

upon the question submitted, shall have written or printed thereon as follows: Those in favor of this act "Bonds for School Board—yes;" those against the act "Bonds for School Board—no." Said ballots shall be deposited in a separate ballot box, and the election shall be conducted and the returns thereof made and certified in the manner provided in the city charter for casting, canvassing and returning votes for city officers, and if it shall be found that a majority of those voting at said election upon this question, have approved of this act, it shall thereupon take effect and be in force.

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

Approved March 6, 1871.

CHAPTER CIII.

An Act creating an Independent School District in the town of Taylor's Falls.

March 6, 1871.

- SECTION 1.** Territory comprised in said school district.
2. When School Directors to be elected—term of office—vacancy, how filled.
 3. Elections, how conducted.
 4. Oath of office—organization of Board—Treasurer to give bonds—duties of—power of Board.
 5. Board to have management of all schools in said district.
 6. Establish and maintain schools in said district—number of grades limited—to classify pupils.
 7. Authorized to designate what studies shall be taught in said schools—to employ teachers, etc.
 8. How expense for maintenance of schools to be met.
 9. To enact rules for government of Board.
 10. Duties of Secretary of Board.
 11. Notice of annual or special meetings, how given.
 12. How to proceed when necessary to lease, purchase or build school houses.
 13. Repeal of inconsistent acts.
 14. When act to take effect.

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

SECTION 1. That all that part of the town of Taylor's Falls, in the county of Chisago, hereinafter described, to-wit: The east half of section eleven (11), all of section twelve (12), all of section thirteen (13), the east half of section fourteen (14), all of section twenty-four (24), the south half of section twenty-three (23), the south-east quarter of section twenty-two (22), all of sections twenty-five (25) and thirty-six (36), lying west of the St. Croix river, all of sections twenty-six (26) and thirty-five (35), and the east half of the north-east quarter of section thirty-four (34), all in township number thirty-four north, of range number nineteen (19) west, shall, from and after the last Saturday in March, one thousand eight hundred and seventy-one (1871), constitute in law one separate and independent school district.

SEC. 2. The electors residing within the limits of said district qualified to vote at an annual school meeting therein, shall on the last Saturday in March, A. D. one thousand eight hundred and seventy one, at an election to be held at the school house in district number two (2) of Chisago county, in said district, elect by ballot six directors of the common schools in said district, two of whom shall be elected for one year, two for two years, and two for three years, and annually thereafter on the first Saturday of October, at such place as the electors of said district may designate at the annual meeting, or such place as the board of directors shall appoint therefor, there shall be elected two directors, whose regular term of office shall continue for three years and until their successors are elected and qualified; and vacancies which may occur shall be filled by the remainder of the board until the next annual election, when a new director shall be elected to serve for such unexpired term.

SEC. 3. At the first election of directors for said district, the directors of school district number two of Chisago county shall preside and receive the ballots, and the clerk of school district number one of Chisago county shall act as clerk of said meeting, and the said director and clerk shall canvass the votes cast at said election; and at all subsequent elections and meetings of said district the president of the board shall preside, and the secretary of the board shall act as clerk; and in case of the absence, or inability to serve, of either of said

Territory comprised in said school district.

Election of Directors—term of office—vacancy, how filled.

Elections, how conducted.

officers, one of the other directors, to be designated by the members of the board present, shall serve in his stead. At the annual election of directors the polls shall be kept open from ten o'clock A. M. till twelve o'clock M., and from one o'clock to four o'clock P. M. of said day.

SEC. 4. The persons elected to the office of directors, shall before entering upon the duties of said office, and within ten days after his election, take and subscribe the usual oath of office prescribed by law, which shall be filed with the clerk of the board. The said directors within fifteen days after their first election as aforesaid, shall meet and organize, by choosing from their number a president, secretary and treasurer, and annually thereafter at the first meeting of the board after the annual election of directors, the said board shall reorganize in like manner. The treasurer shall before entering upon the duties of his office, enter into a bond with sureties to the board in their corporate name, in such amount as the board shall require, with sureties to be approved by the board, conditioned for the faithful discharge of the duties of his said office, and the due and lawful disbursement of the moneys that shall come into his hands as such officer, and the payment to his successor of all such moneys belonging to the board, remaining in his hands at the expiration of his term of office, with the books and other property pertaining thereto, which bond shall be recorded and filed in the office of the secretary of the board. The said directors so organized and qualified, and their successors in office, shall be a body corporate and politic in law, by the name of "The Board of Education of the town of Taylors Falls," and as such and by that name shall be capable of contracting and being contracted with, suing and being sued, pleading and being impleaded in any of the courts of this state, and shall also be capable of receiving any gift, grant, donation or devise, made for the use of the common schools in said district. The said board shall be authorized to receive all moneys accruing to said district, and shall by resolution direct the payment of all moneys that shall come into the treasury thereof, and no moneys shall be paid out of the treasury except in pursuance of such resolution, and upon the written order of the president, countersigned by the secretary, and in case of any breach of any condition in the bond of the treasurer, the said board shall cause a suit to be commenced thereon in the name of the district, and

Oath of office—
organization of
Board—duties of
Treasurer—pow-
er of Board.

the money when collected shall be applied to the use of the district.

