the said trustees and their successors shall have authority to make and use a common seal, with such devices and inscriptions as they shall think proper, and the same to change, alter, and renew at pleasure, and shall also, at any regular meeting of the board, when one or more of the visitors shall be present, from time time, forever hereafter, have full power and authority to constitute and appoint permanently, in such a manner as they may deem expedient, a president of the college, together with such professors and other instructors as may at any time be necessary to form an efficient faculty for the proper instruction of students in the arts and sciences, and in all the necessary, useful, and ornamental branches of a thorough and liberal education, such as is taught in the best female colleges or academies: And the said president and professors, with such other instructors or instructresses as may by the trustees be included, shall be

known and distinguished by the name of "The Faculty of the Fort Wayne Female College:" And in that name shall be capable of exercising such powers and authorities, rights and privileges in the institution as shall be delegated to them according to the by-laws enacted by the trustees; and the said board of trustees may, at any meeting, make a temporary appointment of any of the foregoing faculty, in the absence of such visitor or visitors, until a regular meeting at which one or more of such visitors may be present: And a majority of the said fifteen trustees, together with a majority of the said seven visitors, may, at any time, in joint meeting, by resolution to that effect, declare the appointment or office of any of the faculty, instructors, or instructresses vacant, and proceed to fill such vacancy at such joint meeting, or any future meeting which they may designate.

#### **1847 Local Acts-22-8**

SEC. 8. That the said trustees and their successors in office shall meet at least once in every year, in a stated annual meeting, to be appointed by their own ordinances, [and] at such other times as by their said ordinances they shall direct, for the purpose of transacting such business for the prosperity and welfare of the institution as may come before them; in all which meetings five trustees being present shall constitute a quorum for transacting business: But a majority of said fifteen trustees shall be required to make, pass, and establish ordinances, rules, and by-laws, not contrary to the constitution and laws of this State, for the government of said college and the proper education of its pupils, and by them to delegate to the president, professors, and other instructors or instructresses such powers and authorities as they may judge expedient for the government of the institution: And the said majority of trustees shall also have power, at any legal meeting, to alter or annul any rules or regulations by them established, and to do all matters and things which they may deem expedient for the faithful fulfilment of their trust.

#### **1847 Local Acts-22-9**

SEC. 9. That the said trustees and their successors shall have authority, whenever in their opinion the funds of the institution will justify the measure, to admit gratuitously, in whole or in part, as the respective cases may require, such person or persons as they may think proper to enjoy the benefits of tuition in said college: And said trustees are hereby authorized to receive subscriptions, donations and bequests, either in money, personal, real, or mixed property for the purpose of enabling them to meet the expenditures requisite in establishing and continuing said institution.

#### **1847 Local Acts-22-10**

SEC. 10. That for the purpose of stimulating and encouraging the pupils in their progress, and promoting the general interests of the institution, the said trustees and faculty shall have full power and authority, once in every year, or oftener, as they by an ordinance shall direct, to hold a public commencement, with exercises suited to the occasion, and to graduate with literary honors such pupils as shall from

time to time be found to have merited the same by their character and acquirements: And said trustees and faculty shall have power and authority, in furtherance of the aforesaid objects, to confer on all those pupils whom they shall deem worthy thereof, all such literary honors and degrees as are usually conferred by the best female colleges, institutions, or academies; and may issue, when they deem it expedient, testimonies or diplomas, bearing the seal of said college, as certificates of the same, signed by the president of the college: It shall also be the duty of the faculty, prior to each commencement, to hold a public examination, in presence of such trustees as may be able to attend, and of other citizens, at which time all the pupils of said college shall be examined in the several branches of learning which they have respectively studied; that the fidelity of the teachers and the diligence of their pupils may appear.

#### **1847 Local Acts-22-11**

SEC. 11. This act is hereby declared to be a public act, and shall be construed liberally, for every beneficial purpose hereby intended; and no omission to use any of the privileges hereby granted shall cause a forfeiture of the same, nor shall any gift, grant, conveyance, or devise, to or for the benefit of the corporation be defeated or prejudiced by any misnomer, misdescription, or informality whatsoever: Provided, That the intention of the parties can be shown or ascertained beyond reasonable doubt.

#### **1847 Local Acts-22-12**

SEC. 12. The State hereby reserves the right, at the session of the Legislature for the years 1856 and 1857, and 1857 and 1858, and every tenth session after either of those sessions, to alter or amend this charter: Provided, however, That no amendment shall ever be made to change the fundamental principles upon which this college is established.

#### **1847 Local Acts-22-13**

SEC. 13. And the said trustees and their successors are hereby authorized and empowered to adopt, ratify, and confirm all such acts and contracts, not inconsistent with the provisions of this charter, as have been done or made by the said trustees named herein, or a majority of them, prior to the passage of this act, in the name and character of trustees of the Fort Wayne Female College, and when so adopted, ratified, and confirmed, the said acts and contracts of the said persons above named, or a majority of them in their said name and character of trustees as aforesaid, shall become and be as binding to all intents and purposes upon the said trustees hereby created, and all other parties thereto, as if the same had been done, made, or entered into by said trustees in their name and character of trustees after the passage of this act.

