

across the Mississippi river; and to further extend and construct and use their road, with all its appurtenances, to the mouth of the St. Croix river, and build and construct a bridge across said river to the town of Prescott, in Wisconsin, if they shall so deem it expedient so to do: *Provided*, That said bridges across the Mississippi and St. Croix rivers shall be so constructed as not to obstruct the navigation of said river; and in case it shall be necessary so to do, the corporation hereby created may, and they are hereby authorized to establish and maintain a ferry across the Mississippi, after the expiration of any charters which have been heretofore granted by the Legislature of the Territory, or County Commissioners of Dakota or Washington counties, or which may be granted during the present session, between the terminus of the said road hereby authorized, and the railroad in Wisconsin with which the same may be connected: *Provided*, That such ferry shall be used for the purposes and in the business of the said Railroad Company only.

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

APPROVED—February twenty, 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 XI.

An Act to Incorporate the Stillwater Cemetery Association.

- SECTION 1 Incorporation and Powers.
2 To be conducted by Directors.
3 Vacancies and Donations.
4 Duties of Directors.
5 Penalty for violation of grounds.
6 No public road to be opened.
7 Notice of elections.
8 Take effect.

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

SECTION 1. That Harvey Wilson, Mahlon Black, W. H. Mower, Robt. Simpson, L. E. Thompson, H. R. Murdock, Will-
Incorporation

Name liam Willim, and such of their associates as shall on or before the first day of July next, after the passage of this act, contribute any sum not less than fifty dollars each, for the purpose of constituting a capital sum to be appropriated to the purchase and ornamenting of ground suitable for a cemetery near the city of Stillwater, Washington county, and Territory of Minnesota, and their successors be, and are hereby created and declared a body corporate and politic by the name of the "Stillwater Cemetery Association," and by that name shall have perpetual succession, shall be capable in law to purchase, hold, possess, use, enjoy and sell and dispose of estate and property real and personal, to have a common seal, to plead and be impleaded, to make by-laws, rules and regulations for the government of the corporation, and to do all such other things as are incident to a corporation and until the election of directors shall exercise all the powers thereof.

Directors **President** **First election** **Vacaney** **Donations** **Duty of Directors** **Sec. 2.** The affairs of said corporation shall be conducted by five Directors, who shall be elected annually by a majority of the votes of the members of the corporation, and who shall themselves be members of the same. The Directors shall elect from amongst their number a President to serve for one year, and shall have power to appoint all necessary officers, and fix their several duties and compensations. The first election of Directors shall be held at such time and place as the corporators named in the first section of this act shall appoint, and any three of said Directors shall constitute a quorum necessary for the transaction of business.

Sec. 3. Whenever any vacancy shall happen or occur in said Board of Directors by death, resignation, removal or otherwise, the remaining Directors shall have full power and authority to supply the same, such appointment to extend only during the unexpired term of the person whose vacancy is supplied, and the said Directors shall have full power and authority to take, have, and hold any grant, donation or bequest upon trust, to apply the same for the improvement of said cemetery, the building of a chapel, and such houses and out buildings as may be found necessary to accommodate the person or persons employed to attend the same and also to the building and erecting of any fences around or about the same.

Sec. 4. It shall be the duty of said Directors from time to time as funds will admit, to arrange, lay out and ornament the said cemetery as a place of burial into lots, or subdivisions as they shall deem expedient, to plant and embellish the same with trees, shrubbery, flowers, walks, avenues, and other ornaments, and a majority of them shall have power at any time to make, alter and amend all such by-laws, rules and regulations as they may deem necessary; and they and their successors are hereby authorized and empowered to sell and convey any such lot or lots, by deed under the hand of the President, and the seal of the corporation, attested by the

Secretary, to the purchaser of the same with this restriction, that the same shall not be used for any other purpose than for the burial of the dead; that such lots shall be free from seizure, levy, or sale for debt under or by virtue of any execution process, and the said cemetery shall be forever exempted from taxation.

SEC. 5. If any person or persons shall open any grave or tomb in the lands of said cemetery, and clandestinely remove or attempt to remove any body or remains therefrom, such person or persons upon conviction thereof shall be sentenced to undergo an imprisonment in the Territorial Penitentiary not less than one, nor more than five years and pay a fine not less than one hundred dollars; and all trespasses upon the property of the corporation, or of the owners of the lots within the limits of the cemetery, and all injury done to any of the buildings, fences, trees, monuments, avenues, walks, or devices belonging to the corporation or owners of the lots, shall be deemed misdemeanors and punished accordingly by any court having jurisdiction of criminal offences.

No person to open graves

Penalty

SEC. 6. No road, street, lane or other passageway whatever shall be opened through said cemetery without consent of said corporators under their common seal.

No highway

SEC. 7. The corporators or directors for the time being, shall give at least ten days notice to the time of holding election for Directors by publishing the same in one or more of the newspapers of said county. If it shall happen that no election shall be held on the day prescribed, it shall be lawful on any other day after similar notice to hold an election as the by-laws of the corporation shall ordain.

Public notice of election

SEC. 8. This act shall take effect and 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.

W. A. GORMAN.

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

J. J. McCULLOUGH,
Acting Secretary.