

THE *J. Rogers*
GENERAL STATUTES

OF THE

STATE OF MINNESOTA:

REVISED BY COMMISSIONERS APPOINTED UNDER AN ACT APPROVED FEBRUARY 17, 1868, AND
ACTS SUBSEQUENT THERETO, AMENDED BY THE LEGISLATURE,
AND PASSED AT THE SESSION OF 1866.

TO WHICH

THE CONSTITUTION OF THE UNITED STATES, THE ORGANIC ACT, THE
ACT AUTHORIZING A STATE GOVERNMENT, AND THE
CONSTITUTION OF THE STATE OF MINNESOTA,

ARE PREFIXED;

AND A LIST OF ACTS PREVIOUSLY REPEALED,

A GLOSSARY, AND INDEX, ARE ADDED.

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the Laws of 1866.

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CHAPTER XXXV.

CHARITABLE INSTITUTIONS.

SECTION

AGRICULTURAL COLLEGE.

1. Agricultural college established.
2. Instruction to be given in agriculture and sciences connected therewith.
3. Branches of instruction.
4. Full course of study, four years—partial course may be adopted.
5. College board shall regulate scholastic terms and payment of tuition.
6. Agricultural college board—how constituted—vacancy—how filled.
7. Board to have management of farm and college.
8. Shall make rules and choose officers.
9. Shall erect buildings and maintain schools—power to incur debts.
10. Secretary to keep record and account. To make report to governor annually.
11. Board shall choose faculty and fix salaries.
12. Faculty—who compose. Their powers and duties.
13. Certain lands in McLeod county to constitute fund for use of college.

SECTION

14. Lands may be sold—when and how. Proceeds of sales—how expended.
 15. Interest on proceeds of college lands—how applied.
 16. Governor to certify to erection of buildings and obtain perfect title to lands donated.
- INSTITUTE FOR THE DEAF, DUMB AND BLIND.
17. Institute—where located.
 18. How controlled. Board of directors—their term of office.
 19. Board shall annually elect officers.
 20. Powers of directors.
 21. Treasurer—his duties and compensation.
 22. Compensation of directors.
 23. Treasurer to give bond.
 24. Money—how drawn.
 25. Who are entitled to instruction and on what terms.
 26. Board of directors to make report—what report shall contain.

TITLE I.

AGRICULTURAL COLLEGE.

Agricultural college established.

SECTION 1. There shall be established an agricultural college on so much of section sixteen, in township one hundred and fifteen, range twenty-eight, as may be purchased by the state, and on all lands adjacent, that have been or may be donated, not less than four hundred and eighty acres, under the name and title of "The Agricultural College of Minnesota."

Instructions to be given in agriculture and the sciences connected therewith.

SEC. 2. The design of said institution is to afford thorough instruction in agriculture and the sciences connected therewith, and for that purpose the institution shall combine physical with intellectual education, and shall be a high seminary of learning, in which the graduates of both sexes of the common schools can commence, pursue and finish a course of study terminating in thorough theoretic and practical instruction in those sciences and arts which bear directly upon agriculture and kindred industrial pursuits.

Branches of instruction.

SEC. 3. The course of instruction shall embrace the English language and literature, mathematics, civil engineering, agricultural chemistry, animal and vegetable anatomy, physiology, the veterinary art, entomology, geology, political, rural and household economy, horticulture, moral philosophy, history, book-keeping, and especially the application of science and the mechanic arts to practical agriculture.

Full course of study, four years—partial course may be instituted.

SEC. 4. A full course of study shall embrace not less than four years. The agricultural college board may institute a partial course for students who do not desire to receive the full course. They may also adopt such courses of lectures as they deem best.

College board shall regulate scholastic terms and payment of tuition.

SEC. 5. The board shall determine the time of commencing and the length of the scholastic term or terms for each year, and the number of hours, which shall not be less than two nor more than four daily, and which may be different at different seasons of the year, that shall be devoted by each student to labor; and shall make such rules in regard to

1868-24

the payment of tuition as they deem most conducive to the interests of the institution, until appropriations for its support are sufficient without the payment of tuition.

