

SEC. 17. No member of the board of education shall be directly or indirectly interested or concerned in any contract for building or repairing any school building, or in furnishing any supplies for the schools or the board, and any such contract or transaction shall be void and the office of any such member may be declared vacant.

SEC. 18. The said board of education shall be the judges of the election and qualifications of its own members, and shall have power, by a vote of two-thirds ($\frac{2}{3}$) of the members of the board, to declare the seat of any member vacant for a violation of the provisions of this act, or in case of non-residence in the district or for other good and sufficient cause, on fifteen (15) days' notice and hearing, and all such vacancies shall be filled as hereinbefore provided.

SEC. 19. The General School Laws of the State shall apply to and govern said school district, except as herein provided.

SEC. 20. This act shall take effect and be in force from and after its passage.

Approved March 3, 1881.

CHAPTER 169.

AN ACT in relation to public schools in Brown's Valley.

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

SECTION 1. That the following described territory, the fractional parts of sections fifteen (15), section nine (9), sections four (4), five (5) and twenty-nine (29), and the whole of sections ten (10) and three (3), in township one hundred and twenty-four (124), range forty-nine (49) west, in Big Stone county, and all of sections thirty-four (34), twenty-seven (27), twenty-eight (28), twenty-one (21) and twenty-two (22) and thirty-five (35), and the fractional parts of sections thirty-three (33), nineteen (19), thirty-two (32) and twenty-nine (29) in township one hundred and twenty-five (125), north of range forty-nine (49) west, in Traverse county, Minnesota, shall constitute, and is hereby incorporated as a school district for the regulation and management of the public school or schools in said district. Said district shall be known and described as Brown's Valley school district, and shall not be subject to division or alteration by officers having jurisdiction of the formation and change of school districts.

SEC. 2. All special meetings of the district for the choice of officers or the transaction of business shall be called, noticed and held in pursuance of the General Laws for common schools in the

State of Minnesota, and all reports and other acts required by the said General Laws shall be done in accordance therewith, except as herein otherwise provided.

SEC. 3. All special meetings of the said Brown's Valley school district and all meetings by the board of education shall be held in said district as the board may direct.

SEC. 4. At the municipal election in the year one thousand eight hundred and eighty-one (1881) for the purpose of carrying the provisions of this act into effect, there shall be chosen by ballot by the legal voters of said district, six (6) persons, being resident voters of the district who shall be styled the board of education for Brown's Valley school district. The term of office of said board shall be three (3) years and until their successors are elected and qualified except as hereinafter provided.

The persons so elected shall within five (5) days after their election file in the office of the clerk of said district their several oaths to support the constitution of the United States and the constitution of the State of Minnesota, and that they will discharge their duties as members of the board of education for said district, to the best of their ability.

Provided, that the board of education elected in the year one thousand eight hundred and eighty-one (1881), shall within seven (7) days after their election meet and divide themselves into three (3) classes in the following manner:

There shall be two (2) ballots numbered one (1), two (2), numbered two (2) and two (2) ballots numbered three (3) placed in a proper receptacle, from which each director shall draw one (1) ballot; and those directors who shall draw ballots numbered one (1) shall remain in office one year, and those directors who shall draw ballots numbered two (2), shall remain in office two (2) years, and those directors who shall draw ballots numbered three (3) shall remain in office three (3) years, and at each succeeding municipal election there shall be elected two (2) members of the board of education.

SEC. 5. Vacancies occurring in said board of education shall be filled by the board, such appointee to hold to his office until the next municipal election, at which annual meeting there shall be elected a member of said board to fill the balance of such unexpired term.

SEC. 6. The board of education shall hold an annual meeting within seven (7) days after the said municipal meeting of said district, at which time they shall by ballot elect from their number a president and clerk, who shall be clerk of the district, and a district treasurer, who shall hold their offices as such for one (1) year and until their successors are elected and qualified. The members of the board shall perform their duties without compensation, except that the clerk shall receive such compensation as shall be fixed by the board. The board of education shall also elect by ballot a school superintendent, who shall hold his office, during the pleasure of the board, and shall not be allowed a vote.

SEC. 7. The board of education elected, qualified and organized as herein provided, shall be clothed with all the powers and duties of a district board under the general school law of the State of Minnesota, and such other powers as may be conferred on them by the provisions of this act. They shall transact the business of the district in the name and style of the board of education for the Brown's Valley school district, and all agreements, contracts and orders upon the treasurer for the payment of money and other official papers and records, shall be signed by the president and attested by the clerk. The board shall constitute the building committee, locate and build a building or buildings under such plans and specifications as they may seem wisest and best, and not to exceed in total cost the amount of three thousand (3000) dollars.)

SEC. 8. Said board of education, upon a two-thirds vote, may issue bonds to an amount not exceeding three thousand (3000) dollars for the erection of a school building or buildings and the purchase of grounds therefor. Said bonds shall be prepared under the direction of the board of education for Brown's Valley school district, in the amount and at the discretion of the said board. *Provided*, that no bonds be issued for less than one hundred (100) dollars each, payable in equal amounts in six (6), eight (8) and ten (10) years, from the date of issue, as the said board may determine, with interest at a rate not exceeding nine (9) per cent. per annum, payable annually upon the first (1st) day of January of each year, said bonds to be signed by the president and countersigned by the clerk of said board of education.

