

bond to the said Board, with two or more sureties, to be approved by said Board, in the penal sum of five hundred dollars, conditioned that he will fulfil all the duties that are imposed upon him in this act, and in case of his failure or neglect to do so, shall forfeit all the benefits that might have accrued to him from the passage of this act.

**Injury**      **Sec. 5.** Any person who shall sustain any injury by the negligence or default of said party or the ferryman in his employ, may have a remedy by an action upon the bond required in this act.

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 LI.

### *A Bill to incorporate the Town of Bancroft.*

**SECTION 1** Corporate limits.

1 Persons constituting the first Town Council.

2 Annual Election of Town Council.

3 Created a body politic and corporate.

4 In absence of President, Council to appoint a President pro tem.

5 Authority to make by-laws and ordinances.

6 Authority to assess a corporation tax.

7 Officers must deliver to successors books, &c.

8 Application to be made to enter the land embraced in town site.

9 Declared to be the County seat of Freeborn County.

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

**Boundaries**      **SECTION 1.** That the following designated and described tracts of land lying and being in the County of Freeborn,

viz: The north-west quarter of section twenty-eight, the east half of the north-east quarter of section twenty-nine, the south-east quarter of the south-east quarter of section twenty, and the south-west quarter of the south-west quarter of section twenty-one, all in township one hundred and three north of range twenty-one west, be, and the same are hereby created into a town corporate by the corporate name of the Town of Bancroft.

SEC. 2. That for the good order and improvement of said Town, L. Emmett is hereby appointed President, and Charles Oldson, A. G. Blackman, Charles Enness and W. N. Oliver, are hereby appointed Trustees, which said Board of Trustees shall elect a Secretary, and the said President, Trustees and Secretary shall constitute the Council of said Town, and shall hold their office until their successors are elected and qualified.

First Town  
Council

SEC. 3. The electors of said Town may, at any election for County officers, elect successors to the aforesaid Council, who shall enter upon the duties of their offices on the first Wednesday next succeeding their election; provided that no member elect of the said Council shall enter upon the duties of his office until he has taken an oath faithfully to discharge the duties of his office.

Election of suc-  
cessors

SEC. 4. The President, Trustees and Secretary of said Town shall be, and are hereby, created a body corporate and politic, with perpetual succession, to be known by the name of the Town of Bancroft. The said Council may have a common seal, and may change the same at pleasure, may sue and be sued, plead and be impleaded, defend and be defended, in all Courts of the Territory. In suits against the said corporation, the process must be served by a certified copy thereof to the Secretary, at least twenty days before the return day of such process.

Corporate  
powers

SEC. 5. In the absence of the President, the Board of Trustees shall appoint a President pro tempore, to preside at the meetings of the Council.

President pro  
tem

SEC. 6. The Town Council aforesaid shall have power to make, ordain and establish by-laws and ordinances for the government of said Town; may fix all reasonable fines and penalties for the violation of the same; to provide for the election or appointment of such officers as may be necessary to carry out and enforce the said ordinances; and the said Council shall have full power to do all things which similar corporations have power to do, in order to provide for the health, security and good order of said Town.

Power to make  
by-laws and  
ordinances

SEC. 7. The said Council may assess and collect a corporation tax not exceeding one cent on each dollar of valuation, as the same may be found upon the books of the County in which said Town is situated, and the said tax may be assessed and collected, under and by virtue of the provisions of the by-laws and ordinances of the said Town in such cases provided.

May assess cor-  
poration tax

**Deliver books, &c., to successors** SEC. 8. The President, Secretary and other officers of said Town shall, on demand, deliver to their successors in office all books, papers or other property belonging to said town.

**Pre-emption of town site** SEC. 9. It shall be the duty of the Council of said Town to apply for and enter the land within the limits of the said Town, (not exceeding three hundred and twenty acres,) under the provisions of an Act of Congress entitled "An Act for the relief of citizens of towns upon lands of the United States under certain circumstances," approved May 23, A. D. 1844, and as soon as the title to said lands shall be obtained as aforesaid, to ascertain the persons entitled to the various lots and blocks within said town, who may have a valid right to the same, either by original claim or by purchase or transfer from the persons having made such original claim, and it shall be the duty of the President of the said corporation to deed to the person or persons so entitled, the lots and blocks to which such person or persons may be entitled; provided, that the said lots and blocks so deeded shall be transferred according to the recorded plat of said Town; provided, that the person or persons who are entitled to such deed or deeds shall have paid to the said President a reasonable sum for such conveyance, and the said deeds so made by the said President shall be effectual to transfer the lands mentioned therein to the grantees named in the said deeds.

**County seat of Freeborn Co.** SEC. 10. That the Town of Bancroft be, and it is hereby declared to be, the County seat of Freeborn County.

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, }  
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CHAS. L CHASE,  
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