#### **1847 Local Acts-71-1**

SEC. 1. That the act entitled "An act to incorporate the trustees of the Indiana Asbury University," approved January 10, 1837, be and the

same is hereby so amended, that from and after the first day of September, 1847, the number of the board of trustees of said University shall be reduced to twenty-one, who shall have and exercise all the powers delegated to said board by the act to which this is an amendment; and said board of trustees, when so reduced, are hereby authorized and empowered so to classify the members thereof into three divisions, that one-third of the board shall go out of office each year, and shall determine by lot what members thereof shall belong to each of said classes.

**1847 Local Acts-71-2**

SEC. 2. That the term of service of all the members of said board of trustees who shall, on the said first day of September, 1847, have been in office for the period of three years or longer, shall expire on said day, and the Indiana annual conference or conferences of the Methodist Episcopal church, at their next meeting thereafter, shall fill said vacancies, or so many thereof as may be necessary to make said board of the number provided for by this act; and said board, at its next regular meeting hereafter, shall classify the members so elected according to the provisions of said first section.

**1847 Local Acts-71-3**

SEC. 3. The regular meetings of said board of trustees shall hereafter be held annually, instead of semi-annually, as provided in the act to which this is an amendment.

**1847 Local Acts-71-4**

SEC. 4. That part of section four of said act which provides that whenever any trustee shall be absent from three stated meetings of the board his seat shall be vacated, is hereby repealed.

**1847 Local Acts-71-6**

SEC. 6. That part of the fifth section of said act which provides that the bonds, notes, obligations, or conveyances of real, personal, or mixed property belonging to said University shall be deposited with the treasurer, is hereby repealed; and hereafter all such bonds, notes, obligations, or conveyances shall be deposited with the secretary, subject to such rules and regulations as the board of trustees may from time to time prescribe.

**1847 Local Acts-71-7**

SEC. 7. The real estate which by said act said board of trustees is authorized to hold for the use of said University, shall, after the passage of this act, be exempt from any taxation whatsoever, either for State or county purposes.

**1847 Local Acts-71-8**

SEC. 8. Said board of trustees shall have power whenever in their opinion the interests of said University may require it, to organize and establish as a part of said University, a professional school or schools, whether of law or medicine, at such place or places in the State as they

may think best; and shall have full power to appoint professors and teachers thereof, subject to the general provisions of the act to which this is an amendment, and to such rules and regulations as said board may from time to time prescribe.

**1847 Local Acts-71-9**

SEC. 9. Whenever any board shall deem it conducive to the interests of said University to establish a law or medical department thereof, whether the same shall be located at Greencastle or elsewhere within the State, they shall have power to hold and possess all the real estate and other property necessary therefor, as fully as they now have power to hold real estate for said University by virtue of the act to which this is an amendment: Provided, That nothing herein contained shall authorize said board to hold real estate for the use of any one professional school so established of a greater value than thirty thousand dollars.

**1847 Local Acts-93-1**

SEC. 1. That Jacob Driver, Carey Bradfield, and Jonathan Thornburgh, of the county of Randolph, and their successors in office, are hereby constituted a body politic and corporate, and shall be known by the name and style of "The Christian Church, on White River, in Randolph County," and by said corporate name may sue and be sued, plead and be impleaded, in any court in this state, and by that name have perpetual succession, and they shall in law, in said corporate name, be capable of purchasing and holding, bargaining and selling, any property, real or personal, for the use of said church, whether by legal or equitable title not to exceed in value the amount of five thousand dollars in personal property or in real estate the amount of five thousand acres.

**1847 Local Acts-93-2**

SEC. 2. They shall be further empowered to receive all and singular any subscriptions, gifts, grants, donations, and bequests designed for the benefit of said church, which shall be held and solely applied to the use and benefit of said church in the manner in which said trustees shall deem the most judicious and expedient.

**1847 Local Acts-93-3**

SEC. 3. It shall be lawful for the trustees of said church to hold meetings at such times and places, and as often as it may suit them, or as their business may require, to sit on adjournments, on the call of the proper officers, or one of their body, and to elect or appoint such officers and establish such rules or by-laws for their government as they or a majority of them may see fit: Provided, That such rules or by-laws shall not be incompatible with the constitution or laws of this State or the United States.

**1847 Local Acts-93-4**

SEC. 4. It shall be lawful for the members of said church to perpetuate the board of trustees by annual appointment, or in any way

they may think proper, and also fill vacancies which may in any way occur; and the trustees at any time chosen shall hold their office for one year and until their successors are chosen or appointed; they shall keep a record of their proceedings, which shall be open to the inspection of all persons concerned.

**1847 Local Acts-129-1**

SEC. 1. That hereafter it shall be lawful for the president and trustees of the town of Cambridge City, Wayne county, Indiana, to pass by-laws directing and requiring each owner or owners of any lot or parts of lots in said town to have the side walk in front of the same, and grade and gutter six feet of the street in front of such pavement.

**1847 Local Acts-129-2**

SEC. 2. Such by-laws shall not be operative until thirty days' notice of the passage of the same shall be given by publication in some weekly newspaper printed and published in said town.

