

APPENDIX B

APPENDIX B-1

An Act establishing Bethel Academy, and incorporating the Trustees thereof.

Approved February 10, 1798

Acts of 1798-1799-1800-1801. vol. 11, pp. 174-175.

Bethel Academy:

Section 1: Be it enacted by the General Assembly, that the Reverend Francis Poythress, John Knobler, Nathaniel Harris, John Metcalf, Barnabas M'Henry, James Crutcher, James Hord and Richard Masterson, shall be and they are hereby constituted a body politic and corporate, to be known by the name of Trustees of Bethel Academy, and by that name shall have perpetual succession, and a common seal, with power to change the same at pleasure; and as such shall be authorized to execute all powers and privileges that are enjoyed by trustees, governors or visitors of any college or university within this state, not herein limited or otherwise directed.

Section 2: The said trustees, or a majority of them, shall hold two stated, annual sessions in a year, or more, if to them it should seem necessary, at said academy.

Section 3: The said trustees and their successors, by the name aforesaid, shall be capable in law to purchase, receive and hold, to them and their successors, any lands, tenements, goods and chattels, of what kind soever, which shall be given or devised to, or purchased by them for the use of the said academy, and shall sell and dispose of the same in such manner as shall seem most conducive to the interest of the said academy.

Section 4: The said trustees may sue or be sued, plead or be impleaded, in any court of law or equity.

Section 5: they shall have power, from time to time, to establish such by-laws, rules and ordinances, not contrary to the constitution or laws of this commonwealth, as they shall deem necessary for the government of the said academy, and form general rules by which it may be determined when any trustee shall have vacated his seat.

Section 6: The president of said academy shall be a man of the most approved abilities in literature.

Section 7: The trustees shall elect their president, treasurer and clerk, and so

many professors, tutors or masters as may be necessary; and upon the death, resignation or legal disability of any of the said trustees, president, or other officers of the said academy, or any removal from office, the board of trustees shall, by appointment, supply the vacancy occasioned thereby; and all trustees and officers of said academy, shall be elected by ballot.

Section 8: The chairman of the trustees shall have power to call a meeting of the trustees, and it shall be his duty, on the request of any three of them, to do the same, whenever cases of emergency require it; but upon any called meeting the chairman shall give at least ten days notice from the date of his circular letter or publication of said meeting, and the business that required the call shall be communicated and particularly specified.

Section 9: A majority of the whole number present, shall decide any question, motion, resolution or appointment.

Section 10: The treasurer, clerk and other subordinate officers, shall be subject to the direction of the board. This act shall commence and be in force from and after the passage thereof.

APPENDIX B-2

An Act of Endowment of Certain Seminaries of Learning, and for Other Purposes
Legislature of Commonwealth of Kentucky
Approved February 10, 1798

Section 1: Be it enacted by the General Assembly, that there shall be granted to the trustees of Kentucky, Franklin and Salem academies the following quantities of lands, that is to say, to the Kentucky academy, six thousand acres; to the Franklin academy, six thousand acres; to the Salem academy, six thousand acres; and the Bethel Academy, six thousand acres.

Section 2: And the trustees of the said academies for the time being, are hereby authorized and empowered, by themselves or agents, within ten months from the passage of this act, to cause to be surveyed the quantity of land hereby allowed to each academy on any vacant and unappropriated land within this state, on the south side of Green river, each quantity to be laid off in not more than twelve surveys, and no survey to be more than twice as long as wide; and shall moreover cause a platt and certificate of each survey to be returned to the surveyor's office of the county in which such survey may be, to be recorded, and the same shall be returned to the register's office of this state, and the register, without any fee, shall issue grants as in other cases. And the lands so patented shall be vested in the trustees of each academy respectively and their successors for ever; and the lands shall be free from taxes so long as they shall remain the property of said seminaries.

Section 3: And be it further enacted, that six thousand acres of land be and is hereby vested in Adam Rankin, Peter January, David Logan, William Robinson, David M'Gee, Richard Steele and James Scott, and their successors for ever, in trust for the use and benefit of the Lexington Seminary; also six thousand acres for the use and

benefit of the Jefferson Seminary, to be vested in John Thompson, William Croghan, Alexander S. Bullitt, James Meriwether, John Thurston, Henry Churchill, William Taylor and Richard Clough Anderson, or a majority of them and their successors for ever, in trust for the benefit of the same, and said land to be entered, surveyed and patented by the said trustees, in the manner directed in the cases of the other academies in this act mentioned; and the said trustees and their successors for ever, shall be vested with similar powers over the same.

