

CHAPTER LXXI.

An Act for the location and establishment of the Minnesota State Institution for the Education of the Deaf and Dumb.

- SECTION 1. Education of the Deaf and Dumb—establishment of an Institute therefor—name and location.
2. Board of Directors—term of office.
 3. Organization of Board.
 4. Of the meetings of the Board.
 5. Of the powers of the Board to select officers of the Institution.
 6. Of the selection of land, and erection of buildings.
 7. Of the opening of the Institution.
 8. Restrictions on the Board of Directors—Travelling fees.
 9. Vacancies in the Board, how filled.
 10. Appropriations by the Legislature, to be made, to complete and carry on the Institution.
 11. Disbursements of the funds appropriated.
 12. Accounts of the Institution.
 13. Annual report of the Board to be furnished by the Governor.
 14. Visitors *ex-officio*, of the Institution.
 15. Act takes effect on passage.

Be it enacted by the Legislature of the State of Minnesota:

SECTION 1. There shall be established under the direction and supervision of the Board of Directors hereinafter specified, an institution for the education of the Deaf and Dumb, by the name and title of the Minnesota State Institution for the Education of the Deaf and Dumb. The said institution shall be located within two miles of the Town of Faribault, in the County of Rice, *Provided*, Said town or county shall donate to the State forty acres of land for the location, use and benefit of said institution, within one year from the passage of this Act. Establishment of State Institution

SEC. 2. The Board of Directors shall consist of six members, two of whom shall be annually elected by the Regents of the University of Minnesota, at their annual meeting; *Provided*, That at their first meeting after the passage of this Act, there shall be elected six Directors, two of whom shall be elected for three years, two for two years, and two for one year. Board of Directors—term of office

SEC. 3. Within thirty days after the election of Directors, as provided in Section three [two] of this Act, they shall meet at Faribault, for the purpose of organization and the adoption of measures to execute and carry into effect the provisions of this Act, at which meeting they shall severally take an oath or affirmation to support the Constitution of the United States, and the State of Minnesota, and to faithfully perform the duties of Directors as aforesaid; after which they shall Organization of the Board

organize by appointing one of their number as President, and another as Secretary, and some qualified person as Treasurer, who shall execute a bond with security, to be approved by the board, conditioned for the faithful performance of the duties of his office, and whose term of office shall be two years, and until his successor is appointed.

Meetings of the Board

SEC. 4. A majority of said Directors shall constitute a quorum for the transaction of business, and after the organization of the Board, meetings shall be held at such time and place, as the interest of the institution may require, until buildings are secured for the reception of pupils, after which meetings shall be at the place where such buildings are situated.

Officers of the Institution

SEC. 5. The said Directors are vested with power to appoint a Superintendent of said institution, who shall be President of the same, and who shall be *ex officio*, a member of the Board of Directors; also, to appoint instructors, and such other officers and agents, as may be found necessary in managing the concerns of the institution, to prescribe and regulate the course of study to be pursued; also, to fix the compensation of the President, and all other persons employed by the Board; to fix the rate of tuition, room rent and other expenses, and to displace or remove the President and all other persons appointed or employed about the institution, and appoint or employ successors; *Provided*, That a vote of two-thirds of all the members of the Board shall be necessary to the removal of the President.

Selection of land and erection of buildings

SEC. 6. It shall be the duty of said Board to select the land herein required on which to erect the buildings and make the improvements necessary to the operations of the institution as early as practicable, and to proceed so soon as funds are provided for that purpose, to erect the said buildings and make such improvements thereon, as the wants of the institution may demand.

Opening of the Institution

SEC. 7. The said Board shall provide at as early a day as practicable for the opening of a school for the education of all the deaf and dumb mutes in the State, of suitable age and capacity, to receive instructions, and also for their board, lodging, washing, and comfortable residence for the time being, and the expenses thereof shall be paid out of the funds appropriated for that purpose; *Provided*, That the Board may require payment for tuition, board and other accommodations, from those who have means of payment, or from their parents or guardians.