**1847 Local Acts-129-3**

SEC. 3. Whenever the said president and trustees of said town shall desire any owner or owners of any such lot or lots, or parts of lots to pave and gutter the side walk street as provided in the first section of this act, they shall give to such owner or owners, if resident of Wayne county, Indiana, personal notice of such intention or desire, stating in such notice the time within which he, she, or they will be required to comply with the requirements of said first section, which notice may be served and returned by any constable of said county of Wayne, and if such owner or owners shall not reside in said county of Wayne, such notice may be given in any weekly newspaper printed and published in said town, or if no such paper is published in said town, then by six written advertisements set up in the most public places in said town, for at least thirty days: Provided further, That personal notice shall not be required for the citizens of said town.

**1847 Local Acts-129-4**

SEC. 4. If any owner or owners of any such lot or lots or parts of lots shall fail after due notice as above stated, given them to comply with the requisitions of the first section of this act, it shall be lawful for said president and trustees to levy a tax on such lot or lots or parts of lots as will be sufficient for the purpose of paving in front and guttering as heretofore set out, such tax to be collected as other corporation taxes are collected by the collector of said corporation: The said collector shall have power to sell such part or parts of lots as will be sufficient to pave and gutter in front of said lot or lots, by giving twenty days' notice of the time and place of such sale by publication in some weekly newspaper printed and published in said town, or by written advertisements set up in five of the most public places in said town: Said collector shall be allowed the same fees for collecting such taxes and making sale as are now allowed to the collector of said corporation.

**1847 Local Acts-172-1**

SEC. 1. That the common council of the town of Delphi be authorized and empowered to subscribe the sum of two thousand dollars to aid in constructing a side cut canal through or around said town.

**1847 Local Acts-172-2**

SEC. 2. That said town council shall have power to levy a tax on all the taxable property in said corporation for the purpose of paying said subscription.

**1847 Local Acts-204-1**

SEC. 1. That John Allen, Hardin Weatherford, and John Rea, and their successors in office, shall be, and they are hereby created a body politic and corporate, by the name, style, and title of "The trustees of the Underwood Burying Ground," and shall have power to contract and be contracted with, sue and be sued, in any and all matters relating to the burying ground hereinafter mentioned, and as such trustees shall have perpetual succession.

**1847 Local Acts-204-2**

SEC. 2. Said trustees shall have power to hold to themselves and their successors in office for a burying ground, all that certain tract or parcel of land lying in Jefferson county, and State of Indiana, which was conveyed by C. T. Lodge to them as such trustees, by deed dated on the 17th day of September, 1845, being a small fraction of the northeast quarter of section twenty-three, township four north, of range ten east, and to have power over the same in laying it off for a burying ground, and directing its use as such burying ground, for the neighborhood, with power to protect it from violence or abuse, and to make all suitable rules and regulations, such as they may think necessary for its enclosure, and to make it useful, convenient, and desirable for such a burying ground.

**1847 Local Acts-204-3**

SEC. 3. On the vacation of either or all the offices of said trustees or their successors, either by a refusal to accept the office or removal from the county, resignation, death or otherwise, the board doing county business for the county of Jefferson shall, at any time when in session, fill such vacancy or vacancies, and said ground so conveyed to said trustees shall never revert to the heirs of any such trustees, but shall continue as a burying ground forever.

**1847 Local Acts-336-1**

SEC. 1. That Ludewig Meier, Christian Buckhorn, Charles Hegerhorst, Ferdinand Smith, George Smith, Gottlieb Kellermeier, and Charles Yobbe, and their successors in office are hereby constituted a body politic and corporate, and shall be known by the name and style of the "Trustees of the Evangelical Lutheran St. Paul's Church," and by said corporate name may sue and be sued, plead and be impleaded, in any court in this State, and by that name have perpetual succession, and be capable of purchasing, holding, bargaining, and selling any property

either real or personal, for the use of said church, both by legal and equitable title, not to exceed in value thirty thousand dollars.

**1847 Local Acts-336-2**

SEC. 2. The said trustees and their successors shall be empowered to receive any and all subscriptions, gifts, grants, donations, and bequests, which shall be applied solely to the use and benefit of such church in the manner the trustees thereof may deem most proper and expedient.

**1847 Local Acts-336-3**

SEC. 3. It shall be lawful for such trustees to hold meetings at such places and at such times as it may be deemed by them necessary and their business may require; sit on their own adjournments or the call of the proper officers or a majority of such trustees, and to elect and appoint their officers, and establish such rules and by-laws for their government from time to time as a majority may determine: Provided, however, That such rules and by-laws shall not be incompatible with the laws or constitution of the United States or of the State of Indiana.

**1847 Local Acts-336-4**

SEC. 4. It shall be lawful for the members of the Evangelical Lutheran St. Paul's church to perpetuate the board of trustees hereby appointed, by annual appointment, or by any other mode they may deem proper; and also to fill all vacancies which may at any time occur in said board.

**1847 Local Acts-336-5**

SEC. 5. It shall be the duty of said board of trustees to keep a record of their proceedings, which shall be at all times open to the inspection of all persons concerned.