

SEC. 21. This act shall be in force from and after its passage.

J. W. FURBER,

Speaker of the House of Representatives.

JOHN B. BRISBIN,

President of the Council.

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

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

W. A. GORMAN.

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

J. J. McCULLOUGH,  
Acting Secretary.

## CHAPTER XXV.

### *A Bill for an Act to Incorporate the Brunson Seminary.*

- SECTION 1 Incorporation.  
2 Nine Trustees—Board of Visitors.  
3 No religious test shall be required.  
4 Location of Seminary.  
5 First Meeting—Elect Officers.  
6 Treasurer shall give Bonds.  
7 All suits shall be by summons.  
8 Trustees divided by Lot.  
9 Powers and Duties.  
10 Shall be under patronage of Annual Conference.  
11 Regulate Studies—Erect Buildings—Bequests.  
12 May call special meeting of Board.  
13 Power to establish Preparatory Department.  
14 First Meeting.  
15 Legislature may amend this Act.

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

SECTION 1. That there be established at or near the village of Hamilton, in the County of Fillmore or Mower, Minnesota Territory, an institution by the name of the Brunson Seminary, and that Chancy Hobart, Ezra Tucker, William Campfield, A. A. Gale, Daniel L. Booth, Elijah Fate, James E. Sebring, Boyd Phelps, and Thomas H. Armstrong, their associates and successors in office, be, and they are hereby created a body politic and corporate, to be styled the Trustees of the Brunson Seminary, and shall be trustees of said corporation for the purposes of further 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 be sued, to plead and be impleaded, to acquire, hold and convey property, real, personal, and mixed, in all lawful ways; *Provided*, Always, that the annual income shall not exceed fifty

Incorporation

LAW OFFICE OF  
FRANK J. JASON,  
LOAN AND TRUST BLDG.  
MINNEAPOLIS,

thousand dollars; 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 are not inconsistent with this act or the Constitution and laws of the United States or of this Territory, and also to have power to confer on such person or persons as they may deem worthy, all honors and degrees as are usually conferred by the most learned institutions in the United States.

**Nine trustees** SEC. 2. There shall at all times be nine trustees of said corporation, together with a board of visitors, to be composed and appointed as hereinafter provided.

**No religious test** SEC. 3. No religious tenet shall be required of any person to entitle him or her to all the privileges of the institution, and no student shall be required to attend any religious worship of any particular denomination except as specified by the student, his parents or guardian.

**Located** SEC. 4. The said Seminary shall be located at the place mentioned in the first section of this act, and shall be erected on a plan sufficiently extensive to afford ample facilities to perfect the scholar as far as designed by said institution; *Provided*, That at no time shall the trustees be required to exceed the means under their control as trustees.

**First meeting** SEC. 5. The board of trustees shall hold their first meeting at Hamilton, aforesaid, within six months from and after the passage of this act; *Provided*, That if a quorum (which shall consist of five), shall fail to meet, the members present shall have the right to organize and adjourn to such time as they may deem proper, to secure a quorum of the board, who shall have the power to elect a President of the board, two Vice Presidents, a Treasurer, Secretary; and such officers, when elected, shall constitute an executive committee, and as such committee, shall have power to execute all business of the corporation committed to them by the by-laws of the institution.

**Treasurer give bonds** SEC. 6. The Treasurer, before entering upon the duties of his office, shall give bond in such penal sum as the trustees shall direct, with such sureties as the board may approve, conditioned for the faithful performance of his duties, and the delivery up to his successor at the expiration of his time of office, all funds and other property and papers in his possession belonging to said Seminary, and all other officers and agents shall give like bonds before entering upon the duties of their office if required by the board of trustees.

**Suits** SEC. 7. All suits against said corporation shall be by summons, which shall be served by leaving an attested copy of the same with the President or Treasurer, at their office or usual place of doing business, at least twenty days before the return day thereof.