SEC. 6. A board is hereby constituted and established which shall be known as "The Agricultural College Board," consisting of the governor, the secretary of state, and the president of the state agricultural society, who shall be ex-officio members of the board; and four members to be elected by the legislature as follows: one member of said board to be elected annually for the term of four years. Any vacancy may be filled by a majority of the members of the board, and a majority shall be a quorum for the transaction of business. Each member shall, before entering upon the duties of his office, take and subscribe the oath required by law. When the said board shall decide the number of students that may be accommodated, and receive instruction at such agricultural college, said students shall be equally apportioned among the various senatorial districts, and the senators and representatives shall recommend such young men as they in their judgment shall deem to be entitled to the privileges of education at such college.

Agricultural college board—how constituted.

Vacancy—how filled.

SEC. 7. The agricultural college board shall have the government, care and management of the farm and college, and direct the disposition and use of any moneys appropriated and donated to the college, or to which the college may at any time be entitled.

Board to have management of farm and college.

SEC. 8. Said board may fix the time and place of holding their meetings, and adopt rules for their own government not inconsistent with the provisions of this chapter. They shall choose from their own number a president and a treasurer. They shall choose a secretary, who may or may not be a member of the board as they shall determine. Said officers shall hold their offices two years from the last Wednesday of February, and till their successors are chosen.

Shall make rules and choose officers.

SEC. 9. Said board shall erect, provide and keep suitable and proper buildings, and establish and maintain schools therein, improve and furnish the farm, and adopt and execute such measures as they may deem necessary to secure the successful operation of the college, and promote its designed objects: *provided*, that they incur no expenses or debts beyond the moneys that may be appropriated or donated and within their immediate control for such purposes.

Shall erect buildings and maintain schools.

Power to incur debts limited.

SEC. 10. The secretary shall record all proceedings of the board and of the faculty; and all regulations and rules for the government of the college. He shall keep a careful account with each field, in connection with a plan of the farming lands in which shall be shown the manner and cost of preparing ground, the kind of crops, time of planting or sowing, condition, time and manner of harvesting, the labor devoted to each process and its cost, with cost of preparing and maturing crops for market, price for which it is sold, and such other matters as the agricultural college board shall require of him. The record shall, at all reasonable hours, be open to the inspection of any citizen of the state, and the secretary shall report to the governor, on or before the first day of December of each year, which report shall embrace the proceedings of the board, and the faculty and the condition and situation of the college and farm.

Secretary to keep record and account.

To make report to governor annually.

SEC. 11. Said board shall choose a president of the college and such professors, teachers, superintendents and employees as the necessities of the institution demand, who shall be paid such compensation as the board determine, and whose duties shall be prescribed by the board.

Board shall choose faculty and fix salaries.

SEC. 12. The president, professors and superintendents, and the secretary of the agricultural college board shall constitute the faculty. The faculty shall have the special charge of the college and farm, and shall,

Faculty, who constitute—their powers and duties.

with the consent of the board, make all needful rules and regulations necessary for the government and discipline of the same, regulating the routine of study, labor, meals, duties and exercises necessary to the preservation of morals, health and decorum.

Swamp lands in McLeod county set apart for use of college.

SEC. 13. All the swamp lands in McLeod county, donated to the agricultural college by act of the legislature approved March twelve, eighteen hundred and sixty-one, shall be deemed to be inviolably set apart and donated for the use and benefit of the agricultural college provided for in this chapter.

Said lands may be sold, when and how—proceeds of sales, how expended.

SEC. 14. Whenever the governor shall, upon the recommendation of the agricultural college board, deem the sale of a part or all of said swamp lands necessary, he shall order the commissioner of the state land office to sell the same, who shall, thereupon, proceed to have the same appraised and sold, in the same manner as school lands are now appraised and sold, except that such lands may be sold at or above any appraised value, not less than two and one-half dollars per acre; and all moneys arising from such sales shall be deposited in the office of the state treasurer, subject to the order of the agricultural college board, and be drawn and expended in such manner as they may direct: *provided*, that none of said moneys shall be expended for any other purpose than the erection of agricultural college buildings upon the farm herein referred to, or the improvement of the farm, or the endowment of the professorships of the college. And until said lands are sold they shall be under the control of the agricultural college board, and may be used for the benefit of the college, or may be rented, and the money arising therefrom used for the benefit of the college.

