

John Fearnley

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STATE OF NEW JERSEY,

*in his
safe*

AN ACT TO INCORPORATE BURLINGTON COLLEGE.

1. *Be it enacted by the Senate and General Assembly of the State of New Jersey, That* George Washington Doane, Garret D. Wall, Isaac B. Parker, Reuben J. Germain, Benjamin I. Haight, John D. Ogilby, Edmund D. Barry, Richard S. Field, Elias B. D. Ogden, William Wright, Richard W. Howell, George P. McCulloch, James Parker, Charles King, James Potter, Garret S. Cannon, Jonathan J. Spencer, John Joseph Chetwood, Thomas P. Carpenter, Jeremiah C. Garthwaite, Abraham Browning, George Y. Morehouse, William Halsted, Daniel B. Ryall, and their successors, being members of the Protestant Episcopal Church, shall be and they are hereby constituted a body politic and corporate by the name of "The Trustees of Burlington College," and by that name shall have perpetual succession, and may sue and be sued, implead and be impleaded, and may purchase and hold property whether acquired by purchase, gift or devise, and whether real, personal or mixed, and may make and have a corporate seal, and the same break and alter at their pleasure; and shall have all other rights belonging to similar corporations by the law of this State.

2. *And be it enacted*, That the object of said Association is hereby declared to be the advancement of Education.

3. *And be it enacted*, That the entire management of the affairs and concerns of the said corporation, and all the corporate powers hereby granted, shall be and they hereby are vested in a board of twenty-four trustees, a majority of whom shall always be citizens and inhabitants of this State, and a majority of the trustees shall constitute the necessary quorum for the transaction of all business matters connected with the said institution; the persons named in the first section of this Act to be the first trustees; the Governor of the State for the time being, to be also a trustee, ex-officio, and the president of the board. *Provided*, That the president or other principal officer, by whatever name called, of the said College, shall always be a trustee and citizen and inhabitant of this State.

4. *And be it enacted*, That the trustees shall hold their first meeting at the call of the trustee first named, and shall have power from time to time to enact by-laws not repugnant to the constitution or laws of the United States or of this State, or to this Act, for the regulation and management of the said corporation or College, to fill up vacancies in the board, and to prescribe the number and description, the duties and powers of the officers, the manner of their appointment and the term of their office; and special meetings of the said trustees may be called by the president or any six or more of the said trustees upon ten days notice in writing of the time

and place thereof being given or sent to each of said trustees.

5. *And be it enacted*, That for the purpose of carrying out the object declared in the second section of this Act, the said corporation shall have power from time to time to purchase, take and hold real and personal estate, and to sell, lease and dispose of the same. *Provided*, The annual value shall not exceed the sum of twenty thousand dollars.

6. *And be it enacted*, That the said corporation shall have and possess the right and power of conferring the usual academic and other degrees granted by any other College in this State.

Approved February 27, 1846.

AN ACT

RESPECTING THE

TRUSTEES OF BURLINGTON COLLEGE.

Whereas, It has been represented in behalf of the corporation of Burlington College, that by their charter thirteen trustees are requisite to form a quorum, to the great hindrance of the necessary business of the Institution, and the proper execution of their trust, by reason of the non-attendance of members living at a distance from Burlington, and of others who omit to come, and they have prayed that the quorum be lessened to nine; and whereas the relief prayed for has been granted in another similar case, and is proper and reasonable; therefore, *Be it enacted by the Senate and General Assembly of the State of New Jersey*, That any nine or more of the trustees of said College, when duly convened, shall constitute the necessary quorum, and be competent for performing and executing the duties, business matters and things connected with said Institution, as fully and effectually as if thirteen of them had been so convened, anything in their charter to the contrary notwithstanding. *Provided*, That the Governor of the State for the time being, who is a trustee, ex-officio, and the president of the board, or the president of the College, shall always be one of the said nine trustees so at any time constituting a quorum as aforesaid.

2d. *And be it enacted*, That this Act shall take effect immediately.

