

In counties whose population according to the last completed state or national census, is less than forty-five thousand, the salary of the county attorney shall be fixed by the county board not exceeding two thousand dollars per year; and not less than one thousand dollars per year; if dissatisfied with the amount so fixed, any county attorney may appeal to the district court within thirty days by filing with the auditor a notice thereof. The court, either in term or vacation, and upon eight days notice to the chairman of the board, shall hear such appeal and summarily determine the amount of such salary for the term of office by an order, a copy of which shall be filed with the auditor.

In counties whose population is forty-five thousand or more and less than seventy-five thousand, the salary shall be two thousand five hundred dollars per year, which shall be paid monthly by the county. The provision of this act shall not apply to counties having more than seventy-five thousand inhabitants.

Approved April 18, 1911.

CHAPTER 215—H. F. No. 921.

An Act repealing chapter two hundred forty-six (246) of the Special Laws, 1885, entitled "An Act limiting and regulating the salaries of the county auditor and treasurer of the County of Carver."

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

Chapter 246 S. L. 1885 repealed.—Section 1. That chapter two hundred forty-six (246) of the Special Laws of Minnesota for 1885 passed at the regular session of the year 1885, be and the same is hereby repealed.

Approved April 18, 1911.

CHAPTER 216—H. F. No. 1024.

An Act relating to the salaries of county superintendents, appointment of assistant superintendents, their salaries, and repealing sections 600 and 1387 of the Revised Laws of 1905.

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

Salary of county superintendents.—Section 1. Salaries of county superintendents, except as hereafter provided shall be fixed by the county board, and shall not be less than a sum equal to fifteen dollars (\$15) or twelve dollars and fifty cents (\$12.50) as herein provided for each organized public school in the county,

to be reckoned pro-rata for the year from the time when a new school, organized in any district, begins. It shall be fixed at not less than fifteen dollars (\$15) for each public school in the county, until the salary, reckoned on that basis, reaches one thousand dollars (\$1,000), and in counties where the salary, reckoned at fifteen dollars (\$15) per school, shall exceed one thousand dollars (\$1,000) it shall be reckoned on the basis of not less than twelve dollars and fifty cents (\$12.50) for each public school in the county, until the salary reaches two thousand dollars (\$2,000) but in no county shall the salary, reckoned on the basis of twelve dollars and fifty cents (\$12.50) for each school, be less than one thousand dollars (\$1,000). *Provided*, that when one or more school districts are hereafter discontinued in any county as a result of consolidation, the salary shall be reckoned on the basis of the number of schools before such consolidation was made. In any county, except as otherwise provided in this act, the salary of the county superintendent may be fixed by the county board at such sum higher than two thousand dollars (\$2,000) as the county board shall determine.

The provisions of this section shall apply to all counties in this state excepting (1) those having a population of one hundred and fifty thousand or more, in which the salary of the county superintendent and the appointment and salary of his assistant shall remain as now fixed by law referring to such counties, and (2) other counties where the salary of county superintendent is now fixed by special law in which last-named counties the salary of the county superintendent shall be as fixed by such special law, but all other provisions of this act shall apply to such last-named counties.

The term school as used in this act shall be understood to mean a school building in which a public school is held.

Postage and express bills to be paid by county.—Sec. 2. The county board of each county shall pay itemized and verified bills for postage used in official correspondence and in forwarding official documents, express, telegraph and telephone charges in official business, necessary bills for printing notices, circulars, lists of questions, annual and term reports required in the proper grading of schools, or such reports and classification records as may be required by the state superintendent, together with necessary stationery in the examination of teachers and pupils and for official correspondence; also the local expenses in connection with teachers' institutes and training schools and for conducting teachers' examinations.

Selection of assistant superintendent and fixing of salary.—Sec. 3. In counties containing not less than seventy-five nor more than one hundred and twenty-four schools, the county

superintendent is authorized to appoint an assistant superintendent, to be paid by the county at the rate of three dollars a day and necessary traveling expenses for each day of actual service, such service to be limited to forty days in each year and one day additional for each school above seventy-five and up to one hundred and twenty-four schools. In counties having one hundred and twenty-five schools, but less than two hundred and forty, the county superintendent shall appoint one assistant, and in counties having two hundred and forty schools or more, he shall appoint two assistants, and the assistant or assistants shall give their entire time to their duties as such assistant superintendents and shall serve during the pleasure of the superintendent. The salaries of assistants appointed to serve for full time shall be fixed by the county board at not less than six hundred dollars (\$600) nor more than fifteen hundred dollars (\$1,500) per annum. Assistants so appointed to serve for full time shall have had at least eighteen months experience in public schools, and be the holder of teachers' certificates equivalent to diplomas from a Minnesota normal school, except that in counties having two assistants it shall be sufficient if one of them possesses the teaching experience and the certificate herein referred to. Any assistant, at the time of his appointment, may or may not be a resident of the county for which he is appointed. In each case the assistant county superintendent shall assist the superintendent in the performance of his general duties, as directed, and report to him.

Sec. 4. Sections 600 and 1387, Revised Laws of 1905, and all other acts and parts of acts inconsistent with the provisions of this act, are hereby repealed.

Sec. 5. This act shall take effect and be in force from and after January first, 1912.

Approved April 18, 1911.

CHAPTER 217—S. F. No. 54.

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An Act to amend section 1171, Revised Laws of 1905, relating to establishing, altering, or vacating town roads.

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

Altering town roads.—Section 1. That section 1171, Revised Laws of 1905, be and the same is hereby amended so as to read as follows:

Section 1171. Any town board may alter or vacate a town road or establish a new road in its town upon a petition of not less than eight voters of the town, who own real estate, or oc-