Money, how expended.

Interest on proceeds of college lands, how applied.

SEC. 15. The interest of all the moneys and proceeds arising from the sales of all the lands donated to the state of Minnesota by act of congress, approved July second, eighteen hundred and sixty-two, entitled "An act donating public lands to the several states and territories which may provide colleges for the benefit of agriculture and the mechanic arts," shall be applied and appropriated annually to the maintenance and support of the agricultural college of Minnesota, and the same shall be drawn from the state treasury upon the order of the president of the agricultural board, countersigned by the secretary of the board.

Governor to certify to erection of buildings, and obtain perfect title to lands donated.

SEC. 16. When the necessary buildings have been erected and the college provided, the governor shall certify the fact to the secretary of the interior, and see that the title to the lands donated by congress to the state, herein referred to, shall be perfected in the state.

1869-18-19

TITLE II.

INSTITUTE FOR THE DEAF, DUMB AND BLIND.

Institute—where located.

SEC. 17. There is established in the town of Faribault, in the county of Rice, an institution for the education of the deaf, dumb and blind, styled "The Minnesota Deaf, Dumb and Blind Institute."

How controlled.

SEC. 18. Said institution shall be controlled by a board of seven directors. The governor and superintendent of public instruction shall be two of the members of said board, ex-officio, and the remaining five shall be appointed by the governor, by and with the advice and consent of the senate; one for a term of one year, one for a term of two years, one for a term of three years, one for a term of four years and one for a term of five years, and thereafter at the expiration of the respective terms one

Who shall compose board of directors, their term of office.

director shall be appointed for a term of five years, and said directors so appointed shall hold their office during their respective terms, and until their successors are appointed and qualified. All vacancies in the office of said five last named directors shall be filled by appointment in like manner, as aforesaid.

SEC. 19. Said board of directors shall annually elect from their own number a president, secretary and treasurer.

Board shall annually elect officers.

SEC. 20. Said directors shall have the general supervision of said institution, shall prescribe rules for the government and management thereof, and generally perform all acts necessary to render the institution efficient for the purposes for which the same is established, to wit: the relief and instruction of the deaf mutes of this state, and shall also provide instruction for the blind, when it becomes necessary. Four of said directors shall constitute a quorum for the transaction of business.

Powers of directors.

SEC. 21. The treasurer shall safely keep and faithfully disburse all moneys belonging to or intrusted to said institution, shall perform the duties of steward, as defined by said board, shall render an exact and detailed account of expenditures on the first day of December, in each year, to said board, and whenever said board require, and shall perform all other duties required by the directors, according to the rules and regulations established by said board; and shall receive for his services a compensation to be fixed by said board, not exceeding one hundred dollars per year.

Treasurer, duties and compensation.

1874-1874

SEC. 22. No one of said directors, except said treasurer, shall receive any compensation for his services, but may be allowed reasonable traveling expenses incurred in attending the meetings of said board.

Compensation of directors.

1874-1874

SEC. 23. Said treasurer shall, before entering upon the duties of his office, give bond, with sufficient sureties, to be approved by the governor, in the sum of eight thousand dollars, payable to the state of Minnesota, and conditioned for the faithful discharge of his duties as treasurer, which bond shall be deposited with the secretary of state.

Treasurer to give bond.

SEC. 24. Any moneys now or hereafter appropriated or intrusted to said institution may be drawn from the state treasury at any time, upon the order of the board of directors, and the presentation of proper vouchers to the state auditor.

Money, how drawn.

SEC. 25. All deaf and dumb persons and all blind persons residing in this state, and of suitable age and capacity to receive instruction, shall be received and instructed in said institution, free of charge, upon the certificate of the judge of probate of the county where such parties reside, of the inability of the parents or friends of such person to defray the expenses of such instruction; and in all other cases, such persons shall be received and instructed upon such terms as the directors shall prescribe.

Persons entitled to instruction, and on what terms.

1867-12

SEC. 26. Within ten days preceding the meeting of each regular session of the legislature, the said board shall furnish to the governor a printed report of the action of the board, and an estimation of the expenses of the institution in all of its departments, together with a statement of the receipts and disbursements of funds, and during the first week of the session of the legislature, at least ten copies of said report shall be delivered to each member thereof. The said report shall show:

Board of directors to make report.

