

schools, the length of time the schools have been taught during the preceding year, the number of male and female pupils who have attended each school, the average attendance during the session, the amount of public money received, the amount of special tax levied and the amount realized; the amount of moneys received from all sources, and whence derived; the manner in which all moneys have been expended; all moneys devoted to special purposes being separately stated in the report. The number of persons between five (5) and twenty-one (21) years of age residing in the district on the first (1st) day of the month immediately preceding the month in which the municipal election is held, and such other information as may be required by the board of education.

SEC. 12. The district shall be governed by the General School Laws of the State, in the manner of levying and collecting special taxes, and in all other matters not provided for in this act, and not inconsistent therewith.

SEC. 13. This act shall be deemed a public act, and shall take effect from and after its passage.

Approved March 5, 1881.

CHAPTER 170.

AN ACT relating to public schools in the village of Cannon Falls Goodhue county.

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

- Section 1. What constitutes said school district.
- Section 2. Transfer of all property and assets of independent school districts number eleven (11) and eighty-two (82) of counties of Goodhue and Dakota to said Cannon Falls school district.
- Section 3. How annual or special meetings are to be called.
- Section 4. When annual meetings shall be held.
- Section 5. Board of education—term of office—oath of office.
- Section 6. Vacancies, how filled.
- Section 7. Officers of the board, how elected—term of office—compensation of clerk and treasurer—to elect school superintendent.
- Section 8. Power of board of education—quorum.
- Section 9. Duties of president—duties of clerk—[duties of treasurer—duties of school superintendent.]
- Section 10. To appoint examiners and grant certificates.
- Section 11. Board to establish public schools.

- Section 12. To have safe keeping and control of school houses, lots, appurtenances, etc., of the district, to employ all teachers, qualifications of teachers.
- Section 13. Records may be inspected.
- Section 14. Manner of levying and collecting special taxes.
- Section 15. Duty of clerk when legal proceedings are instituted against said board.
- Section 16. Notices to be served, when required.
- Section 17. Repeal of acts inconsistent with this act.
- Section 18. Declared to be a public act; when act to take effect.

SECTION 1. That all that part of independent school district numbers eleven and eighty-two (11 and 82) in the counties of Goodhue and Dakota, contained within the present limits of district number eleven (11) in Goodhue county, is hereby incorporated as a school district for the regulation and management of the public schools in said district, and shall be under the direction and control of a board of education, and shall have the powers and be subject to the liabilities and limitations contained in this act. Said district shall be known and described as Cannon Falls school district, and shall not be subject to division or alteration by officers having jurisdiction of the formation and change of school districts.

SEC. 2. That said Cannon Falls school district is hereby declared to be the successor of said independent school district numbers eleven and eighty-two (11 and 82) of Goodhue and Dakota counties, and all property and assets of said independent school district are transferred to, and all liabilities are assumed and to be paid by said Cannon Falls school district.

SEC. 3. All annual and special meetings of said district for the choice of officers and transaction of business shall be called, noticed and held in pursuance of the general laws for common schools in the State of Minnesota, and all reports and other acts required by the general laws shall be done in accordance therewith, except as herein otherwise provided.

SEC. 4. All annual meetings of said district for the choice of officers and the transaction of business, shall be held on the third (3) Saturday in April of each year.

SEC. 5. That the board of education of said Cannon Falls school district shall consist of six (6) members, being resident voters of said district, who shall be chosen by ballot by the legal voters of said district, and shall be styled "The Board of Education for Cannon Falls school district," each of whom shall serve for the term of three (3) years, and until his successor is elected and qualified; two (2) of these members shall be chosen at the annual meeting to be held on the third (3rd) Saturday in April, A. D., one thousand eight hundred and eighty-one (1881), and two (2) shall be chosen in the same manner annually thereafter. The persons elected as hereinbefore provided shall, within five (5) days after their election, file in the office of the clerk of said district their several oaths as required by law. *Provided*, that the present officers and board of education of said inde-

pendent school district shall, from and after the passage of this act, constitute the officers and board of education of said Cannon Falls school district, and shall have and possess all the powers herein granted, and perform all the duties of such officers and board of education required by this act until their successors shall be elected and qualified; *Provided further*, that the term of office of the present board of education shall expire on the third (3rd) Saturday in April in eighteen hundred and eighty-one (1881), eighteen hundred and eighty-two (1882) and eighteen hundred and eighty-three (1883) respectively.

