

CHAPTER 31.

An Act to incorporate the Cottage Grove Academy, at Cottage Grove, in the county of Washington.

March 4, 1852.

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SECTION.

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Be it enacted by the Legislative Assembly of the Territory of Minnesota, That there be established at Cottage Grove, in this Territory, a literary institution, by the name of Cottage Grove Academy; and that Pierce P. Furber, David Cooper, James R. Lifford, Theodore Furber, Levi Hertzell, Martin Leavitt, Joseph W. Furber, Joseph Haskell, Edwin Bell, Richard Hall, William P. Boutwell, and Joseph Atkinson, and their successors in office, be a body corporate to be known by the name and style of "the Trustees of the Cottage Grove Academy," with the right, as such, of suing and being sued, of contracting and being contracted with, and of making and using a common seal, and altering the same at pleasure.

Corporators.

Sec. 2. The object of the institution shall be to provide the means of acquiring a knowledge of the various branches of literature, science and the arts.

Object of Institution.

Sec. 3. The proceeds of all donations, of whatever nature, and from whatever source, shall be and remain a perpetual fund, (except as hereinafter provided,) and called the Cottage Grove Academy fund, the interest of which shall be appropriated to the support of said academy. *Provided, however,* That when any donor, at the time of making his donation to said academy, shall designate the particular object for which he makes said donation, it shall be the duty of the trustees, to appropriate the same accordingly.

Donations.

Sec. 4. The trustees are authorized to expend such portions of the funds as may come under their control, in the erection of suitable buildings, and in purchasing a site for the same; for the purchase of a library, mathematical, philosophical and chemical apparatus, as they may deem expedient, and the control of all funds, given or granted to said academy, are hereby vested in said board of trustees.

Building, &c.

Sec. 5. At the first meeting legally called and holden, the trustees shall designate the time of their first and future annual meetings, which shall in no case be altered, except by a vote of two-thirds of the trustees. They may also choose all necessary officers, whose term of office shall expire at the first annual meeting. The trustees shall, at said first annual meeting, be divided by lot into four classes, of three each, numbered one, two, three and

Terms of office.

four. Class numbered one shall hold their office one year; class numbered two, shall hold their office two years; class numbered three, shall hold their office three years; and class numbered four, shall hold their office four years, from the first annual meeting. After the first annual meeting, there shall be elected annually, three trustees, to supply the vacancies occasioned by the provisions of this section, who shall hold their office for the term of four years. All vacancies occasioned by death, resignation or removal from the Territory, or otherwise, as well as the vacancies occasioned by the expiration of the term of office, shall be filled by the board of trustees, and all vacancies, except those occasioned by the expiration of the term of office, may be supplied at any meeting called for that purpose.

Powers of trustees.

SEC. 6. The trustees shall have power, and it shall be their duty to enact laws for the government of the academy; to sell or purchase real or personal estate; to appoint a requisite number of teachers; to appoint such officers and committees as the management of the academy and its funds may require; to designate their duties, and determine the amount of their respective salaries.

Quorum.

SEC. 7. Meetings of the trustees may be called by the secretary on application of five members, at such time and place as they may deem expedient; and a majority of the board shall at all times constitute a quorum to transact business, but a less number may adjourn.

Officers.

SEC. 8. The officers of the board of trustees shall consist of a president, secretary and treasurer, and such other officers and committees, as the trustees may deem expedient. The president, secretary and treasurer, shall hold their offices for one year, or from the time of their election to the next annual meeting; all other officers and all committees shall hold their offices for such term as the board may deem proper.

President.

SEC. 9. It shall be the duty of the president to preside at all meetings of the board, but in his absence, the board may elect a president pro tem.

Secretary.

SEC. 10. It shall be the duty of the secretary to keep a fair record of all votes and proceedings of the meetings of the trustees; also to keep on file and preserve all papers belonging to said board of trustees.

Treasurer.

SEC. 11. It shall be the duty of the treasurer to collect all moneys due the academy, and pay out the same, by vote of the trustees, in such manner as they may direct; and all deeds, leases, bonds and evidences of debt, executed by the treasurer as such, and in pursuance of a vote of the trustees, shall be binding, and the funds and property of the academy shall be held for the just performance and payment of the same.

Bond of treasurer.

SEC. 12. The treasurer, before entering upon the duties of his office, shall give bonds satisfactory to the trustees for the faithful performance of his duties.

No religious test allowed.

SEC. 13. No religious tenets or opinions, shall be required to entitle any person to be admitted as a teacher or student, in said academy, and no sectarian doctrines shall be tolerated therein.

First meeting, how called.

SEC. 14. Any three members of the board of trustees named in this act, may call the first meeting of the trustees, by giving two weeks notice in some newspaper printed in this Territory.

Legislature may alter or amend.

SEC. 15. The legislature may, at any time, alter, modify, or amend this act.

SEC. 16. This act shall take effect, from and after its passage.

Approved March 4, 1852.