

## CHAPTER XLV.

*An Act to amend an Act entitled "An Act for the Government of the Territorial Prison of Minnesota."*

Amendments to Chapter 12 of the Session Laws of 1853, amending Sections 4, 5, 24, 30, 31, and adding a new Section to the Chapter.

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

That Chapter 12 of the Session Laws, passed in the year A. D. 1853, and entitled "An Act for the government of the Territorial Prison of Minnesota," be amended so as to read as follows:

SEC. 4. It shall be the duty of the Warden to receive and confine in said Territorial Prison all persons committed to imprisonment in any County in the Territory; *Provided*, That there be prepaid by the officers producing such prisoner to the Warden the sum of three dollars per week for five weeks board of such prisoner, and also sufficient clothing for such prisoner during such period. *And provided further*, That the said Warden shall not be compelled to keep nor shall he be accountable for the safe keeping of such prisoner after the expiration of the time for which he shall be paid at the rate aforesaid.

Wardens to receive prisoners from Counties

SEC. 5. The Territorial Prison shall be under the direction of two Inspectors and one Warden, and at all meetings of said Inspectors the Warden shall act as clerk thereof.

Inspectors and Warden to have control

SEC. 24. When any convict escapes from the Prison, it shall be the duty of the Warden to take all proper measures for his apprehension, and for that purpose shall offer such a reward, payable out of the Territorial Treasury, as shall be prescribed by the rules and regulations established by the Inspectors, or as shall be directed by said Inspectors, for the apprehension and delivery of such convict.

Escape of convicts

SEC. 30. The Warden of such Prison shall be appointed by the Governor, by and with the advice and consent of the Council, and shall hold his office for the term of four years, and shall receive an annual salary of six hundred dollars, payable quarter yearly out of the Territorial Treasury, and shall have, free of charge, the use and occupancy of all the grounds and buildings belonging to said Prison, and shall have the privilege of furnishing and placing, at his own expense and cost, and under the direction and with the consent of the Inspectors, within the limits of the Prison walls, any machinery, stock, tools and furniture, for the purpose of carrying on any manufactory within such limits, and

Warden to be appointed by Governor

Warden may furnish tools, &c., for manufacturing purposes

shall be entitled to the profits accruing therefrom, and to the labor of any convicts confined in said Prison.

It shall be the duty of the Warden to furnish and provide at his cost and expense, all clothing, provision and fuel for such convicts, and as shall be provided by the regulations established by the Inspectors, and to superintend all improvements and repairs made in and about said Prison under the direction of the Inspectors. And he shall execute or cause to be carried into effect all orders of the board of Inspectors concerning the regulation of the Prison or prisoners and shall furnish at his own expense all overseers, guards and hands necessary for that purpose.

Sec. 31. It shall be incumbent upon the Warden appointed under this act, before entering upon the duties of his office, to pay unto the present Warden, T. R. Delano, the value of all machinery, stock, tools and furniture which may have been and may hereafter be furnished and placed within the limits of said Prison, which value shall be determined by the decision of arbitrators, one of which shall be chosen by the present Warden, the other by the Warden appointed under this act, which arbitrators, in case of disagreement, shall choose a third arbitrator, and the decision of such arbitrators, or any two of them, shall be the amount to be paid. And in like manner it shall be incumbent upon the successor of the Warden appointed under this act, before entering upon the duties of his office, to pay unto his immediate predecessor the value of all the machinery, tools and furniture which may be at the time of such payment within the limits of said Prison, and which have been prior to such time placed therein, under the direction and with the consent of the Inspectors as aforesaid, which value shall be ascertained and determined in the manner above provided; *Provided*, That the rights of any Warden arising under the provisions of this act, in or to machinery, stock, tools and furniture shall at any time thereafter be determined, and shall revert to and become invested in the Territory or future State of Minnesota upon such Warden being paid in behalf of said Territory or future State the value of such machinery, stock, tools and furniture at the time of such payment, and which shall then be within the limits of said Prison, and which value shall be ascertained by arbitrators in the manner above provided; one of such arbitrators shall be chosen by the Governor of said Territory or future State.

Transfer of machinery to successors in the office of Warden

And that there be added to the end of said Chapter a new Section, numbered 32, which shall read as follows:

Sec. 32. It shall be the duty of the Inspectors to keep the Prison at all times in good order and repair, and to provide for the safe keeping of prisoners, and for that purpose may direct the performance of any work and the furnishing of any materials necessary therefor. And the claims for all such work so done, or the materials so furnished, and the expenses arising from the sickness or decease of any convict

Prison to be kept in good order

shall be credited by such Inspectors and shall be paid out of the Territorial Treasury.

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 now on file in this office.

CHAS. L. CHASE,

Secretary of Minnesota Territory.

## CHAPTER XLVI.

### *An Act to incorporate the Town of Traverse.*

SECTION 1. Boundaries of the Town of Traverse.

2 Establishes a President, Secretary and Trustees.

3 First Officers of the Town.

4 The President, Secretary and Trustees created a body politic.

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

**Boundaries** SECTION 1. That so much land as is contained within the south-east quarter and the north half of the south-west quarter and the south-east quarter of the south-west quarter of Section Nine, in township one hundred and ten, north of range twenty-six, west, being two hundred and eighty acres, be, and the same is hereby created a Town corporate by the name of Traverse, and shall have and enjoy all the powers, privileges and responsibilities usually enjoyed by municipal corporations.

**Officers** SEC. 2. That for the good order and government of said Town, it shall be lawful and there shall be established a President, Secretary, and three Trustees, who shall constitute the Town Council of said Town, and three of whom shall constitute a quorum for the transaction of business.

**First Officers** SEC. 3. George A. McLeod, as President, Charles Snyder, as Secretary, and Jacob Schnahl, G. Addison Brown, and Charles E. Flandrau, as Trustees, shall be known and are