

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AND A LIST OF ACTS PREVIOUSLY REPEALED,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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Edited and Published under the authority of Chapters 15 and 16 of  
the Laws of 1866.

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1872.

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capacity, and within the scope of their authority, or for an injury to the rights of the plaintiff, arising from some act or omission of such officers, or of the district. The actions authorized by this title, may be brought by or against said trustees, upon a cause of action which accrued during the term of their predecessors, as well as during their own term of office, and when brought may be continued by or against the successors in office, of the parties whose names may for that purpose be substituted in the action.

Process, how served.

SEC. 79. In legal proceedings against the trustees in their official capacity, all process and papers may be served on any one of them, and the party served shall notify the others of the fact of such service.

Judgment against trustees, how collected.

SEC. 80. When a judgment is recovered against any trustees in any action prosecuted by or against them in their name of office, no execution shall issue on such judgment, but the same, if for the recovery of money, shall, unless reversed or stayed on appeal, be paid by the treasurer upon demand, and the delivery to him of the certified copy of the docket of the judgment if there is sufficient money of such district in his hands not otherwise appropriated. If he fails to do so, he shall be personally liable for the amount unless the collection thereof is afterwards stayed upon appeal.

If not paid, certified copy to be presented to annual meeting.

SEC. 81. If such judgment is not satisfied or proceedings thereon stayed by appeal or otherwise, before the next annual meeting of said school district, a certified copy of the docket of the judgment may be presented to said district at its annual meeting.

Tax to be levied to pay judgment and interest.

SEC. 82. The trustees of the district shall thereupon cause the amount due on the judgment with interest from the date of its recovery to be added to the tax of said district, and the same shall be certified to the county auditor and collected as other district taxes are collected.

Execution may issue—when—what property may be levied on.

SEC. 83. If such judgment is not paid within thirty days after the time fixed by law for the county treasurer to pay over the money in his hands, levied for the purpose of paying such judgment next after the rendition thereof, execution may be issued on such judgment but only the property belonging to said district shall be liable thereon.

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CHAPTER XXXVII.

1878-89

STATE NORMAL SCHOOLS.

SECTION

1. First State Normal School located at Winona.
2. Second State Normal School located at Mankato.
3. Third State Normal School located at St. Cloud.
4. Five thousand dollars donated for second normal school, state to furnish an equal sum.
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8. Directors to take oath—term of office—treasurer to give bond.

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10. Normal board may appoint prudential committee—their powers and duties.
11. Students, on what terms admitted—to be examined and receive certificate if found qualified to teach.
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1869-12-13

1871-180-181

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SECTION 1. There is established at Winona, in this state, an institution to educate and prepare teachers for teaching in the common schools of this state, called the first state normal school.

First state normal school at Winona.

1867-5

SEC. 2. There shall be established at Mankato, in this state, an institution to educate and prepare teachers for teaching in the common schools of this state, called the second state normal school.

Second state normal school at Mankato

1869-15

SEC. 3. There shall be established at St. Cloud, in this state, an institution to educate and prepare teachers for teaching in the common schools of this state, called the third state normal school.

Third state normal school at St. Cloud.

SEC. 4. Whenever the sum of five thousand dollars in money, is donated to the state, for the erection of the necessary buildings, and the support of the professors or teachers in the second state normal school, a like sum of five thousand dollars is hereby appropriated for the use and benefit of such institution, and said sum shall be paid, on the order of the proper officer, out of any money in the treasury not otherwise appropriated, but no part of such named sum shall be drawn or paid, out of the treasury until after the first of April, 1867.

When five thousand dollars are donated for second normal school, the state shall furnish an equal sum.

SEC. 5. Whenever the sum of five thousand dollars in money is donated to the state for the erection of the necessary buildings and support of the professors or teachers in the third state normal school, a like sum of five thousand dollars is hereby appropriated for the use and benefit of such institution, and said sum shall be paid on the order of the proper officer, out of any money in the treasury not otherwise appropriated, but no part of such last named sum shall be drawn or paid out of the treasury until after the second day of August, 1868.

When five thousand dollars are donated for third normal school, the state shall furnish an equal sum.

SEC. 6. Whenever the said sums of five thousand dollars are donated, as aforesaid, to the state for the second and third state normal schools respectively, neither the legislature nor the normal board shall have power to remove said normal schools or either of them from their original location during the period of ten years thereafter, without consent of the donors of said respective sums, but if said respective sums of five thousand dollars are not donated as aforesaid for said second and third normal schools, or either of them, within three years from the date of the passage of this act, the normal board may locate a second state normal school at some place other than Mankato, and a third state normal school at some place other than St. Cloud: provided, that such location shall not be made at any place that has not donated to the state the sum of five thousand dollars, upon the conditions aforesaid.

