

CHAPTER XVIII.

An Act entitled An act to incorporate the Monticello Academy at Monticello.

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

SECTION 1. That there be established at Monticello, in this Territory, a literary institution by the name of Monticello Academy, and that S. T. Creighton, James C. Beekman, Samuel M. McManus, William Creighton, John D. Taylor, A. W. Tullis, William H. Wood, W. Augustus Hotchkiss, John W. Griswold, John O. Haven and John McDonald, and their successors in office, be a body corporate, to be known by the name and style of the Trustees of the Monticello Academy, with the rights 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.

Trustees of the Academy.

SEC. 2. The object of this institution shall be to promote the education of youth.

Object of the institution.

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 Monticello 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.

Donations to the Academy fund.

SEC. 4. The trustees are authorized to expend such portions 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 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 board of trustees.

Purchase of a site

Meeting of the trustees and their term of office.

Sec. 5. At the first meeting regularly called and holden, the trustees shall designate the time of their first and future annual meetings, 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 five each, number one, two and three; class number one shall hold their office one year; class number two shall hold their office two years; and class number three shall hold their office three years from the first annual meeting; after the first annual meeting there shall be elected annually five 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 shall make laws for the government of the Academy.

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

How meetings may be called.

Sec. 7. Meetings of the trustees may be called by the secretary on application of five members, at such time and place that 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 of the board of trustees.

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 to 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 may deem proper.

President shall preside at all meetings.

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*.

Duties of the 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.

Duties of the treasurer.

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

Bonds of the treasurer.

Sec. 12. The treasurer before entering upon the duties of his office shall give bonds satisfactory to the trustees, for the faithful performance of his duties.

Who shall constitute the board of trustees.

Sec. 13. The corporators in this act named shall constitute the full board of trustees, and any three of them may call the first meeting of the trustees, by giving two weeks notice of the time and place in some newspaper printed in this Territory.

May modify or amend.

Sec. 14. The Legislature may at any time modify or amend this act.

SEC. 15. This act shall take effect from and after its passage.

J. S. NORRIS,
Speaker of the House of Representatives.
 WM. P. MURRAY,
President of the Council.

APPROVED—March second, one thousand eight hundred and fifty-five.
 W. A. GORMAN.

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

J. TRAVIS ROSSEK,
Secretary of Minnesota Territory.

CHAPTER XIX.

An act entitled An act to restore to Ephraim H. Whitaker his civil rights as a citizen of the United States.

SECTION 1. The rights and privileges of citizenship restored to Ephraim H. Whitaker.

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

SECTION 1. That Ephraim H. Whitaker be and is hereby restored to all the rights and privileges of a citizen of the United States heretofore forfeited by him, and all legal disabilities to his exercise of the same, be and the same are hereby removed.

Citizenship restored to Ephraim H. Whitaker.

J. S. NORRIS,
Speaker of the House of Representatives.
 WM. P. MURRAY,
President of the Council.

APPROVED—February twenty-first, eighteen hundred and fifty-five.
 W. A. GORMAN.

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

J. TRAVIS ROSSEK,
Secretary of the Territory of Minnesota.