Section 4: The said trustees shall have power from time to time to fill any vacancies which may happen in their own body, and shall in all respects whatsoever, so far as the cases will apply, be governed by as enlarged rules and regulations, and be invested with as ample power and authority, as the trustees of either of the aforesaid academies are by this and any other act invested.

Section 5: It shall be lawful for the trustees of either of the said academies or seminaries, to sell one-third of the lands hereby granted to the said academies and seminaries, and no more, without the future consent of the legislature, for the purpose of erecting their public buildings, purchasing a library and philosophical apparatus, provided that the lands hereby granted shall not be surveyed on any lands set apart for any Indian tribe.

Provided however, that no saltlick or spring, nor any bank, bed or pit of mine or ore of any valuable metal or mineral with one thousand acres, including the same, as near the center of a square as prior claims will admit of, shall be taken into any survey of land hereby granted.

And, whereas it is certain that however particular forms of government are better calculated than others to protect individuals in the free exercise of their natural rights, and are at the same time themselves better guarded against degeneracy, yet experience hath shewn that even under the best forms, those entrusted with power have in time and slow operation perverted it into tyranny, and it is believed that the most effectual means of preventing this, would be to illuminate, as far as possible the minds of the people at large, and more especially to give them knowledge of those facts which history exhibiteth, that, possessed thereby of the experience of other ages and countries, they may be enabled to know ambition under all its shapes, and prompt to exert their natural powers to defeat its purposes; and whereas it is generally true, that people will be happier whose laws are best, and best administered, and that laws will be wisely formed and honestly administered in proportion as those who form and administer them are wise and honest, whence it becomes expedient, for promoting the public happiness, that those persons whom nature hath endowed with genius and virtue, should be rendered by liberal education, worthy to receive and able to guard the sacred deposit of the rights and liberties of their fellow citizens; and that to aid and accelerate this most desirable purpose, must be one of the first duties of every wise government.

Section 6: Be it therefore enacted by the General Assembly, that all the lands lying within the bounds of this commonwealth, on the south side of Cumberland River, below Obey's River, which is now vacant and unappropriated, or on which there shall not be, at the passage of this act, any actual settler under the laws of this state for the

relief of settlers south of Green River, shall be and the same are hereby reserved by the General Assembly, to be appropriated as they may hereafter from time to time think fit, to the use of the seminaries of learning throughout the different parts of this commonwealth; and no person or persons shall after one month subsequent to the passage of this act, be permitted to settle on or take up any vacant land on the south side of Cumberland River as aforesaid, until the further order of the legislature; any law or laws to the contrary notwithstanding.

Note: the survey and patents of five plats totaling 4,935 acres are at the office of the Secretary of State and the Kentucky State Library and Archives in Frankfort, Kentucky. This land was located in what is now known as Henderson County. Before 1800 part of Henderson County was within the boundaries of Christian County.

APPENDIX B-3

An Act Authorizing the trustees of Bethel and Selby Academies to sell their lands, and for other purposes

Legislature of the Commonwealth of Kentucky

Approved January 30, 1810

Section 1: Be it enacted by the General Assembly, that the trustees of Bethel Academy may dispose of all the lands granted to them by this commonwealth, or such other lands and tenements they have by grant, or by other deed or deeds; and the trustees are hereby authorized and empowered to make deeds or conveyance for all or any part of the lands granted to them, by the name of the trustees of Bethel academy; either for cash in hand or on credit, or exchange them for other lands, for the only proper use and benefit of an institution of learning, either at the present site, in the county of Jessamine, or at any other place in the said county, a majority of the said trustees may direct; provided however, that the said trustees, or a majority of them, may make use of so much of the proceeds of the sale of said lands as will be sufficient to reimburse them the expenses they may be at for the purpose of disposing of said lands, and purchasing other lands for the use of a public school in the said county of Jessamine.

