

CHAPTER 48.

DRAIN VIEWERS CERTIFICATES REDEEMED WITH COUNTY WARRANTS.

AN ACT to Amend Section 33 and 34 of Chapter 75, of the Session Laws of 1883, in regard to Drainage.

Be it enacted by the Legislative Assembly of the Territory of Dakota :

§ 1. POWER OF COMMISSIONERS TO REDEEM VIEWER'S CERTIFICATE.] The following shall be added to the end of said section 34 of chapter 75 of the session laws of 1883: "*Provided*, That the board of county commissioners are hereby authorized to issue a warrant upon the county treasurer payable out of the general funds or from any special fund not overdrawn if they so deem desirable, and accept an assignment of said certificates: which shall be placed in the hands of the county treasurer and collected with, and in the same manner as other taxes levied against said property benefited, and when paid, shall be credited by said treasurer up to such funds as have been debited by the issuance of said warrant.

§ 2. That this act shall take effect and be in force from and after its passage and approval.

Approved, March 12, 1885.

Education.

AREA AND ORGANIZATION OF SCHOOL TOWNSHIPS.

CHAPTER 49.

AN ACT to Amend Chapter 44 of the Session Laws of 1883, entitled "Education."

Be it enacted by the Legislative Assembly of the Territory of Dakota :

§ 1. ELECTIONS.] The first election to organize a school township shall be ordered by the Board of county commissioners and

the notices shall be made, signed and posted by the proper officers of the county, the same as provided by law for general elections, but no school township shall be organized until the county board are satisfied that it has at least eight thousand dollars of taxable property and not less than twenty children of school age resident within it. All subsequent elections shall be called by the township school board, who shall cause not less than five notices thereof to be posted in five of the most public places in the township not less than ten days before the election, which notices shall be signed by the clerk, or in his absence by the director.

§ 2. AREA.] No township shall hereafter be organized with an area of more than ninety square miles or land sections.

§ 3. BOUNDARIES.] School townships may or may not conform in respect to their boundaries to those of civil townships and may or may not bear the same name.

§ 4. NAME, TAXES, ETC.] School township boards may levy the annual school tax at any time after the assessment is made prior to August 15th in any year.

§ 5. PROHIBITION.] No warrant shall be issued except for an indebtedness incurred prior to its issue.

§ 6. LOCATION OF SCHOOL HOUSES.] School houses may be located nearer than one mile to the township boundary when public convenience requires that it be so done.

§ 7. TEACHERS SHALL INSTRUCT, ETC.] In every public school the teacher shall give instruction orally upon the subjects of temperance, physiology and hygiene.

§ 8. SIX MONTHS SCHOOL.] All school corporations and districts in all the counties of the territory shall keep open and maintain public schools for not less than six months each school year where said corporation or district contains twenty or more pupils, and the levy allowed by law upon the assessed valuation is sufficient for that purpose.

§ 9. REPORTS OF SCHOOL CORPORATIONS.] All boards of education, independent school districts, and other school boards, shall make regular annual reports to the county superintendent who shall in time report to the territorial Superintendent. This provision shall apply to all graded and high schools.

§ 10. COMPENSATION.] The boards of education of all school townships and independent school districts may pay their members, for actual services rendered, not more than thirty dollars per annum, and not more than two dollars per day for services duly rendered in connection with their official duties.

§ 11. SCHOOL LAWS.] The territorial Superintendent of Public Instruction shall cause to be printed in pamphlet form a suffi-

cient number of the copies of the laws relating to public schools for distribution among the school boards of the various school corporations and districts of the territory, and there is hereby appropriated out of the territorial treasury a sum sufficient to pay all the necessary cost of printing, binding and distribution of the same, and the accounts therefor shall be certified by the territorial Superintendent, to be true, correct and just, and shall be paid to the proper persons by warrants of the territorial auditor upon the territorial treasurer.

