

CHAPTER LVIII.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT FOR THE SUPPORT AND BETTER REGULATION OF COMMON SCHOOLS OF THE TOWN OF SAUK CENTRE."

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

SECTION 1. That section one of chapter ninety-two of the special laws of the year one thousand eight hundred and sixty-nine, be amended so as to read as follows :

Section 1. That all that part of the town of Sauk Centre, in the county of Stearns, hereinafter described, to-wit: the south-west quarter of the north-east quarter, the west half of the south-east quarter, the south-west and lots number two (2), three (3) and four (4) of section number three (3), all of section number four, (4) the east half of section five (5), the east half of section eight (8), all of section nine (9), the north-west quarter and the south-west quarter and the west half of the north-east quarter, and the west half of the south-east quarter of section ten (10), the north-west quarter of section fifteen (15), the north half of section sixteen (16), and the north-east quarter of section number seventeen (17), all in township number one hundred and twenty six (126) north, of range number thirty-four (34) west of the fifth principal meridian, shall from and after the last Saturday in March, one thousand eight hundred and sixty-nine, constitute in law one separate and independent school district.

SEC. 2. That section four (4) of chapter ninety-two of the said special laws of the year one thousand eight hundred and sixty-nine, be amended so as to read as follows :

Sec. 4. The persons elected to the office of directors shall before entering upon the duties of said office, and within ten days after their election, each 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 ten 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 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 said office and the due and lawful disbursement of the money that shall come into his hands as such treasurer, 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, and also to make a detailed report of the receipts and expenditures of the said board at least ten days before each annual election. Said report shall be filed with the secretary of said board and published at the expense of said district, in a newspaper published at the said town (if there be one published in said town) at least once before said annual election, and said bond shall be filed in the office of the clerk of said board. The said directors so organized and qualified, and their successors in office, shall be a body politic and corporate in law by the name of "The board of education of the town of Sauk Centre," 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 money that shall come into the treasury thereof, and no money 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.*

SEC. 3. That section seven of said chapter ninety-two of the special laws of the year one thousand eight hundred and sixty-nine, be amended so as to read as follows :

Sec. 7. 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 the 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 studies 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 for in the primary department, and are requisite to a respectable English education, and in the high school department the higher English branches.

SEC. 4. That section thirteen of said chapter ninety-two of the special laws of one thousand eight hundred and sixty-nine be amended so as to read as follows :

Sec. 13. 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 records shall be authenticated by his signature and carefully to preserve the said records 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* evidence of the matters therein stated. And 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 out and publish, at the expense of said district, at least ten days before each annual election in a newspaper published in said town (if any there be) a statement of all outstanding indebtedness of said district, and the amount of orders drawn on the treasurer and countersigned by him during the current year, and make and transmit annually such reports as are required by the general laws of this state relating to common 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.

SEC. 5. That section fourteen of said chapter ninety two be amended so as to read as follows :

Sec. 14. 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, or whenever ten legal voters of said district shall in writing request them so to do, they shall call a meeting of the legal voters of said district by giving at least ten days' notice of the time and place and object of said meeting by publishing the same in *some newspaper printed in said town of Sauk Center, or if there be none, then by posting three copies of such notice in three public places in said district, and said meeting may, by a majority vote of the electors present, determine upon the erection or 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 ; and the board may also, in pursuance of a vote of the electors at any annual or duly called special meeting thereof issue bonds or orders of the said board for such amounts and upon such terms of payment and interest as shall be determined by such vote for any of the purposes specified in this section, and may provide for the payment thereof and the interest thereupon, as the same shall become due by tax upon the taxable property of said district in the same manner as is hereinbefore provided for incidental expenses.*

SEC. 6. This act shall take effect and be in force from and after its passage.

Approved March 6, 1873.

CHAPTER LIX.

AN ACT TO AUTHORIZE THE BOARD OF TRUSTEES OF SCHOOL DISTRICT NUMBER THIRTY-TWO, IN THE TOWN OF VIVIAN, WASECA COUNTY, TO ISSUE BONDS TO PAY JUDGMENT, &C.

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

SECTION 1. That the board of trustees of school district number thirty-two in the town of Vivian, Waseca county, be and the same are hereby fully authorized and required to issue three bonds of said district (with coupons) numbered respectively one, two and three, of equal amount, in the aggregate sufficient to fully pay a certain judgment docketed in Waseca county, October twentieth, A. D. one thousand eight hundred and seventy-one, against said district, and in favor of George W. Newell, of Rice county, Minnesota, in the sum of seven hundred and twenty-seven dollars and twenty-seven cents, with interest thereon from date of judgment at the rate of twelve per cent. per annum, said bonds to be issued and delivered to George W. Newell, payable to him or bearer as follows: Number one, four years from date; number two, five years from date; number three, six years from date. Each of said bonds bearing interest at the rate of twelve per cent. per annum, interest payable annually, which bonds and coupons shall be signed by the director and countersigned by the clerk of said board of trustees, and shall refer to this act as the authority for issuing the same.

SEC. 2. Cotemporaneously with the issuing and delivery of said bonds as provided in the first section of this act, said George W. Newell shall execute and deliver to said board a discharge in writing of his said judgment, and said bonds are hereby created and made a lien upon the real estate in said district subject to be taxed for school purposes.

SEC. 3. Said board of trustees is hereby authorized, and it is hereby made its duty and their successors, on or before the tenth day of October next after the date of said bonds, and on or before