Section 2: And be it further enacted, that the said trustees in their names may sue and be sued, and are hereby empowered to recover any monies now due them, or which may hereafter become due, for the sale of all or any part of the lands which in this act they are authorized to sell; and they are further empowered to purchase bank stock in the state bank to any amount not exceeding three fourths of the net proceeds of the sales of the lands now belonging to the Bethel Academy, and the interest arising from such stock shall be disposed in any manner that a majority of the said trustees or their successors may deem most to the advantage of the institution of learning, they have or may hereafter have in the county aforesaid.

Section 3: And be it further enacted, that the trustees of the Selby academy shall be and they are hereby authorized to sell the whole or such part of the land belonging to said academy as they shall think fit, for the purpose of completing the said academy

and purchasing a library and globes; and the said trustees and their successors are hereby vested with full and complete power to convey to the purchaser the land by them sold for the purpose aforesaid.

APPENDIX B-4

Legislative Act of Kentucky Regarding Seminaries
Acts of 1815, pp. 269-271
Chap. CXCIII

An act authorizing the sale of seminary lands, and the investiture of the proceeds to bank stock.

Section 1: Be it enacted by the General Assembly of the Commonwealth of Kentucky, that the trustees of the seminaries in the several counties of this Commonwealth may, and they are hereby authorized to sell and convey to the respective purchasers thereof, all the lands with which they have been respectively endowed by the legislature of Kentucky.

Section 2: Be it further enacted, that the monies arising from sales of the said lands shall, by the said trustees, be vested in stock in the Bank of Kentucky, which stock, when purchased, shall belong to said seminaries respectively, by whose monies it was procured: the dividends and proceeds of which stock, may, from time to time be applied by trustees of the seminary to which it belongs, to procurement of more stock, until the annual proceeds or dividend thereof, shall amount to one thousand dollars; provided however, that where the majority of the trustees of any seminary, shall desire to erect the necessary buildings for the use and benefit of their seminary, it shall and may be lawful for said trustees to apply one fourth of the proceeds of the sale of their lands towards erection of said building.

Section 3: Be it further enacted, that when the stock of each seminary shall produce annually a dividend amounting to the aforesaid sum of one thousand dollars, the trustees thereof may, instead of accumulating stock by the application of the dividend thereto, apply the said dividend to the uses of the said seminary, or to the still further increase of stock, at their discretion and the state of the institution shall dictate.

Section 4: Be it further enacted, that the trustees of the aforesaid seminaries shall be allowed respectively, six percent, upon the money for which they shall have sold the lands aforesaid, for their trouble in selling the said lands and purchasing the bank stock as aforesaid; which six percent, they may respectively retain out of any dividends of said stock.

Section 5: Be it further enacted, that the trustees of each seminary, when they shall have sold the lands thereof, and vested the proceeds as aforesaid in bank stock, shall make out a report in writing of the quantity of land sold, of the price for which it was sold, of the person or persons to whom it was sold, of the county in which, and the watercourse upon it laid, of the number of shares of bank stock purchased; which said report shall be lodged with the clerk of the county court and carefully filed away and preserved by him, subject to the inspection of those whose interest or duty it may be to be informed of its contents.

Section 6: Be it further enacted, that the justices of the county courts of Allen and

Davies counties be, and they are hereby authorized to appropriate six thousand acres of land for the benefit of a seminary of learning, in each of their respective counties; subject, however, to the same laws and regulations now in force respecting the appropriation of seminary lands; and that they have two years allowed them from the passage of this act, for the appropriation of the same.

APPENDIX B-5

An Act to further regulate the Greenville and Bethel Seminaries.

Approved February 1, 1817

Acts of 1816, pp. 126-127

Bethel Seminary:

Section 2: Be it further enacted, that the trustees of Bethel Academy be, and they are hereby authorized to appropriate the sum of eight hundred dollars for the purchase of a suitable lot of ground in or near the town of Nicholasville, for the use of the said academy, the title of which shall be conveyed to and vest in the trustees and their successors for the purpose aforesaid.

APPENDIX B-6

Legislative Act of Kentucky Regarding Two Academies

Acts of 1819, p. 711

Chap. CCCXCV

An Act for the benefit of Bethel and Bourbon Academies.

