

CHAPTER LII.

An Act to Incorporate the Hobart University, at Spring Valley, Fillmore County.

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 5 First meeting of Trustees—Elect officers.
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 13 Elections to be by ballot.
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 15 First meeting of Trustees.
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Be it enacted by the Legislative Assembly of the Territory of Minnesota:

Name of Incorporators

Objects

Trustees

SECTION 1. That there be established at the village of Spring Valley, in Fillmore county, an institution of learning, by the name of Hobart University, and that Seymour Cummings, George Foster, Charles W. Cartich, Peter Locy, J. B. Johnson, John Bateman, Henry Prosser and such persons as shall be elected by the Minnesota Annual Conference of the Methodist Episcopal Church, to succeed them their associates and successors in office, be and they are hereby created a body politic and corporate, to be styled the Trustees of Hobart University; and shall be Trustees of said corporation, for the purpose 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 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 this Territory.

SEC. 2. There shall at all times be nine Trustees of said corporation, four of whom shall be members of the Minnesota Annual Conference of the Methodist Episcopal Church, together with a Board of Visitors, to be composed and appointed as hereinafter provided.

SEC. 3. No religious test 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 the religious worship of any particular denomination, except such as specified by the student, his parent or guardian.

No religious test

SEC. 4. The said University shall be located at the village of Spring Valley, in the county of Fillmore, in this Territory, and shall be erected on a plan sufficiently extensive to afford ample facilities to perfect the scholar; *Provided*, That at no time shall the Trustees be required to exceed the means under their control as Trustees.

Location

SEC. 5. The Board of Trustees shall hold their first meeting at Spring Valley within three months after the passage of this act; *Provided* That if a quorum shall fail of meeting, the members present shall have a right to organize, and adjourn to such place and time as they may deem proper to secure a quorum of the Board, who shall have power to elect a President of the Board, two Vice Presidents, a Treasurer and 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.

First meeting

Elect Officers

SEC. 6. The Treasurer, before entering upon the duties of his office, shall give bonds in such penal sum as the Trustees shall direct, and with such sureties as they shall approve, conditioned for the faithful performance of his duties, and the delivery to his successor in office, all funds, papers and other property, in his possession belonging to said institution, and all other officers and agents before entering upon their duties, shall give like bonds, if required by the Board of Trustees.

Treasurer to give bond

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, Secretary or Treasurer, at least thirty days before the return thereof.

Suits

SEC. 8. At the first annual meeting legally called and holden, the Trustees shall be divided by lot into three classes—of three each, which classes shall be numbered one, two and three. Class No. one shall hold their office until the first annual meeting of the Trustees. Class No. two shall hold their office until the second annual meeting. Class No. three shall hold their office till the third annual meeting, and until their successors are elected. 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.

Trustees to be divided in classes

SEC. 9. The Trustees shall have authority to appoint and employ all officers, teachers and agents for the institution, to displace any or all of them as the interests of the institution may require, to fill vacancies which may happen by death,

Employ officers & Teachers.

resignation or otherwise among said officers, teachers and agents.

**Under patron-
age M. E.
Conference.** 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 section eight and twelve of this act, who shall hold their office for the term of three years from the time of such vacancies and until their successors are elected; and shall, also, at its annual session, elect by ballot, five suitable persons, members of its own body, Visitors to said University, who shall ex-officio, be members of the Board of Trustees, and have the right to vote on all questions that may come before them, and who shall attend the examination of the students and by and with the consent of said conference, confer on such person or persons as they may deem worthy such honors and degrees as are usually conferred and granted by Colleges and Universities; look into the condition of the institution and report thereon to the next session of said conference.

Vacancies

Visitors

**Regulate stu-
dies** SEC. 11. The Trustees shall have power to prescribe and regulate the course of studies, 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. They shall apply all funds collected or received by them, in erecting suitable buildings, supporting the necessary officers, instructors and agents, in purchasing a library, mathematical, philosophical, and chemical or other apparatus, necessary for the success of the institution, *Provided, however,* that when a donor, at the time of making his or her donation to said institution, shall designate the particular object for which he or she makes the donation, it shall, if accepted, be appropriated and expended accordingly.

Erect buildings

Meetings SEC. 12. The Board of Trustees may meet on their own adjournment, any five of whom shall constitute a quorum for the transaction of business; and the President, with the concurrence of two Trustees, or any four Trustees, may call special meetings of the Board, by giving to the members ten days written, printed or other notice thereof, before the time of such meeting, and any Trustee may be removed for a neglect of duty for more than one year.

**Election by bal-
lot** SEC. 13. All elections of Trustees, President of the University, Professors, Officers and Agents shall be by ballot.

**Exempt from
taxation** SEC. 14. This act shall be construed liberally in all courts, for the purposes herein expressed, and all corporate property belonging to the institution, both real and personal, is, and shall be free from taxation to the amount of one hundred thousand dollars.

First meeting SEC. 15. Any three of the incorporators named in this act, may call the first meeting of the Trustees by giving ten days notice of the time and place of such meeting, in one or more newspapers published in this Territory.

SEC. 16. The Legislative Assembly of Minnesota 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—March 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 LIII.

An Act to Incorporate the Northfield Institute at Northfield, in the County of Rice.

- SECTION 1 Incorporation and name.
 2 Object of the Institution.
 3 Proceeds to remain a perpetual fund.
 4 Trustees to expend funds for buildings, &c.
 5 First meeting of Trustees—Election of Officers.
 6 Trustees authorized to enact by-laws.
 7 Suits against corporation.
 8 Officers of the Board of Trustees.
 9 Duties of the President of the Board.
 10 Secretary of the Board—His duties.
 11 Treasurer of the Board—His duties.
 12 Treasurer to give Bond.
 13 No religious test to be required for admission.
 14 Legislature may alter, modify or amend.
 15 To take effect from its passage.

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

SECTION 1. That there be established at Northfield, in the county of Rice in this Territory, a Literary Institution, by the name of Northfield Institute, and that David H. Frost, Johnathan Cox, George Loomis, Calvin J. Short, Thomas Olin, Herman Jenkins, Ira S. Field, Hammon Stowell and John W. North and their successors in office, be a body corporate, to be known by the name and style of the Trustees of the Northfield Institute, 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.

SEC. 2. The object of this institution shall be to provide