First. The names of the president and directors, secretary and treasurer, and of the president and teachers employed, with the compensation allowed to each.

Second. The names, ages and residences of the pupils, and the dates of their reception into the institution.

Third. The names, ages and residences of deaf mutes ascertained to be in the state, who have not attended the school.

Fourth. The names and residences of all other persons in the service of the institution, and their business and compensation.

Fifth. The statement of the accounts of the corporation, showing the amounts of money received and dates thereof, and its disbursements.

Sixth. Such a report from the president of the institution as is usually made from such institutions of other states.

1873-51 whole chapter changed

1869-10

1871-26

CHAPTER XXXVI.

EDUCATION.

SECTION

1. School districts declared bodies corporate.
2. May hold title to lands, &c., for school purposes.
3. Trustees shall take steps to perfect title to school lands.
4. Districts, how numbered.
5. New districts, how created—boundaries, how changed—districts, how united—parties aggrieved, how to proceed—duty of clerk when tax is voted—money, how drawn—number of scholars to be returned to auditor.
6. Districts created or changed by written order.
7. District officers, who are—notice of meeting to organize, how given.
8. Acceptance of office to be filed.
9. Neglect of official duty—penalty.
10. Trustees—their powers and duties.
11. Each trustee to visit schools in his district.
12. Trustees shall procure teachers.
13. Duties of director.
14. Duties of treasurer.
15. Treasurer shall give bond, which shall be filed—effect of failure to give bond.
16. Treasurer shall make report.
17. Duties of clerk.
18. Clerk shall give notice of meetings—special meetings, how called—what may be acted on at annual meeting.
19. Clerk shall make report to county auditor—report shall contain, what.
20. Clerk shall draw orders on treasurer—shall furnish register to each teacher.
21. Shall furnish auditor with attested copy of his record annually.
22. County auditor shall file record and levy tax—rate per cent.—shall send abstract to state superintendent—penalty for neglect—auditor's report shall contain, what.
23. Clerk failing to make report—penalty.
24. County auditor shall apportion school money.
25. County treasurer to pay over school money, when.
26. Powers of legal voters in school districts.
27. Taxes, how levied and collected.
28. County commissioners to appoint examiners of teachers.
29. Duty of examiner.
30. May re-examine teacher and revoke license.
31. Fees and compensation of examiners.
32. Every teacher to pass examination and receive certificate.

SECTION

33. Teacher to procure register—trustees may determine who may attend school from other districts, and expel scholars—penalty, for denial of admission and expulsion, in certain cases.
34. Teacher to be paid out of first money in treasury.
35. Tax, how levied and collected—fines set apart for use of schools—auditor to keep account with each district.
36. School lands exempt from taxation.
37. Existing rights not affected—attorney general to give opinion, when.
38. His decisions shall be published.
39. School districts entitled to public money, when—cities not affected by provisions of title 1.
40. Secretary of state is superintendent of public instruction.
41. He shall make annual report to legislature—report shall contain, what.
42. Shall send blanks to county auditors.
43. Shall distribute registers and forms.
44. Shall apportion school funds.

COUNTY SUPERINTENDENTS.

45. Counties may adopt system provided in title 2.
46. County superintendents of schools may be appointed—term of office—duties—oath.
47. Resolutions of board to be forwarded to state superintendent.
48. County superintendent, how removed.
49. Powers and duties of county superintendents.
50. Shall hold meetings in each commissioner district for examination of teachers.
51. Applicants to teach, how examined—superintendent to issue certificates and keep record.
52. County superintendent to make report, and receive blanks from state superintendents.
53. Compensation, how fixed and paid.

INDEPENDENT SCHOOL DISTRICTS.

54. Organization of independent school districts.
55. Notice of meeting to organize, how given.
56. Meeting, how conducted.
57. Directors, how chosen—term of office—oath to be taken and filed.
58. Directors to body corporate, styled "board of education of"—their powers and duties.
59. Board of education shall organize, how.
60. Compensation of clerk and treasurer.
61. Four members constitute quorum.
62. Vacancy, how filled.
63. Duties of county superintendent.