If said donations are made, schools shall not be removed for ten years—otherwise may be located elsewhere.

1869-16-17

SEC. 7. The state normal board of instruction consists of six directors, one from each judicial district, and the state superintendent of public instruction, who is ex officio a member thereof, and is secretary of said board. The directors elected from the even numbered judicial districts in eighteen hundred and sixty-six shall hold their offices until the first Tuesday of February, eighteen hundred and seventy, and those elected from the odd numbered judicial districts, shall hold their offices until the first Tuesday of February, eighteen hundred and sixty-eight, when their successors shall be elected by the legislature, and thereafter the legislature shall biennially elect three directors to fill vacancies created by this act. The legislature shall from time to time fill all vacancies that may arise by death, resignation, removal from the state or otherwise: provided, that the normal board shall have power to fill any vacancy occurring during the recess of the legislature until its next meeting.

State normal board—how composed.

1868-7

SEC. 8. Each director of the normal board, before entering upon the duties of his office, shall take and subscribe an oath to support the constitution of the United States, and of the state of Minnesota, and faithfully to execute the trust and discharge the duties of his office. They

Each director to take oath—term of office.

1867-6  
1868-8

shall hold their offices for four years, except as otherwise provided. The normal board shall elect one of their number president, who shall continue in office two years, and until his successor is chosen; and they shall appoint some suitable person as treasurer, who shall hold his office for one year, but may be removed at any time, at the pleasure of the board. The treasurer, before entering upon the duties of his office, shall give a bond to the state of Minnesota, in the penal sum of five thousand dollars, faithfully to execute and discharge the duties of his office.

Treasurer to give bond.

Powers and duties of state normal board.

SEC. 9. The state normal board are authorized and empowered to contract for the erection of all buildings connected with the state normal schools, to appoint all professors or teachers in such institutions, to prescribe the course of study and the pre-requisites for admission, and in general to adopt all needful rules for the government of said schools. The said board shall also select sites for the second and third state normal schools, at the town, village or city where they are located by this act, having due regard to healthfulness and beauty of situation, to accessibility and general convenience, and the wishes of donors, who may make munificent donations, conditioned upon a particular site.

Normal board may appoint prudential committee—their powers and duties.

SEC. 10. The normal board are authorized annually to appoint for each normal school a prudential committee, consisting of three persons, one of whom shall be a member of said board. Said prudential committee shall have the general oversight and management of the prudential affairs of the state normal schools, subject to the order of the board, to whom they shall make a detailed report of their doings, and of the condition and wants of the particular institution committed to their care.

Terms of admission of students.

1872 - 50

SEC. 11. There shall be no charge for tuition to persons who may be admitted to the privileges of the state normal schools, and who shall engage to become teachers of the public schools of the state for such times and on such conditions as shall be prescribed by the normal board. All students after passing through the regular course of study prescribed for the normal schools, shall be entitled to receive an examination as to their qualifications to teach in the common schools of this state, by the principal of the normal school, and if after such examination, the student so examined shall be deemed qualified to teach in said common schools, a diploma shall be given to said student signed by the principal of the normal school and president of the normal school board, and such diploma shall be a certificate of qualification to teach in any of the common schools of this state, for the period of five years from its date unless sooner canceled by said board for cause. The said certificate may be renewed from time to time, in the discretion of said board.

Diploma shall be license to teach.

Normal board shall make annual report.

SEC. 12. The normal board, through the state superintendent, shall before the fifteenth day of January, annually, make a full and accurate report to the governor of the receipts and expenditures of the preceding year, which report shall contain a full and correct description of each item, from what source received, on what account expended, and of the financial condition of each normal school on the first day of January of each year; and the said report shall, by the governor, be transmitted to the legislature. The said normal board shall also, through the state superintendent, make a detailed report to the governor, of the condition, success and progress of the state normal schools.

Normal directors shall visit normal schools.

SEC. 13. The normal directors, with the state superintendent, shall be the special visitors of the normal schools, and they together, or by one or more of their number, or by some competent person or persons of their appointment, shall visit and examine such schools at least two days each session, for ascertaining the mode of instruction and the progress of the

pupils, and for promoting the best welfare of such institution and of the common schools of the state.

SEC. 14. Nothing herein contained shall impair or annul any right or obligation existing in behalf of or against the state of Minnesota in relation to the state normal school in Winona. Rights of normal school at Winona preserved.

CHAPTER XXXVIII.

PUBLIC LANDS.

1867-123

SECTION

1. State land office established.
2. State auditor is, ex officio, commissioner of land office—his powers and duties.
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4. Shall make annual report.
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AGRICULTURAL COLLEGE LANDS.

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TITLE I.

1874-159  
1874-205-

SCHOOL LANDS.

SECTION 1. A state land office is hereby established, which shall be and remain at the seat of government of the state as fixed by law. State land office established.