

son as Secretary and Treasurer of the Board, who shall give security for the faithful discharge of his duties and it shall be his duty to examine all teachers and exercise a general supervision of schools under the direction of the Board of Education. As compensation for his services, he shall be entitled to a salary of not less than five hundred dollars.

Compensation

Collector.

SEC. 13. The Collector of the city shall pay over all school moneys collected by him to the Treasurer of the Board, who shall give him a receipt therefor.

Repeal

SEC. 14. All parts of acts so far as they relate to the city of St. Paul inconsistent with this act are hereby repealed, and it shall not be necessary to elect any school district trustees in said city as heretofore required by law.

To take effect

SEC. 15. This act shall take effect from and after its passage.

J. W. FURBER,
Speaker of the House of Representatives.
JOHN B. BRISBIN,
President of the Council.

APPROVED—February twenty-sixth, one thousand eight hundred and fifty-seven.

W. A. GORMAN.

SECRETARY'S OFFICE, Minnesota, }
SAINT PAUL, March 10th, 1857. }

I certify the above to be a true copy of the original on file in this office.

J. J. McCULLOUGH,
Acting Secretary.

CHAPTER XIII.

An Act to Incorporate the Town of Glencoe.

- SECTION 1. Incorporation.
2. Election of Officers.
3. Judges and Clerk of Election—Notice to be given.
4. Oath of Office.
5. Body Corporate—Seal.
6. President to preside—Recorder.
7. Vacancies—How filled.
8. Powers and Duties.
9. Receipts and Expenditures.
10. Streets, Walks, &c.
11. Authorized to assess Tax—For Fire Company.
12. Recorder to make duplicate of Taxes.
13. Books, &c. to be delivered to successor.
14. Duty of Town Council.

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

Incorporation

SECTION 1. That so much land in the County of McLeod, Territory of Minnesota, as is contained in the Town Site of Glencoe and Franklin, to wit: The north half of Section 13,

and east half Section 14, Township 115, Range 28 west, be, and the same is hereby created a town corporate by the name of Glencoe.

SEC. 2. That for the good order and government of said Town it shall be lawful for the male inhabitants thereof, having the qualification of electors of the Legislative Assembly of the Territory of Minnesota, to meet at the Pioneer House in said Town, on the first Monday of June next, and at the same time annually thereafter, at such place in said town as the Town Council may direct, and then and there proceed by ballot, to elect one President, one Recorder, and three Trustees, being householders in said town, and having the qualifications as aforesaid, who shall hold their offices one year, and until their successors shall be elected and qualified—and such President, Recorder and Trustees being so elected and qualified, shall constitute the Town Council of said town—any three of whom shall constitute a quorum for the transaction of business pertaining to their duties.

Election of officers.

SEC. 3. At the first election to be holden under this act, there shall be chosen *viva voce* by the electors present at the time for opening the polls, (which shall be nine o'clock,) on the day for holding said first election, two Judges and one Clerk of said election, who shall take an oath or affirmation, faithfully to discharge the duties required of them by this Act, and at all subsequent elections, the Trustees, or any two of them, and the Recorder, or in his absence, some person to be appointed by the Judges, shall be Clerk. The polls shall be opened at nine o'clock in the morning, and close at four o'clock of the same day, and at the close of the polls, the vote shall be counted, and a true statement thereof proclaimed to the voters present by one of the Judges, and the Clerk shall make a true record thereof, and within five days thereafter, he shall give notice to the persons so elected, of their election; and it shall be the duty of the said Town Council, at least ten days before each and every election, to give notice of the same by setting up advertisements at three of the most public places in said town.

Judges and Clerks of elections.

Give notice

SEC. 4. Each member of said Town Council, before entering upon the duties of his office, shall take an oath or affirmation to support the Constitution of the United States, and also take an oath of office.

Oath of office

SEC. 5. The President, Recorder and Trustees of said Town shall be and are hereby created a body corporate and politic, with perpetual succession, to be known and designated by the name and style of "The Town of Glencoe," and shall be capable in law by their corporate name aforesaid, to acquire property, real, personal, or mixed, for the use of said town, and may sell and convey the same at pleasure. They may have a common seal, which they may alter or renew at pleasure; they may sue and be sued, plead and be impleaded, defend and be defended, in all manner of actions, in all courts of law and equity. And when any suit shall be

Body corporate

commenced against said corporation, the first process shall be served by an attested copy thereof left with the Recorder, or at his usual place of residence, at least five days previous to the return day of such process.

The President shall preside

Sec. 6. The President, and in his absence, the Recorder, shall preside at all meetings of the Town Council; and the Recorder shall attend all meetings of the Town Council, and make a fair and accurate record of all their proceedings, and of the By-Laws, Rules and Ordinances made or passed by the Common Council aforesaid, and the same shall at all times be open for inspection of the electors of said Town; but in case of the absence, or inability of the Recorder, the Trustees may appoint a Clerk *pro tempore*.

Vacancies, how filled

Sec. 7. The Town Council shall have power to fill vacancies which may happen in said Board, from the householders who are qualified voters of said Town, who shall hold their appointment until the next annual election, and until their successors shall be elected and qualified; and in the absence of the President and Recorder from any meeting of the Town Council, the Trustees shall have power to appoint any two of their number to perform the duties of President and Recorder for the time being.

