



Acts of Alabama 1841

[No. 65]

AN ACT

To Incorporate the "Howard College" in Marion, Perry County.

Section 1. *Be in enacted by the Senate and House of Representatives of the State of Alabama in General Assembly convened*, That E.D. King, H.C. Lea, O.G. Eiland, Wm. C. Crane, Wm. P. Chilton, James H. DeVotie, Edward Baptist, Robt. J. Ware, L.Y. Tarrant and Langston Goree, and their successors in office, be, and they are hereby constituted a body corporate by the name and style of the trustees of the Howard College; and by that name shall have full power and authority to have and to use a common seal, and the same to break, after and renew at pleasure; to sue and be sued, plead and be impleaded, in all kinds of actions in law or equity, to receive donations and to purchase property, both real and person, in value not exceeding two hundred thousand dollars; which shall ensure to them and their successors forever; and to sell, alien and dispose of the same, and to pass all such by-laws; rules and regulations as the said corporation may deem expedient for the good government of the said institution and of their own proceedings; the same not being repugnant to the constitution and laws of the United States or of this State.

Body Corporate

Name and style

By-laws

Sec. 2. *And be it further enacted*, That seven trustees shall constitute a quorum for the transaction of business, and shall have power to appoint a president, a secretary and a treasurer and such other officers as may be deemed necessary for said institution, and to prescribe the duties of each; to fill all vacancies that may occur in the board of trustees, from death or resignation; to appoint all necessary committees, and to act and do all things whatever, in as ample a manner as any person or body politic or corporate can or may do by law, in conformity with the objects of this act.

Sec. 3. *And be it further enacted*, That there shall be a stated meeting of the board of trustees each year, at the time of conferring degrees, and that the President of said board of trustees shall have full power to call an occasional meeting of the board whenever it shall appear to him necessary.

Meetings, &s

Sec. 4. *And be it further enacted,* That the head of the institution shall be styled the President, and the instructors thereof the professors; and the president and professors or a majority of them, the faculty of Howard College, which faculty shall have the power of enforcing the ordinances and by laws adopted by the trustees for the government of the students, by rewarding or censuring them, and finally by suspending them until a determination of the board of trustees can be had, but it shall be only in the power of the trustees to expell [sic] any student or students of the said institute.

Style and powers of trustees

Sec. 5. *And be it further enacted.* That the trustees at their stated meetings, shall have full power by the principal or professors of the said institution, to grant or confer such degree or situation or any person by them thought worthy, as are usually granted and conferred in other colleges or universities, in the United States, and to give diplomas or certificates thereof signed by them, and sealed with the common seal of the trustees of the said institution, to authenticate and perpetuate the memory of such graduation.

To confer degrees

Sec. 6. *And be it further enacted,* That the trustees shall have the power of fixing the salaries of all the officers connected with the said institution of removing them for neglect, incompetency or misconduct in office, a majority of the whole number of trustees concurring in said removal.

Salaries

Sec. 7. *And be it further enacted,* That the said trustees shall have power to define the rates of tuition, and the same to increase or diminish at pleasure; to appoint the time of their own meetings, and to determine the place at which said institution shall be located ; which shall be in Marion, Perry County.

Tuition

Sec. 8. *And be it further enacted,* That so long as the property, real and personal of said corporation shall be used for purposes of education, the same be exempt from taxation of any kind.

Exempt from taxes

Approved, December 29, 1841