Approved February 6, 1819

Be it enacted by the General Assembly of the Commonwealth of Kentucky, that so much of the act approved the 26th day of January, 1815, as authorizes the investment of the proceeds of sales of seminary lands in bank stock, be, and the same is hereby repealed, so far as it relates to the trustees of the Bethel and Bourbon academies; and the said trustees of said academies, respectively, are hereby authorized to appropriate the monies arising from the sales of any lands of said academies to the erection of the necessary buildings and improvements for the use of their respective academies.

APPENDIX B-7

Acts Establishing Academies in the State of Kentucky

Acts of 1857-1858. vol II, page 201

An act to amend an act, entitled, "an act to incorporate Bethel Academy."

Approved February 15, 1858

Bethel Academy:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1: That so much of the 1st section of an act establishing Bethel Academy, as relates to Trustees, and the manner of their election, be and the same is hereby so amended as to authorize the election of Trustees for said Academy, by the qualified voters of Jessamine county.

Section 2: There shall be one Trustee elected by the qualified voters of each voting precinct in said county, on the first Monday in August 1858, whose term of service shall be six years, unless vacated by death, removal, or resignation, in which event the majority of said Trustees may fill the vacancy so created, by the appointment of a suitable person from the district in which such vacancy occurs.

Section 3: The trustees of said Academy shall elect from their number a President, with such qualifications as are required by the 6th section of the original charter; they shall also elect a treasurer, who shall be required to give bond with approved security, for the faithful performance of his duties; they may also appoint a clerk, whose duty it shall be to keep a faithful record of the action of said Trustees from time to time.

Section 4: The trustees may have the privilege of sending to any school which may be taught at Bethel Academy a beneficiary pupil, who may be selected by said Trustees from the several precincts in the county: Provided, that if said pupil selected is not in a condition to pay for his tuition, then the tuition of said beneficiary may be appropriated out of the interest of any moneys which may be under the control of said Trustees.

Section 5: All provisions in the original act of incorporation not in conflict with this amendment, shall remain in full force; and any other act or acts which may conflict with the provisions of this amendment are hereby repealed.

Section 6: The election of said Trustees shall be governed by the rules that govern the general elections of this Commonwealth.

Section 7: This act shall take effect from and after its passage.

(Under Bourbon Academy see act entitled Bourbon and Bethel Academies, Jan. 6, 1819).

APPENDIX B-8

Acts establishing academies in the state of Kentucky

Acts of 1863-1864, p. 375

An act to repeal an act, entitled, an act to amend an act, entitled, an act to incorporate Bethel Academy.

Approved February 13, 1864.

Bethel Academy:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1: That an act, entitled, and act to amend an act, entitled, an act to incorporate Bethel Academy, approved the 15th day of February, 1858, be and the same is hereby repealed.

Section 2: That instead of the persons mentioned in the first section of an act, entitled, an act establishing Bethel Academy, and incorporating the trustees thereof, approved the 10th day of February, 1798, the following named persons shall be and they are hereby constituted and appointed the corporators and trustees of Bethel Academy, to-wit: George

Brown, John S. Bronaugh, Isaac Barkley, Newton Dickerson, Moreau Brown, Lewis H. Chrisman, and Thos. Crutcher; and said corporators and trustees, and their successors in office, be and they are hereby invested with all the rights, privileges, and immunities that were conferred upon the original corporators and trustees by the said act of incorporation, and the several amendatory acts thereto.

Section 3: This act shall take effect and be in force from and after the first day of July next.

APPENDIX B-9

An Act for the benefit of Bethel Academy, in the county of Jessamine.

Approved April 16, 1873

Acts of 1873, vol. 11, p. 315

Bethel Academy:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1: That the board of trustees of Bethel Academy, in Jessamine County, shall have power to lease or sell the property held by them for educational purposes to the trustees of common schools in district no. 1, embracing the town of Nicholasville, in said county.

Section 2: That the proceeds arising from the sale or lease of said academy shall be paid to the common school commissioner by the trustees of said academy; and said commissioner shall pay to the trustees of each district in the county an equal share of said proceeds, to be used in aid of the common school of said district severally.

Section 3: That this act shall take effect from its passage.