**Trustees** SEC. 8. At the first legal meeting of the trustees, they shall be divided by lot into three classes of three each, which

shall be numbered one, two and three; class number one shall hold their office until the first annual meeting of the trustees; class number two shall hold their office until the second annual meeting; class number three shall hold their office until the third annual meeting, so that one-third of the number of trustees shall be elected at each annual meeting. The trustees at their first meeting shall designate the time and place of their first and future annual meetings, which shall in no case be altered except by a vote of two-thirds of the trustees present, at any regular meeting of said board.

SEC. 9. The trustees shall have authority to appoint and employ all officers, teachers and agents for the said institution, and shall have power to displace any and all of them as the interests of the institution may require; to fill vacancies which may happen by death, resignation or otherwise among said officers, teachers, or agents. All elections of the Trustees, President of the Seminary, Professors, Officers, and agents, shall be by ballot.

Authority

SEC. 10. This institution shall be under the patronage of the Minnesota Annual Conference of the Methodist Episcopal Church, and the said conference shall annually at its annual session, fill all vacancies of the trustees occasioned by the provisions of sections eight and twelve of this act, who shall hold their office for the term of three years from the time of their election and until their successors are elected, and shall also at its annual session elect by ballot, four suitable persons as visitors to said Seminary, who shall look into the condition of the institution generally, and report thereon to the next session of the said Conference; *Provided*, That the trustees named in the first section of this act shall remain in office until the annual meeting of the Minnesota Conference, aforesaid, in 1858, before the vacancies occasioned by the expiration of the office of those who have determined to be of the first class shall be filled, and class number two at the annual conference aforesaid in 1859, and class number three in 1860.

Under patronage or Annual Conference

SEC. 11. The trustees shall have power to prescribe and regulate the course of studies to be pursued in said institution, to fix the rate of tuition and other expenses, to make rules for the regulation of the conduct of the students, and for the expulsion of such as are disorderly, and shall faithfully apply the funds that may come into their hands, according to their best judgment, in erecting suitable buildings, supporting the necessary officers, instructors and agents, and in procuring books and apparatus necessary for the success of the institution; *Provided, however*, That in case any donation or bequest be made for purposes which accord with the design of the institution, the trustees shall receive and accept the same, and shall apply such donation or bequest in conformity with the conditions or designs of the donor or donors, and all corporate property belonging to the institution

Course of students

both real and personal, is, and shall be free from taxation.

Special meet-  
ings

SEC. 12. The board of trustees shall meet on their own adjournment, any five of whom shall constitute a quorum for the transaction of business, and the President, with concurrence of two trustees, or any four trustees may call special meetings of the board by giving notice to the members thereof in writing or otherwise, at least ten days before the time of such meeting, and any trustee may be removed for neglect of duty for more than one year.

Powers and du-  
ties

SEC. 13. The Trustees of the Seminary shall have power to establish a preparatory department to raise, collect and receive funds, to erect buildings, appoint professors, and do all necessary acts for the establishing, maintaining, and conducting of said department in conformity to the provisions of this charter. This act shall be construed liberally in all courts for the purposes herein expressed.

First meeting

SEC. 14. Any three of the corporators named in this act may call the first meeting of the trustees, by giving two weeks' notice of the time of such meeting, personally, or by publication in the nearest newspaper printed to the place of meeting.

May Amend

SEC. 15. The Legislative Assembly may alter, amend, or repeal this act at any time.

J. W. FURBER,  
Speaker of the House of Representatives.

JOHN B. BRISBIN,  
President of the Council.

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

W. A. GORMAN.

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

I certify that the above is a true copy of the original on file in this office.

J. J. McCULLOUGH,  
Acting Secretary

## CHAPTER XXVI.

### *A Bill for the Relief of John Leach.*

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

SECTION 1 That the marriage of John Leach to Mary Beecher be, and the same is hereby declared to have been, at