

CHAPTER 41.

AN ACT TO AMEND CERTAIN SECTIONS OF CHARTER THIRTY SIX (36), OF THE GENERAL STATUTES OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-EIGHT (1878), RELATING TO EDUCATION.

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

SECTION 1. That the last sentence in section nine (9), be amended to read: Such notice shall be served in the same manner provided in section eight (8) of this act, except that the same shall be made at least five (5) days before the time designated for such meeting.

Petitions may
be signed by
women.

SEC. 2. That proviso fourth (4th), section sixteen (16), be amended so as to read: *Provided*, fourth (4th), that petitions and remonstrances respecting the formation of school districts and changes in their boundaries may be signed by women who are freeholders in the district and are entitled to vote in its school meetings; and *provided further*, that all persons actually residents in the district upon said lands, which they hold under homestead or pre-emption, or under contract with the State of Minnesota, shall be deemed freeholders within the meaning of this act.

Who may
constitute a
board of
trustees.

SEC. 3. That section twenty-three (23) as amended March sixth (6th), one thousand eight hundred and seventy-nine (1879), be amended to read as follows: 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 perform, except as provided in section thirty-one (31) as amended March sixth (6th), one thousand eight hundred and seventy-nine (1879). But no contract shall be made or authorized without due notice to all the members of the board of a meeting of the trustees called for the transaction of such business. The board of trustees shall have the general charge of the interests of schools and schoolhouses in their district; shall lease or purchase in the corporate name of the district a site for a schoolhouse designated by the legal voters of the district; shall build, hire or purchase a suitable schoolhouse with the funds provided for that purpose, and when directed by the legal voters of the district at any legal meeting of the same, may sell or exchange any such site or schoolhouse.

Powers and
duties of board

SEC. 4. That section twenty-six (26) be amended by striking out of the eighth (8th) line the words "not to exceed twelve (12) per cent.," and inserting in place thereof the words "not to exceed ten (10) per cent."

SEC. 5. That section thirty-two (32) be amended by striking from the last part of proviso second (2d) the words "and have not come into the same for the purpose of attending school."

SEC. 6. That section twenty (20) be amended by adding the following: *Provided* second (2d), if an annual meeting is not held, or if for any reason a trustee is not elected to an office the term of which expires at the regular annual meeting of that year, the incumbent of such office shall hold over until the next annual meeting in the following year, and until his successor is duly elected at a regular annual meeting.

Trustees may hold over.

SEC. 7. That section fifty-three (53) be amended by adding the following: *Provided*, third (3d), that whenever any county will pay for two (2) weeks the salary and expenses of a person selected by the county superintendent of schools to give instruction in a teachers' institute for the county, and will provide free of charge to the State a suitable room for such institute, the Superintendent of Public Instruction shall supply and meet the expenses of an institute instructor to teach for two weeks in such institute, under the joint direction of himself and the superintendent of the county; the latter of whom shall make all necessary local arrangements for the institute, and preside at its sessions. *Provided further*, that the trustees or the board of education in any school district shall have power to permit any teacher in its school to attend a teachers' institute to be held in the county for a period of not more than two (2) weeks in any school year, and to continue the salary of the teacher while attending such institute.

Teachers' institutes.

Instructors—their compensation.

SEC. 8. That section sixty-one (61) be amended by striking out the clause commencing in the fifth (5th) line and reading "But if the number of such districts shall exceed one hundred (100), the compensation shall not be less than one thousand (\$1,000) dollars," and inserting in place thereof the words to be reckoned *pro rata* for the year, from the time of the commencement of the first school in the district.

SEC. 9. That section ninety-four (94) be amended by adding the following: *Provided third*, that the territorial limits of no independent district hereafter organized shall exceed six (6) miles square.

SEC. 10. That section ninety-seven (97) be so amended as to read: In case a majority of votes are cast in favor of organization under this provision for independent districts, the electors of said district shall assemble at the place where such votes were cast within twenty (20) days thereafter, of which at least ten (10) days' previous notice shall be given by said chairman and clerk in the manner aforesaid, and shall then and there choose by ballot six (6) directors, who shall hold their office until their successors are elected and qualified, as hereinafter provided, on the first (1st) Saturday of September, occurring more than twenty (20) days after the organization

Independent school districts.

Election of directors—terms designated on ballots.

of such district, there shall be chosen in the same manner six (6) directors, two (2) of whom shall serve for one (1) year, two (2) for two (2) years, and two (2) for three (3) years, and until their successors are elected and qualified; the time that each shall serve to be designated on the ballot, and annually thereafter on the first (1st) Saturday in September there shall be chosen two (2) directors whose terms of office shall be three (3) years, and until their successors are elected and qualified.

Normal school students.

SEC. 11. That section one hundred and thirty-seven (137) be amended to read as follows: There shall be no charge for tuition or for incidental expenses to the students of any Normal School who shall have filed with the principal thereof a declaration of intention to engage in the work of teaching in the public schools of this State for not less than two (2) years after his or her connection with said school shall cease. The board may fix such rates of tuition for pupils in the model school and for students not intending to teach as in their judgment may be equitable and just.

SEC. 12. This act shall take effect and be in force from and after its passage.

Approved March 7, 1881.

CHAPTER 42.

AN ACT TO AMEND SECTION TWO HUNDRED AND THIRTY-TWO (232), TITLE ELEVEN (11), CHAPTER EIGHT (8) OF GENERAL STATUTES OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-EIGHT (1878), RELATING TO COUNTY GENERAL SURVEYORS.

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

SECTION 1. That section two hundred and thirty-two (232), title eleven (11), chapter eight (8) of General Statutes of one thousand eight hundred and seventy-eight (1878), be amended so as to read as follows:

Section 232. The said surveyor may appoint such number of deputies as he thinks proper, who shall severally take an oath, for the faithful performance of whose duties he shall be responsible, and by himself or one of his deputies, execute all surveys which shall be ordered by any court, board of county commissioners, town supervisors or other public offi-

County surveyors may appoint deputies.