

damages occasioned thereby. And in case the death of any person shall be produced by or in consequence of any such wilful and malicious obstruction or injury to the said Railroad, the person who shall so obstruct or injure the said Railroad, shall be deemed guilty of murder in the first degree.

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

JOHN B. BRISBIA,  
President of the Council.

APPROVED—<sup>11</sup> March fourth, one thousand eight hundred and fifty-seven.

W. A. GORMAN.

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

I hereby certify the foregoing to be a correct copy of the original bill on file in this office.

J. J. McCULLOUGH,  
Acting Secretary of Minnesota Territory.

## CHAPTER XX.

### *An Act to Incorporate the Cedar Valley University.*

- SECTION 1 Names of Incorporators—corporate powers.  
 2 Object of the institution.  
 3 First meeting of corporators.  
 4 Election of Officers and Directors, &c.  
 5 Vacancies—how filled.  
 6 Directors to meet and choose officers.  
 7 Powers and Duties of Directors.  
 8 Directors authorized to erect Buildings, &c.  
 9 Full report of proceedings of Directors to be kept.  
 10 Specific duties of Officers of Institution.  
 11 Members—how received,  
 12 Institution open to all.  
 13 Property of Institution exempt from taxation.  
 14 Institution may confer degrees.  
 15 Act to take effect.

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

SECTION 1. That there be established at Austin, in this Territory, an institution of learning by the name of Cedar Valley University, and to this end, A. B. Vaughan, J. F.

Cook, L. N. Griffith, C. Hanchett, J. L. Davidson, V. P. Lewis, H. C. Balcombe, J. M. Berry, D. M. V. Stewart, Hosmer A. Brown, Aaron S. Everell, Solomon Snow, Rufus L. Kimball, Sylvester Smith, Orlando Allen, George H. Bemis, James C. Ackley, D. S. B. Mollison, H. B. Blodgett, L. S. Morgan, and such other persons as may become associated with them in the manner hereinafter prescribed, are hereby created a body corporate, by the name of Cedar Valley University Association, and by that name shall and are hereby made competent in law to contract and be contracted with, sue and be sued, plead and be impleaded, prosecute and defend, answer and be answered in any court of record or elsewhere, and to purchase, hold and convey any estate, real, personal, or mixed, to devise, use and hold a common seal, and to alter the same at pleasure, to make and enforce any by-laws they may deem necessary to further the objects of the institution; *Provided*, That such by-laws are not in contravention of the laws or constitution of the United States or the organic laws of this Territory, and to enjoy all the privileges, franchises and immunities incident to a corporation.

Incorporators  
and corpo-  
rate powers

SEC. 2. The object of this institution shall be to provide for the youth of both sexes facilities for the acquisition of a liberal education in the various branches of literature, science and the arts.

Liberal educa-  
tion to be  
provided for

SEC. 3. Within three months after the passage of this act the persons named in the first section, or a majority of them, shall meet at the village of Austin and appoint the time and place for holding their first annual meeting. Two weeks' notice of such time and place shall be given in any newspaper published in this Territory, previous to holding such annual meeting.

First meeting  
of corpora-  
tors

SEC. 4. At the first annual meeting thus appointed, the Association shall choose a President, Vice President, and Secretary, who shall hold their offices for one year, and until the regular annual meeting of the Association, when their successors shall be chosen. The Association shall also at their first annual meeting elect a Board of fifteen Directors, which Board shall be divided by lot into three classes of five each, numbered one, two and three. Class number one shall hold their office one year; class number two shall hold their office for two years; class number three shall hold their office for three years from the first annual meeting. After the first annual meeting there shall be elected at each regular annual meeting, five Directors to fill the vacancies occasioned by the provisions of this act, who shall hold their offices for three years. The Association shall at their first annual meeting, fix the time for holding their subsequent annual meetings.

Election of Of-  
ficers and Di-  
rectors, &c

SEC. 5. All vacancies in the offices of Directors, occasioned by death, resignation or otherwise, shall be filled by the Association at their first annual meeting subsequent to the occurrence of such vacancies.

Vacancies

SEC. 6. The Board of Directors shall, immediately after their election, meet at Austin and choose their officers, who shall consist of a Chairman, Vice Chairman, Secretary and Treasurer, who shall hold their offices for such time and perform such duties as the by-laws of the Association may prescribe.

Directors, their powers and duties  
 SEC. 7. The Directors shall have power and it shall be their duty to receive funds and donations of whatever nature and from whatever source, and to purchase, sell or lease real estate for the benefit of said institution. They shall also have power and it shall be their duty to prescribe and regulate the course of studies to be pursued in said institution, to fix the rates of tuition, the salaries of teachers and other expenses, to make and enforce rules for the regulation of the conduct of the students, and for the expulsion of such as are disorderly, to appoint and employ all officers, instructors and agents requisite to promote the objects of the institution, and to displace any or all of them, as the interests of the institution may require.

Buildings, Library, &c  
 SEC. 8. The Directors shall be authorized to expend such amount of the funds under their control as they may deem expedient for the erection of suitable buildings for said institution, and a purchase of a site for the same, and for the purchase of a Library, mathematical, philosophical and chemical apparatus.

Full report of proceedings of Directors to be kept  
 SEC. 9. It shall be the duty of the Board of Directors to present to the Association at every regular annual meeting after the first, a full report of their proceedings, and give a faithful exhibit of the state of the institution with regard to its financial, educational and moral interests.

Specific duties  
 SEC. 10. The specific duties of the officers of the institution and of the Board of Directors, likewise the duties of all officers, instructors and agents appointed by the Board, shall be prescribed by by-laws.

Membership  
 SEC. 11. Persons desiring to become members of this Association shall present their applications for membership in writing to the Secretary of the Association at least ten days previous to the regular annual meeting, which application shall be presented to the Association at said meeting, and two-thirds of the members then present voting for the reception of such candidates, they shall be received as members of the Association.

Institution open to all  
 SEC. 12. The advantages of this institution shall be open to all, irrespective of rank or condition, and no compliance on the part of the students with any peculiar doctrines, religious or political, shall be exacted by the institution; nor shall any student be required to attend the religious services of any church, except that prescribed by himself, his parents or guardians.

Exempt from taxation  
 SEC. 13. All property belonging to this institution to the value of thirty thousand dollars, shall be exempted from taxation.

SEC. 14. This institution shall have the power to confer <sup>May confer de-</sup> all the honors, titles and degrees usually conferred by Uni- <sup>grees</sup> versities.

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—May twenty-third, one thousand eight hundred and fifty-seven.

S. MEDARY.

SECRETARY'S OFFICE, Minnesota, }  
SAINT PAUL, July 22, 1857. }

I hereby certify the foregoing to be a correct copy of the original bill on file in this office.

CHAS. L. CHASE,  
Secretary of Minnesota Territory.

## CHAPTER XXI.

*An Act "To regulate the compensation of County Surveyors in the Territory of Minnesota."*

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

SECTION 1 Compensation of Surveyors.  
2 Acts inconsistent with this Act.

SEC. 1. That from and after the passage of this Act, all County Surveyors shall, while engaged in the surveying, laying out, altering or examining County or Territorial Roads, be entitled to receive for their services the sum of <sup>Compensation</sup> four dollars per day during all the time that they may be so <sup>of Surveyors</sup> engaged.

SEC. 2. All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed. <sup>Acts repealed.</sup>

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

JOHN B. BRISBIN,  
President of the Council.