

CHAPTER IX.

An Act to provide for the apportionment of members of the Legislative Assembly of Minnesota Territory:

- SECTION 1.** Counties constituting the fourth Council District.
2. Boundaries of the sixth Council District.
3. Boundaries of the eighth Council District.
4. Boundaries of the ninth Council District.
5. Boundaries of the tenth Council District.
6. Boundaries of the eleventh Council District.
7. Counties attached to the fifth Council District.
8. Counties attached to the first Council District.
9. Committee appointed to divide the representation among the districts.
10. Increase of representation.
11. Modification of Council Districts and the least amount of representation allowed.
12. Of insufficiency of population.
13. How two members in the same district may be voted for.
14. Of the filing of a copy of the proceedings of the appointing committee.
15. The duty of sheriffs in regard to keeping enumerations of election precincts.
16. How returns of elections shall be made.
17. When two Council Districts may be merged.
18. Provisions in regard to the seventh Council District.

Be it enacted by the Legislative Assembly of the Territory of Minnesota:

- Fourth council District.** SECTION 1. The counties of Goodhue, Dodge and Fresno shall constitute the fourth Council District.
- Sixth council District.** SEC. 2. The counties of Dakota, Scott and Rice shall hereafter constitute the sixth Council District.
- Eighth council District.** SEC. 3. The counties of Houston, Fillmore and Mower shall hereafter constitute the eighth Council District.
- Ninth council District.** SEC. 4. The counties of Winona, Olmsted and Wabashaw shall constitute the ninth Council District.
- Tenth council District.** SEC. 5. The counties of LeSueur, Steele, Faribault, Blue Earth, Brown, Nicollet, Sibley, Pierce and Renville shall constitute the tenth Council District.
- Eleventh council District.** SEC. 6. The counties of Hennepin, Carver and Davis shall constitute the eleventh Council District.
- Fifth council District.** SEC. 7. The counties of Todd, Stearns and Wright shall be attached to the fifth Council District.
- First council District.** SEC. 8. The counties of Superior and Doty shall be attached to the first Council District.
- Appointment of committee for division of representation.** SEC. 9. Two members of the Council and three members of the House of Representatives shall be selected by the respective Houses who shall meet at the capitol in St. Paul on the first Monday in August next,

and shall proceed jointly to divide among the several Council Districts in the Territory, the representation in the two Houses of the Legislature to which each district shall be entitled, in proportion to the population in the several districts in the manner hereinafter provided.

Sec. 10. The representation in the next Legislature shall be increased to fifteen members of the Council, and thirty-eight members of the House of Representatives, which shall be divided in the following manner, to wit:

Increase of representation.

1st. The whole number of Representative population of the Territory shall be divided by sixty-eight, that being the whole number of units of representation in the Legislature. The quotient shall be the ratio of population entitled to a unit of representation.

2nd. The representative population of each Council District shall be divided by said ratio of population, and the quotient shall be the whole number of units of representation in the Legislative Assembly to be assigned to such district, and the remainder shall be fractions.

3d. The several numbers of units of representation thus ascertained shall then be added together, and if the addition proves to be less than sixty-eight, (the whole number of units of representation) one unit of representation shall be added to each district having the largest fraction, until the said units, added together, shall amount to sixty-eight as aforesaid.

4th. The units of representation shall then be divided between the two houses, in such manner that the number of Representatives and of Councillors assigned to each district will form the number of units of representation to which such district is entitled without leaving a remainder, by counting each Councillor two units, and each representative one unit.

5th. In all districts which may be entitled to more than three units of representation, not less than two members of the House of Representatives shall be assigned to each member of the Council. In all cases, the number set down as denoting the number of members of the Council from each district shall be counted twice, and being thus counted shall, in connection with the number set down as members of the House of Representatives, form the number of units of representation to which such district is entitled.

Modification of council districts.

Sec. 11. The Council Districts as designated in "An act for the apportionment of Representatives in the Territory," approved February 13, 1851, shall constitute the Council Districts of the Territory, subject to the modifications and alterations provided by this act, and no Council Districts shall be assigned a less amount of Representatives than one member of the Council and two members of the House of Representatives.

Insufficiency of population.

