

Neglect--Pen-
alty

SEC. 5. For every neglect in keeping good and sufficient boats, or failure to give prompt and ready attendance, the said Brewster shall forfeit a sum not exceeding twenty dollars, to be recovered by an action of debt before any court having competent jurisdiction, and shall be further liable, in an action on the case, for all damages any person or persons shall sustain, by reason of the neglect of said Brewster to fulfil any of the duties that are imposed on him in this act.

Injury--Rem-
edy

SEC. 6. Any person who shall sustain any injury by negligence or default of the said Brewster, or of the ferryman in his employ, may have a remedy by an action upon the bond required in this act.

Alteration

SEC. 7. The Legislature may at any time alter, amend or modify this act.

J. W. FURBER,

Speaker of the House of Representatives.

JOHN B. BRISBIN,

President of the Council.

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

S. MEDARY.

SECRETARY'S OFFICE Minnesota, }

SAINT PAUL, July 22, 1867. }

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

CHAS. L. CHASE,

Secretary of Minnesota Territory.

CHAPTER XXXV.

An Act to incorporate the Leroy Academy.

- SECTION 1 Incorporators and powers of Incorporation.
 2 Object of the Institution.
 3 Provides that all proceeds shall be used as an Academy fund.
 4 Trustees authorized to expend money for buildings, &c.
 5 First meeting—Trustees—Term of office.
 6 Trustees may purchase Real Estate. employ Teachers, &c.
 7 Meetings of Trustees.
 8 Officers of Board of Trustees.
 9 Duties of President.
 10 Duties of the Secretary.
 11 Duties of Treasurer.
 12 Treasurer to give bond.
 13 Corporators named to be first Board of Trustees.

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

SECTION 1. That there be established at Leroy in the coun-

ty of Mower, a literary institution by the name of the Leroy Academy, and that N. P. Todd, Wm. Caswell, Wentworth Hayes, S. P. Bacon, Wm. B. Spencer and George Peck, Jr., and their successors in office be a body corporate, to be known by the name and style of the Trustees of the Leroy Academy, 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 promote the education of youth.

Object

Sec. 3. The proceeds of all donations of whatever nature, and from whatever source, shall be and remain a perpetual fund, except as hereinafter provided, and called the Leroy Academy Fund, the interest of which shall be appropriated for the support of said Academy: *Provided, however,* That when a donor at the time of making his donation to said Academy, shall designate the particular object for which he makes said donation, it shall be appropriated and expended accordingly.

Proceeds

Sec. 4. The Trustees are authorized to expend such portion of the funds as may come under their control in the erection of suitable buildings, and in purchasing a site for the same, for the purchase of a library, mathematical, philosophical and chemical apparatus, as they may deem expedient, and the control of all funds given or granted to said Academy, are hereby vested in said trustees.

Erect buildings

Sec. 5. At the first meeting regularly called and holden, the Trustees shall designate the time of their first and future annual meeting, which shall in no case be altered, except by a vote of two-thirds of the Trustees; they may also choose all necessary officers, whose term of office shall expire at the first annual meeting. The Trustees shall at said first meeting be divided by lot into three classes of two each, number one, two and three: class number one shall hold their office for one year, class number two shall hold their office for two years, and class number three shall hold their office for three years from the first annual meeting; after the first annual meeting, there shall be elected annually two trustees to supply the vacancies occasioned by the provisions of this section, who shall hold their office for the term of three years. All vacancies occasioned by death, resignation or removal from the Territory or otherwise, as well as the vacancies occasioned by the expiration of the term of office, shall be filled by the board of Trustees; and all vacancies, except those occasioned by the expiration of the term of office may be supplied by any meeting called for that purpose.

Trustees—term
of office—
classes

Sec. 6. The Trustees shall have power, and it shall be their duty to enact laws for the government of the Academy, to sell or purchase real or personal estate; to appoint a requisite number of teachers; to appoint such officers and committees as the management of the Academy and its funds

Powers of
Trustees

may require; to designate their duties and determine the amount of their respective salaries.

Meetings **Sec. 7.** Meetings of the Trustees may be called by the Secretary on application of two members, at such time and place as they may deem expedient, and a majority of the board shall at all times constitute a quorum to transact business, but a less number may adjourn.

Officers **Sec. 8.** The officers of the board of Trustees shall consist of a President, Secretary and Treasurer, and such other officers and committees as the Trustees may deem expedient. The President, Secretary and Treasurer shall hold their offices for one year, or from the time of their election until the next annual meeting and until their successors shall be elected. All other officers and committees shall hold their offices for such term as the board shall deem proper.

President **Sec. 9.** It shall be the duty of the President to preside at all meetings of the board, but in his absence the board may elect a President *pro tem*.

Secretary **Sec. 10.** It shall be the duty of the Secretary to keep a fair record of all votes and proceedings of the meetings of the Trustees, and also to keep on file and preserve all papers belonging to said board of Trustees, and said institution, and to discharge such other duties pertaining to his office as said board of Trustees shall direct.

Treasurer **Sec. 11.** It shall be the duty of the Treasurer to collect and receive all moneys due to said Leroy Academy, or which may be given or granted to the same, and to pay out such moneys as the board of Trustees shall direct, and to discharge such other duties pertaining to his office as the said board of Trustees shall direct.

Bond from Treasurer **Sec. 12.** The Treasurer, before entering upon the duties of his office, shall give bonds satisfactory to the board of Trustees for the faithful performance of his duties.

First Board **Sec. 13.** The incorporators named in this act shall constitute the first board of Trustees, and any two of them may call the first meeting of the trustees, by giving two weeks' notice of the time and place in some newspaper published in this Territory.

Sec. 14. The Legislature may alter or amend this Act at any time.

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 true copy of the original bill on file in this office.

CHAS. J. CHASE,
Secretary of Minnesota Territory.