SEC. 6. Vacancies occurring in said board of education shall be filed by the board, such appointee to hold his office until the next annual meeting of the district, at which annual meeting there shall be elected a member of said board to fill the balance of such unexpired term.

SEC. 7. The board of education shall hold an annual meeting the first (1st) Saturday after the annual meeting of said district, at which time they shall, by ballot, elect from their number a president, a clerk who shall also be clerk of the district, and a district treasurer, who shall hold their offices, as such, for one (1) year, and until their successors shall be elected and qualified. The members of the board shall perform their duties without compensation, except that the clerk and treasurer shall receive such compensation as shall be fixed by the board. The board of education shall also elect, by ballot, a school superintendent, who shall hold his office during the pleasure of the board, and shall receive such compensation as may be fixed by the board. The superintendent shall be, ex officio, an honorary member of the board of education, but not entitled to a vote therein. The board may, for satisfactory reasons, remove any member or officer of the board and fill the vacancy. *Provided*, that no member shall be removed except by a concurrent vote of, at least, four (4) members of the board, and at a meeting of which he shall have been duly notified.

SEC. 8. The board of education, elected, qualified and organized as hereinbefore provided shall be clothed with all the powers and duties of a district board, under the general school law of the State of Minnesota, and such other powers as may be conferred on them by the provisions of this act. They shall transact the business of the district in the name and style of the board of education for the Cannon Falls school district, and all agreements, contracts, orders upon the treasurer for the payment of money, and other official papers and records, shall be signed by the president, and attested by the clerk. Four (4) members shall constitute a quorum necessary for the transaction of business. *Provided* that at least three (3) affirmative votes shall be necessary to the adoption of any measure.

SEC. 9. The president and clerk shall file in the office of the clerk of the district their written acceptance of office as such. The president shall preside at the meetings of the board, when present, and shall perform such other duties as the board may pre-

scribe, and in case of his absence, the board shall elect a president pro tem.

The clerk shall faithfully discharge all the duties imposed by the general laws of the State of Minnesota upon the district clerks; he shall attend all meetings of the board of education, keeping a record of all their doings, and shall perform such other duties as the board may prescribe. The treasurer shall file his official bond, and shall faithfully perform all the duties as prescribed for, and impose upon treasurers of school districts by the general laws for common schools in the State of Minnesota. The superintendent shall visit the schools of the district, and report the condition to the board as often as the board shall prescribe; he shall superintend the grading of the schools and examinations for promotion, and shall perform such other duties as the board may prescribe.

SEC. 10. Said board of education, within twenty (20) days after their election, shall appoint three (3) competent persons, citizens of said district, to serve with the superintendent, as school examiners of the public schools therein—one to serve one (1) year, one for two (2) years and one for three (3) years, from the time of their appointment and until their successors are appointed, and annually thereafter said board shall appoint one (1) examiner to serve for three (3) years, and until his successor is appointed; and said board shall fill all vacancies that may occur from death or otherwise. Said examiners or any two of them, shall examine any persons that may apply for that purpose with the intention of becoming teachers in any of the schools of said district, and if they find the applicant in their opinion, qualified to teach in any of said schools, and to govern the same, and of good moral character, they shall give said applicant a certificate signed by at least two (2) of the examiners and countersigned by the superintendent, and made on such blanks as may be provided by the board of education, naming the branches in which the holder of said certificate is found qualified to teach, setting opposite each branch the degree of attainment, on a scale of which ten (10) shall be the maximum, and no person shall be permitted to teach in said schools without such certificate. Such examiners may in all cases, when three (3) of their members concur, have power to annul such certificates, and when so annulled and reported to the board of education, the persons holding the same shall be discharged as teacher.

SEC. 11. The board of education shall have power and it shall be their duty, to establish and organize such and so many public schools in said district, having due regard to the convenience of the schools and the inhabitants thereof as they shall deem requisite and expedient, and to alter and discontinue the same; to purchase or hire sufficient schoolhouses, rooms, lots and sites for school houses, and to fence and improve the same, and to build, enlarge, alter, improve and repair school houses upon lots or sites, owned or leased, or set apart by said district for school purposes, and to sell and convey any school house or lot; *Provided, always, that*

the board shall not purchase nor sell any lot or building or build any house, until the legal voters of the district shall authorize the same at an annual or special meeting of the district.