SEC. 9. Said board of education are hereby authorized and empowered, and it is hereby made its duty, on or before the first (1st) day of September [next after the date of said bonds, and on or before the first (1st) day of September] of each year thereafter until the payment of said bonds and interest is fully provided for, to levy and in due form of law certify to the auditors of Traverse county and Big Stone county, a tax on the taxable property of said school district equal to the amount of principal and interest then due on said bond, for which payment shall not be provided for, together with the principal and interest maturing next after such levy, and in such further sums as the board may deem expedient, which taxes shall be payable in money and shall constitute a fund for the payment of said bonds as they shall mature. *Provided*, the tax levied shall not in any year exceed eight-tenths (8-10) of one (1) mill on the dollar.

SEC. 10. The president and clerk shall file in the office of the clerk of the district, their written acceptance of such office. The treasurer shall give a bond properly executed according to law for an amount equal to twice the sum he will be required to disburse. The board shall have power to reject said treasurer's bond, *provided* they deem it insufficient. The president shall preside at the meetings of the board when present, and shall perform such other duties as the board may prescribe, and in case of his absence the

board shall elect a president *pro tem*. The president shall vote with the other members on all questions requiring a vote. The clerk shall faithfully perform all the duties imposed by the General Laws of the State of Minnesota upon district clerks. He shall attend all meetings of the board of education, keeping a record of all their doings, and shall perform such other duties as the board may prescribe. The treasurer shall faithfully perform all the duties as prescribed by and imposed upon treasurers of school districts by the General Laws of common schools for the State of Minnesota, and shall be entitled to compensation as therein provided.

The superintendent shall in connection with the board, hold a public examination on the last Saturdays in April and October in each year, and at such other times as the board may prescribe, of all persons making application to teach the schools of said district, with regard to moral character, learning and ability and aptitude to teach, and all persons found by the board suitably qualified, shall receive a certification of such qualification, over the official signature of the president and the clerk, countersigned by the superintendent; such certificate shall be valid for one (1) year from its date unless sooner revoked. The superintendent shall visit the schools of the district and report their condition to the board as often as the board may prescribe. He shall superintend the grading of the schools and examinations for promotions, and shall perform such other duties as the board may direct.

SEC. 11. The board of education shall have the custody and safe keeping and control of the school house or houses, lots, sites and appurtenances, books, furniture and all school property belonging to the district; shall contract with and employ all teachers in the public schools of the district, and at their pleasure remove them. *Provided*, that no teacher shall be employed until he shall have been examined by and received the certificate of the board; may summon for re-examination any teacher, and after such re-examination, for satisfactory reasons, may revoke his certificate. They shall have the power, and it shall be their duty, to make such reports as may be called for by the State superintendent: to pay the wages of teachers; to defray the necessary contingent expenses of the board, including the salary of the clerk; to have in all respects the control and management of the public schools of the district, with power to adopt, alter and repeal rules and regulations for their organization, grading and governing for the instruction and discipline of pupils, their admission, suspension and expulsion, and their transfer from one school or grade to another; to decide upon text-books to be used, and generally to promote their good order, prosperity and public utility; to make all necessary by-laws for the government and manner of transacting the business of the board, its officers and committees, and for conducting and regulating the schools, and to alter and repeal the same as they may deem expedient; to prepare and have printed in the official newspaper of municipal government, at least eight (8) days before said annual municipal election, a report of the number and grade of

schools, the length of time the schools have been taught during the preceding year, the number of male and female pupils who have attended each school, the average attendance during the session, the amount of public money received, the amount of special tax levied and the amount realized; the amount of moneys received from all sources, and whence derived; the manner in which all moneys have been expended; all moneys devoted to special purposes being separately stated in the report. The number of persons between five (5) and twenty-one (21) years of age residing in the district on the first (1st) day of the month immediately preceding the month in which the municipal election is held, and such other information as may be required by the board of education.

SEC. 12. The district shall be governed by the General School Laws of the State, in the manner of levying and collecting special taxes, and in all other matters not provided for in this act, and not inconsistent therewith.

SEC. 13. This act shall be deemed a public act, and shall take effect from and after its passage.

Approved March 5, 1881.

CHAPTER 170.

AN ACT relating to public schools in the village of Cannon Falls Goodhue county.

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

- Section 1. What constitutes said school district.
- Section 2. Transfer of all property and assets of independent school districts number eleven (11) and eighty-two (82) of counties of Goodhue and Dakota to said Cannon Falls school district.
- Section 3. How annual or special meetings are to be called.
- Section 4. When annual meetings shall be held.
- Section 5. Board of education—term of office—oath of office.
- Section 6. Vacancies, how filled.
- Section 7. Officers of the board, how elected—term of office—compensation of clerk and treasurer—to elect school superintendent.
- Section 8. Power of board of education—quorum.
- Section 9. Duties of president—duties of clerk—[duties of treasurer—duties of school superintendent.]
- Section 10. To appoint examiners and grant certificates.
- Section 11. Board to establish public schools.