

circumstances,' approved May twenty-third, (23d), one thousand eight hundred and fifty-four (1854)."

SEC. 2. The time for claimants to file under section four (4) of the act of the Legislative Assembly of said Territory, be and the same is hereby extended for sixty days after the publication of the notice heretofore authorized and required; that filings and all subsequent proceedings to be in all respects subject to and governed by the provisions of the said last mentioned act; *Provided*, That no claim shall be considered valid under the provisions of this act which comes in conflict with any claim or vested right of any party or parties heretofore obtained of or from the proper and legally constituted corporate authorities of said town.

Time for filing
claims extended

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved, February 28, 1863.

CHAPTER LI.

An Act to amend an act of the Legislative Assembly of the late Territory of Minnesota, entitled "an act to Incorporate certain Towns in this Territory, and provide for Town Governments within the same," approved May nineteenth, one thousand eight hundred and fifty-seven.

- SECTION 1. Continuing town organization—election of officers—where election to be held—in whom corporate authority vested.
2. Annual elections to be held—vacancy in the office of President, how filled.
3. Who to be present incumbents in office—officers elect required to give public notice of entry of town—when.
4. Repeal of former act.
5. When act to take effect.

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

SECTION 1. For the purpose of continuing the town

Continuing town
organisation—
election of officers
—where election
to be held—in
whom corporate
authority vested

organization of "the Town Council of the town of Saint Augusta," the qualified voters, resident upon the land described in section seven of the above named act, are hereby authorized and empowered to hold an election in said town of Saint Augusta, on the first Monday in April, A. D. 1863, for the election of a President of said town and three trustees, who shall appoint a recorder and other necessary officers for said town; and said President and trustees shall serve from and after the time of such election, until their successors are elected and qualified. Ten days' notice of such election shall be given by posting three public notices thereof, stating the time and place of said election and the officers to be elected, in three public places in said town. Said notices may be signed by any qualified elector resident in said town, and the said electors present at the time and place of holding said election as prescribed in this act, may elect three judges and one clerk of said election, who shall take the same oath, and whose duties shall be the same as judges and clerks of town elections. Said election shall be held at the house of Gourin Wilson, in said town, and shall be conducted in all respects as town elections are by law required to be. The corporate authority of said town shall be vested in the President and trustees elected under this act under the name of "the Common Council of the town of Saint Augusta."

Annual elections
to be held—va-
cancy in the of-
fice of President,
how filled

SEC. 2. An annual election shall thereafter be held in said town for the election of the successors of said President and trustees, (who when elected shall appoint the successors of the recorder and such other officers as may have been appointed under the provisions of this act,) upon the like notice as is herein provided for the election herein authorized; said notice to be signed by the President of said town, and to fix the place of holding said election. In case of the vacancy of the office of President of said town by death or otherwise, the trustees of said town may elect a President who shall serve until the next annual election, and until his successor is elected and qualified.

SEC. 3. The President and trustees elected as aforesaid, shall be the successors of Gourin Wilson, President, and Charles W. Wilson, William A. Corbet and R. H. Richmond, trustees of "the town council of the town of Saint Augusta," as appointed in section seven of said

act, and as such successors all the right, title and interest which heretofore has been vested by virtue of patents or duplicates, or certificates of location issued by the United States for lands in said town of Saint Augusta to "Gourin Wilson, President of the common council of the town of Saint Augusta," shall be vested in the said President and trustees elected under this act, and deeds by them executed in pursuance of the provisions hereof shall be as valid in law and equity as if heretofore legally executed by said Gourin Wilson, as President of "the common council of the town of Saint Augusta," and said President and trustees elected as aforesaid under the provisions of this act are required and authorized, within sixty days after their election, to give public notice of the entry of the town site of Saint Augusta, in accordance with section three, of chapter thirty-three, of the Compiled Statutes of Minnesota, and the time of claimants to file under section four of said chapter is hereby extended for sixty days after the first publication of the notice heretofore authorized and required; said filing and all subsequent proceedings to be in all respects subject to and governed by the provisions of said chapter thirty-three.

Who to be present incumbents in office—when to give public notice of entry of town site

Sec. 4. So much of said section seven, and so much of the act to which this is amendatory, as conflicts with the provisions hereof, shall, so far as the same applies to the said town of Saint Augusta, be and the same hereby is repealed.

Repeal of former act

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved, March 5, 1863.