Sec. 12. When any Council District in this Territory, the population of which is not sufficient to entitle said District to four units of representation, it shall be the duty of the joint committee authorized by this act to divide the representation in the two Houses of the Legislature, to take from a District having a greater population than will entitle such District to four units of representation, such county or counties, or such portions thereof as may contain sufficient population, as will when added to said District having a deficit of population aforesaid, constitute a sufficient population to entitle said District to four units of representation, and such county or counties or portions thereof so set off shall be deemed to belong to and form a part of the Council District to which the population shall

have been added as aforesaid: *Provided*, That the county or counties or portions thereof to be selected as aforesaid, shall be selected from a District contiguous to the District containing such deficit of population. And provided also, that the deduction of the population of such county or counties, or portions thereof so set off as aforesaid, shall not leave the district from which the deduction of the population as aforesaid shall have been made, with a less number of population than will entitle said District to four units of representation.

Two members in the same district may be voted for.

SEC. 13. When any Council District in this Territory shall be assigned two or more members of the Council, the committee hereby authorized to divide the representation shall divide such district in such a manner that but one member of the Council shall be voted for and elected in each Council subdivision of said District, and said committee are further authorized so to divide each Council District in such manner that at least one member of the House of Representatives may be voted for and elected in each Representative subdivision.

Filing of the proceedings of the committee.

SEC. 14. It shall be the duty of the committee aforesaid to file with the Secretary of the Territory a copy of the proceedings of said committee, including the division of the representation as herein authorized, and shall also furnish a copy to one of the public printers, to be by him published immediately in one of the newspapers printed in this Territory, and the same shall be published in all the newspapers of the Territory, and the same compensation shall be allowed therefor as is allowed for the publication of the laws in newspapers.

Duty of sheriffs. Returns of elections.

SEC. 15. It shall be the duty of the sheriffs of each organized county to keep or cause to be kept the enumeration of each election precinct in his county, and the county or counties thereto attached for judicial purposes, separate and distinct from each other, and make his report to the secretary of the Territory accordingly; and every assistant appointed by any sheriff to take the enumeration of the population within any county, as provided by the act to provide for taking a census of the population in this Territory, shall make his returns to the sheriff of the proper county on or before the first day of July, 1855, and every sheriff shall make out and forward his return of the enumeration of the population in his county, or the county or counties thereto attached for judicial purposes, on or before the fifth day of July, 1855, any provision in the act to provide to take census of the population of this Territory to the contrary notwithstanding.

When returns of elections shall be made.

SEC. 16. In all cases where an unorganized county shall form a part of a Council District or subdivision which does not include the county to which said unorganized county is attached by law for judicial purposes, the returns of the elections in said unorganized county shall be made to the senior organized county in the Council District or subdivision to which said unorganized county may belong.

When two council districts may be merged

SEC. 17. If, upon the return of the census, it shall be found that any two contiguous Council Districts shall jointly contain a less amount of population than will entitle said Districts to eight units of representation, the said committee are hereby authorized to merge said two Districts into one, and divide the representation as herein provided.

Seventh council district.

SEC. 18. *Provided*, That the seventh Council District be exempt from the provisions of this act, and that the said District be entitled to the same representation as at present, viz: entitled to send two members

to the House and one to the Council of the General Assembly. *Provided also, That the census of the county of Pembina be not taken this year.*

J. S. NORRIS,

Speaker of the House of Representatives.

WM. P. MURRAY,

President of Council.

APPROVED—March second, eighteen hundred and fifty-five.

W. A. GORMAN.

I certify the foregoing to be a correct copy of the original bill on file in this office.

J. TRAVIS ROSSER,

Secretary of the Territory of Minnesota.

CHAPTER X.

An Act to incorporate the St. Joseph's Hospital.

- SECTION 1. Managers of the St. Joseph's Hospital.
 2. Managers of all moneys and donations.
 3. Of by-laws, rules and regulations.
 4. Manner and term of receiving and discharging patients.
 5. Powers of the corporation and its income.
 6. Of taxation of real estate and personal property belonging to the corporation.
 7. When this act shall take effect.

WHEREAS, A suitable building has been erected in this community for an Hospital, under the immediate supervision of a religious order, (the Sisters of St. Joseph,) who devote themselves to the care of the sick, without reference to creed or country;

AND WHEREAS, some honorable citizens of the Territory of Minnesota have volunteered their philanthropic and generous services to promote the welfare of this useful institution; therefore

Be it enacted by the Legislative Assembly of the Territory of Minnesota:

St. Joseph's Hospital.

SECTION 1. That Bishop Cretin, Alexander Ramsey, Louis M. Oliver, Wm. Henry Forbes and J. D. Goodrich, and their associates and successors in office, be and they are hereby made a body politic and corporate, to be known by the name and style of "Managers of St. Joseph's Hospital," 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.

Moneys and donations.

SEC. 2. That the above named persons and their successors in office shall be managers of all sums of money, real estate or goods that could be donated or willed to this charitable institution.