

*hereafter having an assessed valuation, including money and credits, of not less than \$8,000,000 and not more than \$11,000,000 and which counties now have or may hereafter have a population of not less than 17,000, and not more than 19,000 inhabitants, according to the census last taken, and repealing inconsistent acts.*

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

**Section 1. Mileage and clerk hire for county superintendent of schools, in certain counties.**—The County Superintendent of Schools in any county of this State now or hereafter containing not less than 16, and not more than 18 whole or fractional townships, which has an area of not less than 500 square miles or more than 600 square miles, and now or hereafter having an assessed valuation, including money and credits, of not less than \$8,000,000 and not more than \$11,000,000, and which counties now have or may hereafter have a population of not less than 17,000 and not more than 19,000 inhabitants, according to the census last taken, shall be allowed annually such sum for clerk hire as the County Board of such County shall determine, but shall not be less than the sum of \$800.00 per annum.

**Sec. 2. Inconsistent acts repealed.**—All acts or parts of acts inconsistent herewith are hereby repealed.

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

Approved March 25, 1939.

---

#### CHAPTER 86—S. F. No. 333

*An act to provide for primary elections in certain independent school districts, and to provide for the method and procedure of holding such primary elections, and for the compensation to be paid the election judges and clerks thereof.*

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

**Section 1. Primary elections in certain school districts.**—Any independent school district, consisting of one township having a population of not less than 4500 nor more than 6000 inhabitants, and having two organized villages within its boundaries, may hold an election of nominees, hereinafter designated as the "primary election" for the purpose of nominating candidates for school offices, and such school district may

adopt said "primary election" by either one of the following methods:

1. By resolution adopted by a two-thirds vote of the governing board of said independent school district; or

2. By a petition signed by at least 10 per cent of the legal voters of said independent school district, addressed to the governing body of said independent school district, requesting that said governing body submit to the voters of said district for determination, the question as to whether said independent school district shall have a primary election system for the purpose of nominating candidates for school offices within said independent school district at a special election to be held for that purpose. Within 15 days after receiving such petition the governing board of any independent school district coming within the provisions of this act shall provide for such special election and shall give not less than 10 nor more than 15 days posted and published notice thereof. The form of the question to be voted on at said special election shall be as follows: "Shall independent school district no. . . . . of the county of . . . . . adopt the primary election system for the nomination of candidates for school offices?" If a majority of the votes cast at such special election shall be in favor of said proposition, then the primary election system shall be deemed to be in force and effect in said school district.

**Sec. 2. Date of primary.**—The primary election in school districts adopting the primary election system shall be held not less than 10 days nor more than 15 days preceding the general school election, the particular date to be determined at least 30 days before such election by the governing board of such school district. The clerk of such governing board shall give at least 10 days posted and published notice of the time and place of holding such primary election, of the hours during which the polls will open, and of the offices for which candidates are to be nominated. All voting at the primary shall be by ballot and such voting shall be carried on in all election districts established in such school district. The clerk of the governing board of such school district shall, at least one week before the primary election, cause to be published a sample of the school primary ballot in the official newspaper of such independent school district, or if there is no newspaper published therein, then in any newspaper of general circulation in said school district, and a copy of said sample ballot shall be filed for public inspection in the office of the said clerk. Judges and clerks for such election shall be named by the governing

board of said school district in the same manner as such judges and clerks are named for the general school elections held in such districts. The judges and clerks of such primary elections shall certify the results of said primary elections to the governing body of said school districts, which shall forthwith canvass the vote and issue certificates of nomination to the two candidates for each office receiving the highest number of votes, provided however, that when two or more persons are to be elected to the same office at the general election that the number of certificates of nomination issued to successful candidates shall not exceed twice the number of such persons to be elected for the same office at the general election. Thereafter the names of the successful candidates receiving such certificates of nomination shall be placed on the ballot for the general election.

**Sec. 3. Filing of candidates—Fees.**—Not more than thirty days nor less than twenty days before the primary election any party eligible and desirous of having his name on the ballot to be used at the primary election as a candidate for any school office, shall file his affidavit with the clerk of the governing board of said school district, stating his residence, that he is a qualified voter of said independent school district and the office for which he desires to be a candidate. Upon payment by such candidate of \$1.00 to the said clerk, the clerk shall place the name of such candidate upon the ballot to be used at such primary election to be held in said independent school district.

**Sec. 4. Compensation of judges and clerks.**—The judges and clerks of election shall receive the same compensation as is provided by law for the judges and clerks of the regular elections held in said school districts.

**Sec. 5. Primary election laws to apply.**—Except as expressly provided herein, the general laws relating to the holding of school elections in independent school districts shall apply to primary elections held under the provisions of this act.

Approved March 25, 1939.

---

#### CHAPTER 87—S. F. No. 262

*An act permitting the Clerk of the District Court in any County in this State having a population of at least 250,000 inhabitants and an area of more than 6,000 square miles to use a flexible plaintiff's and defendant's index to court records.*