SECTION 1. That section nine of an act entitled an act to provide for the management and government of common schools and school districts, repealing all general laws relative thereto, approved March seven, eighteen hundred and seventy-three, be amended by striking out at the end of said section, the words : " *Provided, further,* That the county commissioners of such organized counties as contain nominal school district in which officers shall not be elected within one yeur after their

Repeal of proviso of former law—defining size of school district—relative to special tax.

formation, or territory not embraced in any school district, shall set off and attach all such territory to existing organized districts adjoining," and by inserting in place thereof the words : " *Provided further,* That no school district shall include a larger territory than thirty-six square miles ; and no special school taxes shall be levied or collected upon any real estate situated more than five miles distant, or upon any personal property taxed to any person residing in such school district, and more than five miles distant from the school house, or proposed site for school house, for the construction or repairs of which, or payment of principal or interest of bonds issued on account of which, or for the support of schools in which such special tax is levied."

When act to take effect.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved March 5, 1875.

CHAPTER XXI.

AN ACT TO AMEND SECTION TEN OF CHAPTER ONE, GENERAL LAWS OF EIGHTEEN HUNDRED AND SEVENTY-THREE, ENTITLED "AN ACT TO PROVIDE FOR THE MANAGEMENT AND GOVERNMENT OF COMMON SCHOOLS AND SCHOOL DISTRICTS."

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

SECTION 1. That section ten of chapter one general laws of eighteen hundred and seventy-three, be and the same is hereby amended by adding to the said section the following: "*Provided,* That any vacancy exists and the remaining members of

Special meeting may be called to fill vacancy in board.

the board neglect or fail to fill it by appointment within ten days after its occurrence, a special meeting of the district to fill such vacancy or vacancies may be called as in the case of the organization of a new district, the notices for which, signed by the [three] freeholders or householders, shall set forth the business the meeting is called to transact; and the officers

elected at such meetings shall hold the office to which they are elected during the unexpired current term of the office to which they are severally elected and until their successors are elected and qualified."

ᒐ Approved February 24, 1875.

CHAPTER XXII.

AN ACT TO AMEND SECTION THIRTY-FOUR, CHAPTER ONE, TITLE ONE OF THE GENERAL LAWS OF EIGHTEEN HUNDRED AND SEVENTY-THREE, RELATING TO PUBLIC SCHOOLS.

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

SECTION 1.   That the last proviso in subdivision sixth of section thirty-four of chapter one, title one of the general laws of eighteen hundred and seventy-three, relating to public schools be amended so as to read as follows :   *Provided,* The legal voters of any school district containing less than ten voters when lawfully assembled, not less than five being present, have power by a majority of the votes of those present to do and perform all the acts mentioned in the several subdivisions of the section, except that such meeting shall not vote a tax to exceed in amount two hundred dollars in any one year. *Power to levy tax—in what amount.*

SEC. 2.   This act shall take effect and be in force from and after its passage. *When act to take effect.*

Approved March 5, 1875.

CHAPTER XXIII.

AN ACT TO AMEND SECTION FIFTY-EIGHT OF TITLE TWO OF THE SCHOOL LAWS PASSED MARCH SEVENTH, A. D. EIGHTEEN HUNDRED AND SEVENTY-THREE, RELATING TO COUNTY SUPERINTENDENTS.

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

SECTION 1.   That section fifty-eight of title two of the school laws of Minnesota, entitled an act to provide for

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