Restrictions on Board of Directors—traveling fees

SEC. 8. No member of the said Board shall be interested in any contract made with the Board, nor shall any member be employed or appointed in or about any agency or business of the Board for which compensation is or may be allowed; *Provided*, That members of the Board residing out of the county in which the institution is located, shall be allowed and paid their traveling and personal expenses incurred in

attending the meetings and necessary business of the Board, and the like allowance may be made to any member of the Board employed out of the county in which he resides.

Sec. 9. All vacancies in the Board, whether occurring by reason of the expiration of the term of office or otherwise; ^{Vacancies in Board} shall be filled by the remaining members, and each successor shall take the oath or affirmation herein provided.

Sec. 10. It shall be the duty of the Legislature to make such appropriations from time to time as may be necessary, ^{State appropriation to be made} for the erection of buildings and purchase of furniture, all necessary apparatus, library, etc., payment of Professors and Teachers, and such other necessary expenses to be incurred in the establishment and successful operation of said institution.

Sec. 11. The funds appropriated to the said institution shall be paid upon orders of the Board, as required for use, ^{Disbursement of the funds} and shall be accounted for to the proper disbursing officers of the State half-yearly, or at such time as said officers may require, and upon each accounting a full and fair statement shall be made of the expenditures of funds previously received under appropriate heads, accompanied by original vouchers or receipts for the same, and funds raised under each head of appropriations shall be accounted for as aforesaid, before any additional sum shall be paid out of the same appropriation.

Sec. 12. The accounts of the institution with reference to the ordinary expenses shall be so kept, as to show the kind, ^{Accounts of Institution} quantity and cost of each article purchased.

Sec. 13. Within ten days preceding the meeting of each regular session of the Legislature, the said Board shall ^{Annual report of Board} furnish to the Governor a printed report of the action of the Board, and an estimation of the institution in all of its departments together with a statement of the receipts and disbursements of funds, and during the first week of the session of the Legislature, at least ten copies of said report shall be delivered to each member thereof. The said report shall show:

First—The names of the President and Directors, Secretary and Treasurer, and of the President and Teachers employed, with the compensation allowed to each;

Second—The names, ages and residences of the pupils, and the dates of their reception into the institution;

Third—The names, ages and residences of deaf mutes ascertained to be in the State, who have not attended the school;

Fourth—The names and residences of all other persons in the service of the institution, and their business and compensation;

Fifth—The statement of the accounts of the corporation, showing the amounts of money received and dates thereof, and its disbursements;

Sixth—Such a report from the President of the institution, as is usually made from such institutions of other States.

Visitors to Institution

SEC. 14. The Governor, Lieutenant Governor, and Judges of the Supreme Court, shall be *ex officio* visitors of said institution.

SEC. 15. This Act shall take effect and be in force from and after its passage.

GEORGE BRADLEY,
Speaker of the House of Representatives.

WILLIAM HOLCOMBE,
President of the Senate.

APPROVED—August eleventh, one thousand eight hundred and fifty-eight.

HENRY H. SIBLEY.

SECRETARY'S OFFICE, MINNESOTA, }
August 11, 1858.

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

FRANCIS BAASEN, Secretary of State.

CHAPTER LXXII.

An Act concerning Land Grant Railroads.

- SECTION 1. Railroad Companies to provide for payment of interest and principal on State Bonds; expenses of issuing State bonds to be paid by Railroads.
2. Default in payment of interest; duty of Governor.
 3. Default; first mortgage bonds to be sold for indemnity.
 4. Sale of lands for default; Governor to advertise and sell the same.
 5. Manner of foreclosing mortgages, for default.
 6. Governor authorized to employ engineers to examine work of Companies making issues of State bonds.
 7. Act takes effect on passage.

Be it enacted by the Legislature of the State of Minnesota:

Land grant railroad companies to provide for principal and interest on state loans

SECTION 1. Each and every railroad company entitled to, and accepting the loan of State credit authorized by Section X. of Article 9 of the Constitution, shall make due provision for the punctual payment of the interest and the final redemption of the Minnesota Railroad Bonds, issued to such company by the State, and to this end, every such railroad company shall provide and arrange that semi-annual payments of interest and final payments of the principal of the first mortgage bonds of any such railroad company, which