

CHAPTER CXXX.

An Act for an Act to Incorporate the Clinton University in the County of Steele and Territory of Minnesota.

- SECTION 1. Name of University; incorporators; create body corporate.
 2. Object of institution.
 3. Donations; how to be appropriated.
 4. Trustees authorized to expend funds, and how.
 5. Trustees to designate time of meeting; choose officers.
 6. Powers of Trustees.
 7. Meeting, by whom called; quorum.
 8. Officers, of what to consist, and term of office.
 9. President to preside at meetings.
 10. Duty of Secretary.
 11. Duty of Treasurer.
 12. Treasurer to give bond.
 13. Corporators to constitute first board of trustees.
 14. Legislature may modify or amend.
 15. When to take effect.

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

SECTION 1. That there be established at Clinton, in this Territory, an institution by the name of the Clinton University, and that Avery W. Adams, David Sanborn, Isaac N. Morrison, Francis F. Adams, Alfred Sanborn, Francis L. Judd, Wm. W. Finch, O. A. Thomas, W. R. Colling, W. H. Colling and Samuel Morrison, and their associates and successors in office, be a body corporate, to be known by the name and style of the Trustees of the Clinton University, with the right as such and by such name of suing and being sued, of contracting and being contracted with, of purchasing and holding land, and of making and using a common seal, and altering the same at pleasure.

SEC. 2. The object of this institution shall be to promote the education of youth.

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 Clinton University Fund, the interest of which shall be appropriated for the support of said school: Provided, however, that when a donor at the time of making his donation to said University, shall designate the particular object for which he makes said donation, the Trustees shall appropriate and expend it accordingly.

SEC. 4. The Trustees are authorized and empowered to expend such portion of the funds as may come under their control, in the erection of suitable buildings, and in purchasing a site for the same, and for the purchase of a library, mathematical, philosophical and chemical apparatus, such as they may deem expedient for the object of said institution, and the control of all funds and property of whatever nature, given or granted to said University or corporation, is hereby vested in said Trustees, and their successors in office.

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 ex-

- pire at the first annual meeting. The Trustees shall at said first annual meeting be divided by lot into three classes of three each, numbered one, two and three. Class numbered one shall hold their office one year; class numbered two shall hold their office two years; and class numbered three shall hold their office three years from the said first annual meeting, and until their successors are elected. 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 three years, and until their successors are elected. All vacancies occasioned by death, resignation, removal from the Territory, or in any other manner, 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 the purpose.
- Classification.** **SEC. 6.** The said Trustees shall have power to purchase, hold and sell real or personal estate, to enact by-laws for the government and regulation of said University, to appoint and employ teachers, to appoint such officers and committees as the management of the University and its funds may require, to define their duties, and to determine the amount of their respective salaries.
- Fill vacancies.** **SEC. 7.** Meetings of the Trustees may be called by the Secretary on application of three 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 from time to time.
- Powers of trustees.** **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, and until their successors shall be elected.— All other officers, and all committees shall hold their offices for such time as the Board may deem proper.
- Meeting, by whom called.** **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.
- Officers.** **SEC. 10.** It shall be the duty of the Secretary to keep a fair record of all the votes and proceedings of the meetings of the Trustees, and also to keep on file and preserve all papers belonging to said Board of Trustees, and said institution, and to discharge such other duties pertaining to his office as said Board of trustees shall direct.
- President to preside.** **SEC. 11.** It shall be the duty of the Treasurer to collect and receive all moneys due to said Clinton University, or which may be given or granted to the same, and pay out such moneys as the Trustees shall by vote direct, and in such manner as they shall direct, and to discharge such other duties pertaining to his office as said Trustees shall direct.
- Duty of Secretary.** **SEC. 12.** The Treasurer before entering upon the duties of his office shall give bonds in a sum not exceeding twice the amount to come into his hands, with such sureties as the Board of Trustees shall by vote approve, conditioned for the faithful performance of his duties, and the delivery to his successor in office, all funds and other property and papers in his possession belonging to said institution.
- Duty of Treasurer.** **SEC. 13.** The corporators named in this act shall constitute the first Board of Trustees, and any three of them may call the first meeting of the Trustees, by giving one week's notice of the time and place in some newspaper printed in this Territory.
- Give bond.**
- May call first meeting.**

Sec. 14. The Legislature may at any time modify or amend this act. Legislature may amend.

Sec. 15. This act shall take effect and be in force from and after its Take effect. passage.

CHARLES GARDNER,
Speaker of the House of Representatives.

JOHN B. BRISBIN,
President of the Council.

APPROVED—March first, one thousand eight hundred and six.

W. A. GORMAN.

I hereby 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 CXXXI.

An Act to incorporate the St. Cloud University of Minnesota.

- SECTION 1. Names of corporators; created body corporate; powers.
2. Number of Trustees.
 3. No religious test to be required.
 4. Place of location.
 5. First meeting, where and when to be held; elect officers.
 6. Treasurer to give bond.
 7. Suits, how commenced.
 8. Power to appoint officers and fill vacancies.
 9. Powers of Trustees.
 10. Meetings, how called; quorum.
 11. Establish preparatory department: raise funds.
 12. First meeting, by whom called, and how.

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

SECTION 1. That there be established at St. Cloud, in the county of Stearns, an Institution by the name of the St. Cloud University of Minnesota, and that George F. Brott, Henry T. Welles, Orrin Curtis, J. C. Moulton, Lyman Whitney, Charles T. Stearns, Newton N. Smith, Lewis Stone, S. B. Lowry, John L. Wilson, R. M. Richardson, B. B. Meeker, David T. Wood, Franklin Sisson, J. P. Wilson, and David Gilman, their associates and successors in office, be, and they are hereby created a body politic and corporate to be styled the Trustees of the St. Cloud University of Minnesota, and shall be Trustees of said corporation for the purpose of establishing, maintaining and conducting an institution of learning for the education of youth of both sexes; and by the aforesaid corporate name to remain in perpetual succession, with full power to sue and to be sued, to plead and be impleaded, to acquire, hold and convey property, real, personal and mixed, in all lawful ways; to have and to use a common seal, and to alter the same at pleasure; to make and alter from time to time such by-laws as they may deem proper and necessary for the government of said Institution, its officers and agents; Provided, such by-laws be not inconsistent with this act, the constitution of the United States or of this Territory; and also have power to confer on such person or persons as