

CHAPTER CXXXVI.

An Act to Incorporate the Caledonia Academy at Caledonia.

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2. Object of institution.
 3. Donations; how to be appropriated.
 4. Trustees authorized to expend funds, and how.
 5. Trustees to designate time of meeting; choose officers.
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 7. Meeting, by whom called; quorum.
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Be it enacted by the Legislative Assembly of the Territory of Minnesota:

SECTION 1. That there be established at Caledonia, in this Territory, ^{Names of Trustees.} an institution by the name of Caledonia Academy, and that Samuel McPhail, James J. Belden, C. W. Thompson, J. R. Bennett, John J. Darbor, Alexander Bachelor, J. M. Smith, Charles Metcalf, Stephen Baglay, Samuel J. Thomas, Hugh Brown, B. W. Barfield, A. D. Sprague, James Cavanaugh, C. Cunningham and their successors in office, be a body corporate, to be known by the name and style of the Trustees of the Caledonia 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.

SEC. 2. The object of this institution shall be to promote the educa- ^{Object} tion of youth.

SEC. 3. The proceeds of all donations of whatever nature and from ^{Donations.} whatever source, shall be and remain a perpetual fund, except as hereinafter provided, and called the Caledonia 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 appropriated and expended accordingly, and such expenses shall in no case be paid out of the Territorial Treasury.

SEC. 4. The Trustees are authorized to expend such portion of the ^{How to expend funds.} 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.

SEC. 5. At the first meeting regularly called and holden, the Trustees ^{Classification and term of office.} 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 annual 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, may be supplied by any meeting called for the purpose.

- Enact By-laws.** SEC. 6. The Trustees shall have power and it shall be their duty to enact by-laws for the government of the Academy; to sell or purchase real or personal estate; 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.
- Meeting, how called** SEC. 7. Meetings of the Trustees may be called by the Secretary on application of five 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, of what to consist** 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 for such term as the Board may deem proper.
- Duty of 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.
- Duty of 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.
- Duty of Treasurer.** SEC. 11. It shall be the duty of the Treasurer to collect and receive all moneys due to said Caledonia 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.
- Give bond.** 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.
- First 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.
- Legislature may amend.** SEC. 14. The Legislature may at any time modify or amend this act.
- Take effect.** SEC. 15. This act shall take effect from and after its passage.

CHARLES GARDNER,
Speaker of the House of Representatives.
JOHN B. BRISBIN,
President of the Council.

APPROVED—March first, one thousand eight hundred and fifty-six.

W. A. GORMAN.

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

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