Approved April 3, 1855.

B Y - L A W S
OF
BURLINGTON COLLEGE.

I.

The Bishop of the Diocese shall be visitor of the College ; and, when the Governor of the State is absent, shall preside in the board. On the demise of the Bishop, his successor in office shall succeed to his place as trustee.

II.

All elections shall be by ballot, on a *viva voce* nomination. In filling vacancies in the board, the nominations shall be the first thing in order at the meeting at which it takes place, and the election shall be the last.

III.

The Bishop of the diocese shall be president of the College, and in that capacity shall be its head.

IV.

There shall be a Rector, always a presbyter of the Church, and appointed by the board, on the nomination of the Visitor, who, when there is no President, or in the absence of the President, shall be the principal officer of the College. He shall always reside at the College ; and, in any case shall be more immediately charged with its instruction and discipline.

V.

The Professors shall be appointed by the board on the nomination of the President. Other officers of instruction or discipline, provided for by the board, may be appointed, and vacancies in any department may be filled by the President. All such appointments to terminate at the annual meeting in each year.

VI.

The President and the Rector, together with the Professors, shall constitute the Faculty of the College.

VII.

The Rector or any Professor may be removed, for sufficient cause, by a vote of two-thirds of the members of the board present, the Visitor concurring. *Provided*, That the trial of the charges shall be at a meeting subsequent by at least one month to that at which they are brought; notice of the same having been given to every member.

VIII.

The day of the commencement of Burlington College shall be the* feast of St. Michael and All Angels, in

* The required notice having been given at the previous meeting, this by-law was altered by the following resolution passed at the annual meeting of the board, Sep. 28, A. D. 1857.

“Resolved, That the Annual Commencement of Burlington College, shall hereafter be held on the fourth Thursday in September.”

each year. The annual meeting of the board shall be held in Burlington, at 10 o'clock A. M., on the day preceding, not being Sunday, or in that event, at the same hour on Saturday. At every annual meeting the board shall elect a Secretary and Treasurer.

IX.

No alteration shall be made in these by-laws during any vacancy of the Episcopate; nor unless notice of the intention shall have been given at a meeting held at least three months previously, and sent to every member of the board, and then only by a vote of two-thirds of the members present, the Visitor concurring.

X.

Any trustee who may habitually omit to attend the meetings of this board, and shall, for two years consecutively, not attend the meetings of this board, shall, at the option of this board, be deemed to have vacated his seat.

Deed.—Sarah P. Cleveland to the Trustees of Burlington College, dated October 20, 1856, conveys,

No. 1. All that certain lot of ground, on which are St. Mary's Hall and Chapel, the residence of the Right Rev. George W. Doane—(called River Side) and other buildings—bounded as follows. Beginning at the north-west corner of Ellis' and Pearl streets and extending (1) westwardly along Pearl street about six hundred and eighteen feet to Reed street, thence (2d) northwardly along Reed street crossing Delaware street, to low water mark in the River Delaware, thence (3d) eastwardly up the river binding on low water mark about six hundred and fifty feet to Ellis street, thence (4) southerly along Ellis street crossing Delaware street to the place of beginning, be the same more or less—being composed of different lots and premises, conveyed by Elihu Chauncey to George W. Doane, by deed bearing date the second day of April, A. D. 1836, and recorded in the Clerk's office of the County of Burlington, at Mount Holly, in Book O. 3 of Deeds, page 215, &c., and by Henry C. Carey, William J. Watson and Garret D. Wall, by deed bearing date the twelfth day of March, A. D. 1847, recorded in the Clerk's office of the County aforesaid, in Book Q. 4 of deeds, page 136, &c., reference to both above named deeds being had, the same will more fully and at large appear.