Powers and duties

Sec. 8. The Town Council shall have power to make, ordain, and establish By-Laws, Ordinances, Rules and Regulations, for the government of said Town, and the same to alter, amend, or repeal at pleasure. To provide in such By-Laws for the appointment or election of a Treasurer, Town Marshal, and all subordinate officers which they may think necessary for the good government of the Town; to prescribe their duties, and determine the period of their appointment, and the fees they shall be entitled to receive for their respective services, when the same is not otherwise provided for by this act, and to require of them to take an oath of office previous to entering upon the duties of their office, and may require of them a bond with security, conditioned for the faithful performance of their respective offices. The Town Council shall also have power to fix to the violation of the By-Laws and Ordinances of the Corporation reasonable fines and penalties. *Provided*, that such By-Laws or Ordinance be not inconsistent with the laws of the United States or this Territory. *And also provided*, that no By-Laws or Ordinances of said Corporation shall take effect or be in force until the same shall have been posted up at least ten days, in one or more of the most public places within said town, and the certificate of the Recorder entered upon the record of said Town Council, shall be deemed and taken to be sufficient evidence of such publication.

Expenditures

Sec. 9. The Town Council shall, at the expiration of each year, cause to be made out and posted up, in one or more public places, the receipts and expenditures of the preceding year.

Streets, walks, &c

Sec. 10. The Town Council shall have power to regulate

and improve the streets, walks, and alleys, determine the width of side walks, to remove all nuisances and obstructions from the streets and commons of said town, and do all things which similar corporations have power to do, in order to provide for and secure health, cleanliness, and good order in said town.

SEC. 11. For the purpose of enabling the said Council to carry into effect the provisions of this act, they are hereby authorized and empowered to assess a tax for corporation purposes, within the limits of said corporation, made taxable by the laws of this Territory, so that said tax shall not exceed in any one year five mills on the dollar of valuation, as the same may be found on the books of the County Commissioners of the County within which said town may be located at the time of assessing said tax. The town shall also have power, if authorized to do so by a majority of all the electors in said town, at any meeting called for that purpose, to levy an additional tax as above specified, sufficient to organize and establish a fire company, and purchase an engine, hose, and other necessary apparatus for the extinguishment of fires in said town, public notice of which meeting and the object thereof shall be given by posting up a written or printed notice thereof in at least three of the most public places in said town, ten days before the time of such meeting.

SEC. 12. When any tax is levied, it shall be the duty of the Recorder to make out a duplicate of the taxes, charging each individual owning property in said Corporation, with the amount assessed on each item of property, as found on the books of the County Commissioners of said County of McLeod, which duplicate shall be certified by the President and Recorder, and one copy thereof shall be placed in the hands of the Marshal, or such other person as shall be appointed Collector, whose duty it shall be to collect such tax in the same manner and under the same regulations as other county taxes are collected, and the said Marshal, or such other person as may be appointed Collector, shall, immediately after collecting such tax, pay the same over to the Treasurer of said corporation, and take his receipt therefor. And the said Marshal or other Collector, shall have the same power to sell both real and personal property for the non-payment of taxes of corporation, as is given to the County Collector, and when necessary the Recorder shall have the same power to make deeds in the same manner that Sheriffs do, and the Marshal or other Collector shall receive for his fees such sum as the Town Council may direct, not exceeding six per centum on all moneys by him collected, to be paid by the Treasurer on the order of the Recorder.

SEC. 13. The President, Recorder, or other officers of said corporation, shall, on demand, deliver to their successors in office, all such books and other property as appertain in anywise to said corporation.

SEC. 14. It shall be the duty of the said Town Council, as

Assess tax

Collect tax.

Books to be delivered successor

Duties

soon as organized and title from government obtained, to ascertain, as far as practicable, the number of persons entitled to Lots, Blocks, or Squares, within the said town, who may have a valid right, either by an original claim or by transfer from any person or persons, having made an original claim to said land, or any portion thereof, or any transfer by the Agent and Secretary of said original Town Companies of Glencoe and Franklin, for Lots in said Towns, previous to this Act, and to deed under the hand of the President, and attested by the Recorder, and sealed with the seal of the said Corporation, to every such person entitled as aforesaid, the Lots or Land that every person so claiming may be entitled as aforesaid, *Provided*, that no street or alley shall be so deeded, and *Provided, also*, that any person or persons to whom Lots or Blocks shall be deeded as aforesaid, shall previously have paid to the Treasurer or Recorder of said Town at the rate of one dollar per acre on all Lots or Blocks so deeded.

J. W. FURBER,

Speaker of the House of Representatives.

JOHN B. BRISBIN,

President of the Council.

APPROVED—March seventh, one thousand eight hundred and fifty-seven.

W. A. GORMAN.

SECRETARY'S OFFICE, Minnesota, }
SAINT PAUL, March 10, 1857. }

I certify the above to be a true copy of the original on file in this office.

J. J. McCULLOUGH,
Acting Secretary.

CHAPTER XIV.

An Act to Ratify the Official Acts of the County Officers of the County of Mower.

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

SECTION 1. That the official acts of the County Officers