

repetition, any new matter not inconsistent with the complaint, constituting a defense to such new matter in the answer, or he may demur to an answer containing new matter when upon its face it does not constitute a counter-claim or defense, and the plaintiff may demur to one or more of such defenses or counter-claims, and reply to the residue in the answer."

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

Approved February 13, 1879.

CHAPTER 16.

AN ACT TO AMEND SECTION THIRTY-FOUR (34) OF CHAPTER FIVE (5) OF THE GENERAL STATUTES RELATING TO THE DISTRIBUTION OF LAWS AND DOCUMENTS.

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

SECTION 1. That section thirty-four (34) of chapter five (5) of the General Statutes be amended by striking out the following words thereof, to wit: "and he shall furnish the Governor with such number of copies of each" and insert in place thereof the following words, to wit: "and he shall furnish the State Librarian with such number of copies of the printed laws, statutes, reports of the Supreme Court, Journals of the Senate and House of Representatives and public documents."

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

Approved March 3, 1879.

CHAPTER 17.

AN ACT TO AMEND SECTION FIVE (5) AND THIRTEEN (13) OF CHAPTER TWO (2) OF AN ACT TO ESTABLISH AND MAINTAIN A SYSTEM OF PUBLIC SCHOOLS IN THE STATE OF MINNESOTA, BEING CHAPTER SEVENTY-FOUR, (74) GENERAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SEVEN (1877).

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

SECTION 1. That section five (5) of chapter two (2) of an act to establish and maintain a system of public schools in the State of Minnesota, be amended to read as follows:

Section 5. The director, treasurer and clerk of each common school district shall constitute a board of trustees, and any two of such board may make any contract, or perform any act, which the board as such is authorized to make or per-

Board of
trustees, how
constituted.

Powers and
duties of board

form (except as provided in section fifteen of this chapter; but no contract shall be made or authorized without due notice to all the members of the board, at a meeting called for that purpose.) The board of trustees shall have the general charge of the interests of schools and school houses in their district, shall lease or purchase, in the corporate name of the district, a site for a school house, designated by a majority of the legal voters of the district; shall build, hire or purchase a suitable school house with the funds provided for that purpose, and when directed by a majority of the qualified voters at any legal meeting of the district, may sell or exchange any such site or school house; but the site for a school house shall not be changed after having been designated, unless at least two-thirds of the legal voters of the district vote in favor of the change.

SEC. 2. That section thirteen (13) of said chapter two, (2) be amended to read as follows:

Hiring of
teachers, etc.

Section 13. The board of trustees at a meeting called for that purpose, shall hire, for and in the name of the district, such teachers only as have certificates of qualification, and make written contracts with such teachers, specifying the wages per month, and time employed as agreed upon by the parties; and file such contracts in the office of the Clerk; (but no contract shall be made with any teacher who is related by blood or marriage to any member of the school board, without the concurrence of all the members of the board of trustees, by vote duly entered on the Clerk's record of proceedings.) *Provided*, That the term "month," wherever it occurs in any section of this act, shall be construed to mean four weeks of five days each.

Providing fuel,
etc.

The trustees shall provide fuel for the schools of the district; if the voters of the district make no provision for fuel at their annual meeting, shall furnish all things necessary for the school house during the time a school shall be taught therein, which shall be at least three months in each school year, and such further time as the district by vote may direct. Every teacher shall procure a register for his school from the clerk of the district, keep a daily record of attendance, and of such other matters as may be required in such register, and receive all persons sent to him between the ages of five and twenty-one years residing in the district, and such other persons as may attend school under any arrangement with the board of trustees.

Teacher to
keep record of
attendance.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved March 4, 1879.