§ 12. SUPERINTENDENT NOT TO BE INTERESTED IN CONTRACT.] No county superintendent shall be interested directly or indirectly in the sale or purchase of any school supplies, or school bonds; but may advise school officers as to their duties regarding the purchase of such supplies or sale of such bonds.

§ 13. OFFICERS TO BELONG TO DIFFERENT SCHOOLS.] Township officers shall belong to different schools, except where there are less than three schools in the township. All those counties having the school district system in force shall be governed by chapter forty of the Political Code of 1877 in every case where the acts of the fifteenth legislative assembly shall be found inconsistent for the government of the same, and the fees of district officers shall in all cases be governed by the district as provided in said chapter forty, regulating the government of school districts, and for the purposes of carrying out the provisions of this section, said chapter forty of the Political Code of 1877 is hereby revived and made of full force and effect so far as it relates to counties excepted from the operations of the school township system.

§ 14. This act shall take effect and be enforced from and after its passage and approval.

Approved, March 13, 1885.

Education.

SCHOOL TOWNSHIP BONDS.

CHAPTER 50.

AN ACT to Amend Chapter Forty-five (45) of the laws of 1883, empowering School Townships to issue their Bonds for Building and Furnishing School Houses.

Be it enacted by the Legislative Assembly of the Territory of Dakota :

§ 1. **LIMIT OF AMOUNT TO BE ISSUED.]** Chapter forty-five (45) of the laws of 1883 empowering school townships to issue bonds for building and furnishing school houses, is amended as follows :

1. Said bonds shall not be issued to an amount exceeding seven hundred dollars for each single room school house hereafter built: shall draw interest at a rate not to exceed eight per cent. per annum and may be sold at not less than ninety cents on the dollar of their par value including accrued interest, which discount shall cover all cost of preparing, selling and delivering the bonds and receiving the money therefor.

2. Such bonds shall be sold for money only and the money shall be actually paid into the treasury of the school township: and they shall not be exchanged for property of any kind and no contract other than for the sale shall be made in connection therewith.

3. Said bonds shall be made payable at some financial agency in either the city of New York or the city of Boston, and such agency may be inserted in the bonds after their negotiation and sale, but the treasurer of the school township shall enter and keep in his books the number and amount of all bonds sold and the time and place for all payments.

§ 2. **MONEY, HOW EXPENDED.]** The money raised by the sale of such bonds shall be expended solely for the building and furnishing school houses and shall be paid out only upon warrants duly drawn upon the treasurer by order of the board appearing in the minutes of their proceedings for work already done or material furnished: and the same rule shall apply to all payments of school money for any purpose.

§ 3. **CONTRACT FOR BUILDING.]** No school house shall be built

by a school township except upon contract in writing let to the lowest possible bidder or bidders after advertisement for proposals upon plans and specifications published not less than three weeks before the letting, in some newspaper printed in the county, and the board may reject any and all bids and advertise for proposals anew. No contract shall be let to any member of the board or to any member of their families or to any brother or sister of any member thereof.

§ 4. WHO NOT TO BE INTERESTED IN CONTRACT.] No member of a school township board and no county superintendent shall be personally or financially interested either directly or indirectly in any contract, purchase or sale of property for the school township or the schools, or in the purchase, sale or adoption of text books for the schools or any other matter bought or sold by the school township, or by its board, or any officer for it or for its schools.

§ 5. This act shall take effect and be in force from and after its passage and approval.

Approved, March 13, 1885.

SCHOOL TOWNSHIP BONDS AND WARRANTS.

CHAPTER 51.

AN ACT to Amend Section 9 of Chapter 45 of the Laws of Dakota for 1885

Be it enacted by the Legislative Assembly of the Territory of Dakota :

§ 1. REDEEMING OLD WARRANTS.] That section 9 of chapter 45 be and the same is hereby amended by inserting the words "and warrants" after the word "bonds" where it occurs in the third line of said section.

§ 2. This act shall take effect and be in force from and after its passage and approval.

Approved, March 13, 1885.