

the board of county commissioners thereof shall pay for the repair and maintenance of said ditch or watercourse out of the lake improvement fund and shall not assess the expense thereof upon the adjoining lands.

Sec. 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

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

Approved March 28, 1907.

1907 C 76
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CHAPTER 76—H. F. No. 327.

07 C 76
09 - - 309

An Act entitled, "An act to create county boards of education for unorganized territory within the state, and to define their scope and powers."

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

Provision for education in unorganized territory.—Section 1. The power of providing for the education of children of school age residing in any unorganized territory within the State of Minnesota, shall be vested in the county board of education for unorganized territory of the county where such unorganized territory is situated.

County board, how constituted.—Sec. 2. The chairman of the board of county commissioners, the county superintendent of schools, and the county treasurer shall, ex-officio, compose the county board of education for unorganized territory in each county within the State.

Term of board.—Sec. 3. The chairman of the county board of commissioners shall be the chairman of the county board of education; the county treasurer shall be the treasurer of said board; the county superintendent of schools shall be the clerk of said board of education.

When to meet.—Sec. 4. The county board of education for unorganized territory shall meet on the first Monday of each month at the county seat for the purpose of transacting the business of said board, consider petitions, reports from teachers, audit and pay bills, etc.

Duty of clerk.—Sec. 5. It shall be the duty of the clerk of the county board of education to make to the state superintendent of schools reports similar to those made by the county superintendent in case of organized districts, and to the county auditors reports similar to those made by the clerk of organized districts.

Taxes levied for schools and furniture.—Sec. 6. The said board of education shall, annually, on the third Saturday of July, make a levy on all property situated in unorganized territory of the county for the purpose of providing schools, teachers, transportation of pupils, board of pupils, text-books, apparatus, school supplies, etc., for the education of children residing within such territory. This tax levy shall be known as the special unorganized school levy, and it shall be so spread on the tax lists by the county auditor.

Duty of board as to school houses, etc.—Sec. 7. It shall be the duty of the said board to furnish school facilities to every child of school age residing in any part of said unorganized territory, either by building school houses, leasing school room, transporting said children to the nearest school, boarding said children within convenient distance from a school at the expense of said board, or otherwise, and to provide necessary supplies, text and library books.

Power of board.—Sec. 8. When not otherwise provided in this act, the powers and duties of said board of education of unorganized territory shall be the same as those of school boards and annual meetings of common school districts.

Organization of school district.—Sec. 9. When, in the opinion of the said board, it shall appear that any territory enjoying the privileges of unorganized territory should be organized into a common school district, the said board shall notify the county board, which shall cause notice of hearing thereon to be given and otherwise proceed as provided by law for organization of common school districts.

Approved March 28, 1907.