

CHAPTER CI.

An Act to create an independent school district in Olmsted county. March 9, 1867

- SECTION 1.—Constitutes school district trustees to be a body corporate.
- 2.—Board may hold lands, etc.
- 3.—When board elected—how—term of office.
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- 5.—Duties of secretary.
- 6.—Treasurer to give bonds.
- 7.—Duties of treasurer.
- 8.—Powers of board of trustees.
- 9.—Board of trustees to regulate time of holding schools—tax to be levied
- 10.—Trustees may call meetings for certain purposes.
- 11.—Board may issue bonds.
- 12.—Bonds not to be negotiated for less than par value.
- 13.—District to be subject to general school laws.
- 14.—When act to take effect.

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

SECTION. 1 That all of that territory consisting of the south half of section twenty-five and twenty-six, the east half of section twenty-eight, the east half of the east half of section thirty-three and all of section twenty-seven, thirty-four, thirty-five and thirty-six, in township one hundred and six, range thirteen, in the county of Olmsted and state of Minnesota, shall constitute and compose one school district known by the name and style of the district of Marion, and shall be controlled and governed by six trustees, four of whom shall constitute a quorum for the transaction of business, who shall form a body corporate of the name of the board of trustees of the district of Marion, and as such and by such name have perpetual succession, sue and be sued in all the courts of this state having competent jurisdiction.

Constitutes body
corporate

SEC. 2. Said board shall have power and are authorized to hold all title to lands and other property be-

Powers of board longing or accruing to said district in its corporate name for school purposes, and hold or convey the same for the use of said district and succeed to all rights and be subject to all liabilities incurred by the same.

When trustees elected SEC. 3. The board of trustees shall be elected on the last Saturday of March, A. D. 1867, at the usual place of holding the election in the township of Marion, at two o'clock P. M. of that day, by a majority of the legal voters of said district voting thereat, two of whom shall hold their office one year, two shall hold their office two years, and two shall hold their office for three years, and annually thereafter, at such place as the trustees shall direct in said district, two trustees shall be elected and hold their office for three years and until their successors are elected and qualified.

Provides for organization SEC. 4. Said board of trustees shall, on the first Tuesday following their election, meet at the place of holding their annual meeting, and organize by choosing one of their number president, one secretary, and one treasurer, who shall hold their office for one year and until their successors are elected and qualified. The president shall preside at all meetings of the board when present, shall sign all orders or bonds authorized by the district to be issued, and perform all other duties appertaining to him as president of the board of trustees.

Duties of secretary SEC. 5. The secretary shall act as clerk of the board, and call all meetings directed by them, and discharge all the duties of clerk of district under the general school law of this state, not incompatible with the provisions of this act. He shall keep all accounts of the district, debits and credits, record of all the meetings, shall make the proper returns of the names of persons, male and female, between the ages of five and twenty-one years, to the auditor of the county, in order to draw the appropriation of school money according to the general school law of this state.

Treasurer to give bond SEC. 6. The treasurer, before entering upon his duties, shall give a bond to the board of trustees for double the amount of money, as near as can be computed, that shall come into his hands during the year, with security to the satisfaction of the board for the faithful discharge of his duties; such bond shall be deposited with the clerk of the board.

SEC. 7. Said treasurer shall receive all money coming from the county treasurer, or from any other source, belonging to said district, and pay out the same upon the order of the board of trustees, signed by the president and countersigned by the secretary, and shall keep an account of each fund in his hands separate, and shall each year, within three days previous to the annual election in said district, file with the clerk of said district a statement of the moneys by him received and from what source, of moneys paid out and to whom and for what purpose, and deliver over to his successor in office all moneys, books and papers in his hands when directed by the board.

Duty of treasurer

SEC. 8. The board of trustees, shall have power, and it shall be their duty, to establish and organize such school or schools and grade the same, alter and discontinue them, as in their judgment shall be for the best interest of the education, comfort and convenience of the pupils, to superintend, control and manage in all respects the schools in said district, may direct what books shall be used and what pupils may attend; but may suspend for bad conduct any pupil for the term of thirty days or less, but said schools shall be free for all persons between the ages of five and twenty-one years.

Powers and duty of board of trustees

SEC. 9. The board of trustees shall determine the time a school or schools shall be taught in said district, (but not less than six months in each year) to cause all taxes to be levied that may be voted by the electors of said district, not exceeding two thousand five hundred dollars, in any one year; to purchase sites, build school house or houses, sell or exchange the same or repair them, lease, hire or purchase grounds or buildings, contract and pay teachers, and defray the necessary expenses and have general control of all the schools in said district.

Terms of school, tax to be levied

SEC. 10. Whenever the said board of trustees deem it necessary to purchase or erect a school house or houses for said district, or to purchase sites for the same, or to levy a tax for any purpose, they shall call a meeting of the legal voters of the district by giving ten days notice of the time, place and object of said meeting by posting up written or printed notices of said meeting in five of the principal places in said district,

Board may convene meeting of electors

and said meeting may determine, by a majority of those voting thereat, the amount of money so to be levied and for what purpose; the same to be levied and collected as other taxes are levied and collected in said county; *Provided*, That no more than twenty-five hundred dollars shall be levied in any one year.

May issue bonds

SEC. 11. The board of trustees shall have power to issue bonds or orders of the district in such amounts and at such periods as may be directed by a majority of the legal voters in said district voting at any legally called meeting for that purpose, said bonds or orders payable at such time and at such rate of interest as said meeting may determine, not exceeding twelve per cent. per annum, payable annually, which bonds or orders shall be signed by the president and countersigned by the secretary.

How negotiated

SEC. 12. No bonds or orders issued under the authority of this act shall be negotiated by said board or by any person for them for less than their par value, nor shall the proceeds thereof be used or appropriated for any other purposes other than purchasing sites for school houses, or building and furnishing school houses in said district.

District, how governed

SEC. 13. Said district shall be governed by and be subject to the general school laws of this state in all particulars except so far as they may be altered by this act.

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

Approved March 9, 1867.