

CHAPTER XCI.

AN ACT, RELATING TO THE SAINT CLOUD SCHOOL DISTRICT.

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

SECTION 1. The board of education of the Saint Cloud school district shall hereafter consist of seven members, whose regular term of office shall be two years from and after date of election, and until successors are elected or appointed and qualified; the first, second and third wards of the city of Saint Cloud shall each be entitled to, and elect two members of said board, and the fourth ward of said city shall be entitled to, and elect one member of said board; members shall be residents of the wards for which they may be elected.

SEC. 2. The annual election for members of said board, shall be held at the school building of said district, on the first Saturday in May in each and every year; the oldest member of the board, from each ward, shall act as judge of election at such elections, and the clerk of said board shall be, *ex-officio*, clerk of the elections; the polls shall be opened at two o'clock in the afternoon, and remain open until five o'clock in the afternoon; if any of the above mentioned judges or the clerk, should fail to attend at the hour designated for the opening of the polls, or should be disqualified from serving, the legal voters present, by a majority vote, may designate a proper person or persons, to act at such election instead of the person or persons absent or disqualified for all the purposes of such election; notices of such elections shall be posted by the clerk of said board, at least one in each ward, and in a public place therein, at least ten days prior to each election, and the said clerk shall post a true copy of the poll list of persons in each ward, qualified to vote at such election, at the public school building of said district, at least ten days before every such election; separate ballot boxes shall be provided and used for the votes from each ward; the returns of the votes cast at such elections, shall be by said judges and clerk returned and certified to the said board of education, and by said board, at its first meeting after such election, canvassed, and the result declared, in the same manner that votes for city officers of said city are canvassed and declared; and the clerk of said board shall immediately thereafter issue certificates of election as members of said board, to the persons entitled thereto; of the members of said board who shall be elected at the first election under this act, one from each ward except the fourth shall hold office for one year only; which member shall be designated by lot, at the first meeting of said board after said first election, in such manner as said board may direct, thereafter one member shall be elected in each ward each year, except in the fourth ward, in which one member shall be elected every two years; all vacancies which may have occurred in the board from any cause, ten days prior to the time of any election hereinbefore provided for, shall be filled at such succeeding election, by the election of a member

or members for the unexpired term or terms in which such vacancy occurred; *Provided, however,* That the present members of the said board shall continue members of said board until May 10th, 1876, and until their successors are elected and qualified as provided for in this act, and the present board shall take and provide all necessary measures for carrying into effect this act, and all acts and measures of the said board heretofore done or passed are hereby legalized and confirmed.

SEC. 3. No member of said board of education shall be entitled to receive any compensation for his services, except the clerk and treasurer of said board, whose compensation shall be fixed by the board; no member of the board shall be interested personally or pecuniarily, directly or indirectly, in any contract made and entered into by the board, and any contract made in contravention of the provisions of this section shall be void.

SEC. 4. When any person elected or appointed as a member of said board neglects to qualify, resigns, dies, removes from the ward for which he was elected or appointed, or is absent without leave from three consecutive regular meetings of the board, the board may, by resolution entered in the minutes, declare the office vacant.

SEC. 5. The board of education shall have power to levy a tax of not more than ten mills on each dollar of the assessed taxable valuation of property in said district, in any one year, to maintain necessary schools in said district not less than eight months in each year, including the amount required for fuel, repairs of school buildings, to purchase necessary school apparatus, heating apparatus, furniture and other necessary appendages for school houses, and to defray the other necessary expenses of the board, to pay for record books, stationery, and such other incidental matters as may be deemed necessary and proper by the board.

SEC. 6. For the purpose of paying off bonds of said district, and bonds and other indebtedness which may be duly assumed by said district in accordance with any law and heretofore issued, and for the purpose of providing a sinking fund for the redemption of the bonds hereinafter specified, the said board shall have power to levy a tax not exceeding two mills on the dollar of the assessed taxable valuation of all property in said district in any one year, and for the purpose of liquidating and paying any outstanding bonds of said district, and any bonds or other indebtedness which may be duly assumed by said district in accordance with any law, and for the payment of which a sufficient tax shall not have been collected prior to the time the said bonds or indebtedness may become due and payable, the said board is hereby empowered and authorized to issue the bonds of said district for such amount as may be necessary, not exceeding twenty thousand dollars.

SEC. 7. Such bonds shall be issued in such denominations as said board by a majority vote may determine, and shall bear interest, payable annually, at a rate not exceeding ten per cent. per annum, to be expressed in coupons attached to such bonds, and the principal thereof, payable at such time and times not less than three years nor more than ten years after date thereof, as said board may determine; the said bonds shall be signed by the president of said board, and countersigned by the clerk of said board, and the said clerk shall keep

a record of all bonds so issued. *Provided*, That no such bonds shall be issued until the legal voters of the district at a meeting legally called have voted by ballot in favor of issuing said bonds, and such bonds shall not be negotiated at less than their par value.

SEC. 8. The clerk of said board shall, on or before the first day of October in each and every year, certify in due form to the county auditor of Stearns county, all taxes that may be levied by virtue of this act, and the said auditor shall extend the same on the proper tax duplicates for collection in the same manner that other taxes are collected under the general laws of the state.

SEC. 9. Whenever two or more schools shall be established in said district, the said board may designate one of the principals of said schools as district superintendent of schools, and may by resolution duly adopted and entered in the minutes of said board, define and prescribe his duties as such superintendent. The said board may also in the same manner prescribe what text books shall be used.

SEC. 10. Sections two, four and five of chapter nine of the special laws of the year eighteen hundred and sixty-nine, and section twelve of said chapter nine, as amended by chapter one hundred and four of the special laws of the year eighteen hundred and seventy-five, and all acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

SEC. 11. This act shall take effect and be in force from and after its passage.

Approved March 6th; 1876.

CHAPTER XCII.

AN ACT TO CHANGE THE BOUNDARIES OF CERTAIN SCHOOL DISTRICTS IN THE COUNTIES OF HOUSTON AND WINONA, THEREIN NAMED.

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

SECTION 1. That all of the following described lands, lying and being in the county of Winona, to-wit: The south one-half ($\frac{1}{2}$) of the north-west quarter ($\frac{1}{4}$), and the southwest quarter ($\frac{1}{4}$) of section number thirty-one (31), in township number one hundred and five (105), range number four (4), be and the same are hereby detached from school district number seventy (70), in the aforesaid county of Winona.

SEC. 2. That all of the aforesaid lands described in section one (1), be and the same are hereby attached to and made part of school district number eighty-four (84), in the county of Houston, and hereafter shall be subject to the same liabilities and restrictions as if the said lands originally comprised a part of the said district.