SEC. 12. The board of education shall have the custody, safe keeping and control of the school houses, lots, sites and appurtenances, books, furniture and all other school property belonging to the district, shall contract with and employ all teachers in the public schools of the district, and at their pleasure remove them; *Provided*, that no teacher shall be employed until he shall have been examined by and received a certificate as hereinbefore provided; may summon for re-examination any teachers, and after such examination, for satisfactory reasons, revoke his certificate; they shall also have power, and it shall be their duty, to make such reports as may be called for by the State superintendent, to pay the wages of teachers, to defray the necessary contingent expenses of the board, including the salaries of the clerk, treasurer and the superintendent; to have in all respects the control and management of the public schools of the district, with the power to adopt, alter, and repeal rules and regulations for their organization, grading and government; for the instruction and discipline of pupils, their admission, suspension and expulsion, and their transfer from one school or grade to another; to decide upon text books to be used, and generally to promote their good order, prosperity and public utility; to make all necessary by-laws for the government and manner of transacting the business of the board, its officers and committees, and for conducting and regulating the schools, and to alter and repeal the same, as they may deem expedient; to prepare and present to the annual meeting of the district a written report of the number and grade of the school, the length of the time the schools have been taught during the preceding year; the number of male and female pupils who have attended each school, the average attendance during each session, the amount of public money received, the amount of special tax levied and the amount realized, the amount of moneys received from all sources and whence derived, the manner in which all moneys have been expended, all moneys devoted to special purposes being stated separately in the report; and such other information as may be required by the board of education or by the annual meeting of the district.

SEC. 13. The records of said board, signed by the president, or a transcript thereof or any part thereof, and all papers belonging to the office, or a transcript thereof, certified by the clerk, shall be *prima facie* evidence of the facts therein stated; and all records, books and papers belonging to said board, shall be subject to inspection by any legal voter of said district.

SEC. 14. The district shall be governed by the General School Law of the State, in the manner of levying and collecting special taxes, and in all other matters not provided for in this act, and not inconsistent therewith.

SEC. 15. In all legal proceedings against the board of education, the process shall be served upon the clerk of the board, and when-

ever such suit or proceedings shall be commenced, it shall be the duty of the clerk to forthwith notify the president of the board, and at the next meeting of the board thereafter, he shall communicate all information he may have in relation to such suit or proceeding.

SEC. 16. In all cases where, by the General School Laws of this State, special notice of the object of a school meeting is required, like notice shall be given under this act.

SEC. 17. All acts or parts of acts contained in the charter of the village of Cannon Falls, or elsewhere, inconsistent with this act, are, so far as they affect said school district, hereby repealed.

SEC. 18. This act shall be deemed a public act, and shall take effect and be in force from and after its passage.

Approved February 10, 1881.

CHAPTER 171.

AN ACT to create a special school district in Sibley county, to be known as number one (1) and located in Sibley county on the southwest quarter of section twenty-three (23) in township one hundred and fourteen (114), range twenty-five (25) in the township of Faxon.

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

SECTION 1. That a special school district to be known as number one (1), and located in Sibley county on the southwest quarter ($\frac{1}{4}$) of section twenty-three (23) in township one hundred and fourteen (114) range twenty-five (25) in the township of Faxon, and to comprise within its limits for taxation purposes the following real estate lying and being in the counties of Carver and Sibley, to-wit: The southwest quarter ($\frac{1}{4}$) of section twenty-three (23) town one hundred and fourteen (114), range twenty-five (25), west half ($\frac{1}{2}$) of southeast quarter ($\frac{1}{4}$) section twenty-two (22) and southwest quarter ($\frac{1}{4}$) section twenty-four (24) and west half ($\frac{1}{2}$) of northeast quarter ($\frac{1}{4}$) and north half ($\frac{1}{2}$) southwest quarter ($\frac{1}{4}$) section twenty-five (25) southeast quarter ($\frac{1}{4}$) northeast quarter ($\frac{1}{4}$) northwest quarter ($\frac{1}{4}$) northeast quarter ($\frac{1}{4}$) southwest quarter ($\frac{1}{4}$) northeast quarter ($\frac{1}{4}$) northeast quarter ($\frac{1}{4}$) of northeast quarter ($\frac{1}{4}$) and northeast quarter of southeast quarter ($\frac{1}{4}$) section twenty-four (24) and west half ($\frac{1}{2}$) of northwest quarter ($\frac{1}{4}$) northwest quarter ($\frac{1}{4}$), of northwest quarter ($\frac{1}{4}$) section twenty-four (24) and east quarter ($\frac{1}{4}$) of northeast quarter ($\frac{1}{4}$), section twenty-four (24) all in town one hundred and fourteen (114) range twenty-five (25).