To have management of schools in said district.

SEC. 5. The said board of education shall have the entire management and control of all common schools in the said district, and of all houses, lands and appurtenances within the limits of said district already provided for the use of the common schools therein, and all moneys accruing to the said district for school purposes, shall be paid over to the treasurer of said board of education, and the title of all real estate and personal property now belonging to said school districts number one and two of Chisago county, for school purposes, shall be regarded in law as vested in the said board of education and their successors in office, for the use of the common schools in the district hereby established, and the said board of education shall succeed to all the rights and liabilities of said districts numbers one and two of said Chisago county, and all the property hereafter acquired by said district hereby established for common school purposes, shall be vested in the said board of education and their successors in office, and said board may sell or dispose of any property held by it for common school purposes, by deed to be executed by the president thereof, whenever the electors of the said district at an annual meeting thereof shall by vote order the sale or disposal of said property.

To establish schools in said district—grades limited—to classify pupils.

SEC. 6. It shall be the duty of said board of education, as soon as sufficient funds shall be realized therefor, to establish and maintain within the limits of said district such number and grades of schools as said board shall deem for the best interest of said district; *Provided*, The number of grades shall not exceed three, to-wit: Primary department, intermediate department, and high school department, and to classify the pupils attending said schools in corresponding classes, with reference to the branches of study pursued, and their proficiency therein; so that there shall be taught in the primary department the rudiments of an English education, in the intermediate department, such branches as are not provided in the primary department, and are requisite to a respectable English education; and in the high school department the higher English branches.

To designate studies to be pursued—to employ teachers, etc.

SEC. 7. The said board of education subject to the provisions of section six, shall have power to determine what various studies shall be taught in any and all of said schools, to make and enforce all necessary rules and reg-

ulations for the government of teachers and pupils in said schools, and for the care and protection of the property of said district; to employ teachers, and to pay them a suitable compensation out of the fund accruing to the district, under the general laws of the state or otherwise, and appropriated to that purpose; and also to purchase for the use of the schools in said district, all necessary books, stationery and furniture for the use of said board, and pay for the same out of funds of the district raised for incidental expenses.

SEC. 8. The said board shall, previous to the first day of September in each and every year, determine the amount deemed necessary to be raised to defray all the incidental expenses of maintaining the schools in said district, to keep in repair and preserve the buildings of said district, and other public property thereof, and to meet any indebtedness of the district becoming due during the year, and the secretary shall certify the same, and any amount voted to be raised by the electors of said district to the county auditor of the county on or before the tenth day of October in each year, and the amount so reported shall be levied upon the taxable property in said district, and collected in the same manner that county taxes are raised; *Provided*, Such tax to defray the incidental expenses of maintaining the schools of said district, and to keep in repair and preserve the buildings and other property of the District, shall not in any one year exceed five mills on the dollar of the taxable property of said district, unless authorized by a previous vote of the electors thereof.

Expenses, how paid.

SEC. 9. The said board of education shall have power to enact and prescribe all by-laws, rules and regulations not inconsistent herewith, relating to the organization, government and business of the board, and the duties of its officers, and the schools in said district, and amend and repeal the same at pleasure.

To enact rules for the government of Board.

SEC. 10. It shall be the duty of the secretary to keep a full and accurate record of the proceedings of the board of education, and of all meetings of the electors of said district, which record shall be authenticated by his signature, and carefully to preserve the same, and all books and papers pertaining to his office or filed therein. Said original records and papers duly filed in the office of said secretary, and any transcript thereof, or any part thereof, when certified by the secretary, shall be prima facie evi-

Duties of Secretary of Board.

dence of the matters therein stated; said records and papers shall be at all reasonable times subject to the inspection of any legal voter of said district. The secretary shall also make and duly transmit, annually, such reports as are or may be required by the general laws of this state relating to common schools, to be made by the clerks of school districts, and in all matters pertaining to such reports the secretary shall be governed by such general laws, and subject to the penalties therein prescribed.

Notice of annual or special meetings, how given.

SEC. 11. The secretary shall give public notice of each annual and special meeting of the electors of said district by causing a copy of such notice to be posted in three of the most public places in said district for ten days prior to such meeting, and the notice of any meeting shall state the object for which said meeting is called.

When necessary to lease, purchase or build school houses, how to proceed.

SEC. 12. Whenever said board of education shall deem it necessary to purchase or rent a school house or school houses for said district, or purchase a site or sites for the same, the said board shall call a meeting of the electors of said district by giving the notice in this act provided; and said meeting, by a majority vote of the electors present, may determine upon the election or purchase of a school house or school houses, and the purchase of a site or sites therefor, and the amount of money to be raised by tax therefor; and it shall be the duty of the board to carry into effect the determination of said meeting, by the expenditure of the moneys so raised for the purposes designated by vote of said meeting, within a reasonable time after the money shall be received into the treasury.

Repeal of inconsistent acts.

SEC. 13. So much of the several school laws, and so much of any and all other acts or parts of acts as are inconsistent with the provisions of this act are hereby repealed as to the district hereby established.

When act to take effect.

SEC. 14. This act shall take effect and be in force from and after its passage.

Approved March 6, 1871.