No. 2. Is all that lot or tract of land with the buildings thereon, situate on the south side of Pearl street, westward of Ellis street and opposite Burlington

College, bounded and described as follows: Beginning on the south side of Pearl street at the east corner on said street of a lot conveyed by Dr. William Chester to Cortlandt Van Rensselaer, D D., and runs from thence (1) southwardly at right angles to said Pearl street three hundred and five feet to another corner of the said Van Rensselaer, thence (2d) westwardly still along his line parallel with Pearl street four hundred and sixty-seven feet ten inches to his corner in the east line of a lot belonging to Mrs. Rebecca Chester, thence (3d) south thirteen degrees east eleven chains and six links to her corner in the northwardly edge of the Camden and Amboy Railroad land, thence (4) north seventy-two degrees and thirty minutes east along the said railroad land five chains and sixty links to the lot late James Sterling, deceased, now to Joseph Askew, thence (5) north nineteen degrees east along the line of said lot and land held in trust by Frederick Brown nine chains and fifty links to his corner, thence (6) north thirteen degrees east four chains and nineteen links to another corner, thence (7) north twelve degrees west four chains and fifty-seven links to another corner of said land held in trust by Frederick Brown in the edge of said Pearl street, thence (8) westwardly along Pearl street three hundred and ninety feet to the place of beginning; containing twelve acres and sixty-four hundredths of an acre, be the same more or less. Being the same premises that the Rev. William Chester and Frances Mary his wife, conveyed to the said George W. Doane, by deed bearing date the twentieth day of April, A. D. 1846, recorded in the Clerk's office aforesaid, in Book P. 4 of

Deeds, page 41, &c., reference thereunto being had the same will more fully and at large appear.

No. 3. Is meadow land in two lots, situate on the north side of the creek or canal surrounding the city of Burlington, and a short distance west of London bridge—one of which lots is bounded and described as follows, viz.: Beginning at a post by the creek corner of the other lot now also intended to be conveyed and hereafter described, thence (1) along the line of said lot northeastwardly twenty-five degrees eight chains to another corner of said lot, thence (2d) west northwest five chains and one link to a post for a corner, thence (3) southwestwardly twenty-five degrees eight chains to the creek, and thence (4) up the said creek the several courses thereof to the first mentioned corner post and place of beginning; containing four acres of upland and meadow ground, be the same more or less. The other is adjoining on the southeasterly side of the last above described lot and adjoins, lately belonging to Charles Kinsey, deceased, and fronting on London bridge creek and extends eastwardly to a certain lane or alley containing about two acres of upland and meadow ground, be the same more or less. Being the same premises that the children and heirs at law of John Vandegrift, deceased, conveyed to the said George W. Doane, by these several deeds, one dated May 15th, 1841, one dated June 23d, 1847, and both recorded in the Clerk's office aforesaid, in Book P. 4 of Deeds, page 364, &c, and the other dated _____, and recorded as aforesaid in Book _____ of Deeds, p. _____ reference thereunto being respectively had the same will more fully and at large appear.

All the foregoing described or mentioned tracts, lots, pieces or parcels of land being the same that were conveyed to the said Sarah P. Cleveland by Garret S. Cannon and Robert B. Aertsen, assignees of George W. Doane, the first day of December, A. D. 1849, reference thereunto being had the same will more fully and at large appear.

To have and to hold the premises hereby granted, with the appurtenances, to the said the Trustees of Burlington College, their successors and assigns forever. In trust nevertheless to and for the uses and purposes following, that is to say, for the uses and purposes of Christian education, without the right or power of selling, aliening, incumbering or transferring the same or any part thereof, by any deeds of conveyance, mortgage or otherwise however; the same not to be subject to any judgment recovered or to be recovered against the said corporation or their successors, or to any lien in any manner to be created by any debt or liability of the said corporation or their successors. And it is agreed and understood that the mansion house at Riverside, with a suitable curtilage for the same, shall always be and remain the permanent residence of the Bishop of New Jersey and his successors, if he or they choose to occupy the same, free of rent, not depending, on the continuance of the College or its charter remaining, without amendment or repeal.

Proved January 5, 1857, and recorded in Book M. C. of Deeds, page 300, &c., in the Clerk's office of the County of Burlington, at Mount Holly.



