

ished by the court to be holden by adjournment as aforesaid.

Sec. 2. All writs, returns, recognizances, executions, summonses, and other processes and proceedings returnable to, or to be entered at said court, already issued, taken or commenced, or which shall be issued, taken or commenced prior to the time to which said court is by this act adjourned, in the manner prescribed by law, shall be returnable to, and entered at the term of said court which shall be holden by virtue of this act: *provided, however*, that this act shall not be construed to authorize the commencement of any new suit at said adjourned term.

Sec. 3. The Tuesday succeeding said second Monday of May shall be deemed and considered, for all intents and purposes, as the second day of the term of said court; and all parties before said court shall have a right to avail themselves of all pleas and motions which by law they might have availed themselves of on the second day of the term of said court, if said term had been holden on the first Monday of February, 1844.

AN ACT in amendment of an act relating to the overseers of the Poor, and to the Asylum in the town of Portsmouth.

It is enacted by the General Assembly as follows:

Asylum
Portsmouth

Section 1. The annual election of commissioners to be appointed under the provisions of said act, shall be at the annual town meeting in April; and the commissioners so chosen, shall enter upon their duty immediately upon their appointment.

Sec. 2 The eighth section of the act to which this is an amendment, is hereby repealed.

AN ACT to incorporate The Rhode Island Asylum for the Insane.

Whereas, a codicil to the last will and testament of the late Nicholas Brown, which bears date the third day of March in the year of our Lord one thousand

eight hundred and provision, viz:

"And whereas, on my mind, that treat for the insan and permanent ba where that unhapp are by the visitatic reason, may find a whatever may be to their restoration fore; for the purpo and in the hope th be commenced, I bequeath the sum the erection or en hospital or retreat er name it may b dence or its vicini rect my said execu thousand dollars in of an institution fi ding in my executo and be satisfied th firm and legal basis amount will be mad as will best promo prejudicial to the se that my sons and ot humane and benev the institution may

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eight hundred and forty-one, contains the following provision, viz :

“And whereas, it has long been deeply impressed on my mind, that an insane or lunatic hospital or retreat for the insane, should be established upon a firm and permanent basis, under an act of the legislature, where that unhappy portion of our fellow beings who are by the visitation of Providence, deprived of their reason, may find a safe retreat, and be provided with whatever may be most conducive to their comfort and to their restoration to a sound state of mind : Therefore, for the purpose of aiding an object so desirable, and in the hope that such an establishment may soon be commenced, I do hereby set apart, and give and bequeath the sum of thirty thousand dollars toward the erection or endowment of an insane or lunatic hospital or retreat for the insane, or by whatever other name it may be called : to be located in Providence or its vicinity. And I do hereby order and direct my said executors to pay the said sum of thirty thousand dollars in the promotion and advancement of an institution for that object ; trusting and confiding in my executors, that they will carefully examine and be satisfied that the establishment is placed on a firm and legal basis, and that the payment of the above amount will be made at such times, and in such sums, as will best promote the desired object and be least prejudicial to the settlement of my own estate ; hoping that my sons and other friends will co-operate in the humane and benevolent design, that the benefits of the institution may soon be realized.”

Therefore, for the purpose of furthering the humane and christian object contemplated in the foregoing provision of the last will and testament of the late Nicholas Brown :

It is enacted by the General Assembly as follows :

Section 1. Benjamin Aborn, Josiah Chapin, Amasa Manton, George W. Hallett, Amory Chapin, Thomas Burgess, John Carter Brown, Moses B. Ives, Robert H. Ives, Benjamin Hoppin, Elisha Dyer, Seth Adams Jr., Shubael Hutchins, Samuel F. Man, Joseph Carpenter, Royal Chapin, Francis Wayland, William G.

R I Asylum
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Goddard, Thomas R. Hazard, George G. King, J. Smith, Byron Dimon, Gideon Spencer, Edward W. Lawton, W. Updike, J. P. Hazard, Stephen Branch, and their associates who may hereafter be admitted members of the corporation hereinafter created, according to the by-laws thereof, are incorporated and made a body corporate and politic, by the name and style of *The Rhode Island Asylum for the Insane*; and by that name and style shall have perpetual succession; be capable of suing and being sued; pleading and being impleaded; answering and being answered unto; defending and being defended against to final judgment and execution, in all courts of law and equity; and may have and use a common seal to be by them devised, altered and renewed at their pleasure.

Sec. 2. The said corporation may take and receive, hold, purchase and possess real and personal estate, to be used and improved for the erection, support and maintenance of an asylum for lunatic and insane persons, and for carrying into full effect the charitable and humane intentions of the corporation: *provided*, that the income of its real and personal estate together, do not in any one year exceed the sum of twenty thousand dollars: and the property and estate of said corporation, both real and personal, shall not at any time be liable to be assessed in the apportionment of any state or town tax.

Sec. 3. The said corporation shall ordain, institute, establish and put in execution such rules, regulations and by-laws as may be deemed expedient for the internal government and economy of the institution, and for the well ordering, managing and conducting all the affairs thereof, and of all officers, agents and persons appointed or employed by them in and about the establishment, or elsewhere, and may alter and amend them at pleasure; *provided*, the same are not repugnant to the laws of the State or the United States: and may generally do and transact all other matters and things fit and proper for bodies corporate to do and transact.

Sec. 4. The said asylum and all the property and concerns of the corporation, shall be under the direction and management of ten trustees, who shall be

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Sec. 5. The said corporation may at their first or any subsequent meeting, choose all necessary and convenient officers, who shall have such power and authority as the said corporation may think proper to prescribe and grant to them: and who shall be elected in such manner and for such period of time as the by-laws of the said corporation may provide.

Sec. 6. It shall be lawful for the corporation at any general meeting of the members thereof, to alter or change the name of the said corporation, either by substituting or inserting the name of any distinguished benefactor and patron, or by adding the name of such distinguished benefactor and patron to the name given to said corporation by this act: and upon such change so as aforesaid made, the said corporation shall have a right to assume and take such name, and have, hold, and enjoy all the powers and privileges given by this act, notwithstanding such alteration and change.

Sec. 7. Any three of the associates mentioned in the first section, are hereby authorized and empowered to call the first meeting of said corporation by notification, and therein to appoint the time and place of said meeting; which notification shall be published in two of the newspapers printed in Providence, and one in Newport, for three successive weeks before the day of such meeting.

Upon the petition of Mary Caroline Dunham now of Providence, wife of David Dunham, praying for leave to file her petition for divorce: *Voted and resolved*, that the prayer of said petition be granted: and that the said Mary Caroline Dunham be, and she is hereby authorised to file her petition for divorce from her husband David Dunham, in the clerk's office of the supreme court at the next term thereof to be holden in the county of Providence, in the same manner and with the same effect, as she would be entitled to do, had she resided in this state during the whole of the three years next preceeding the time of filing the same.

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