

said section, and inserting in their stead the words "the city or county of Buffalo."

Sec. 14, chap. 10,
amended.

SECTION 15. Section fourteen of chapter ten of said act is hereby amended by inserting the words "not less than" after the word "and" where it occurs in the fourteenth line of said section.

Sec. 15, chap. 10,
amended.

SECTION 16. Section fifteen of chapter ten of said act is hereby amended by striking out the words "Buffalo county" where they occur in the ninth line of said section, and inserting in their stead the words "the city or county of Buffalo."

Acts declared legal.

SECTION 17. All acts heretofore done by the former city of Buffalo City, under the name of the city of Buffalo, are hereby declared to be of the same force and legality as if done under the former name of the city of Buffalo.

SECTION 18. This act shall take effect and be in force from and after its passage and publication.

Approved April 6, 1861.

CHAPTER 179.

[Published April 11, 1861.]

AN ACT to create the office of County Superintendent of Schools.

The People of the State of Wisconsin, represented in Senate and Assembly, do enact as follows :

Election of county superintendents of schools.

SECTION 1. There shall be chosen at the general election held on the Tuesday next succeeding the first Monday in November, of the year 1861, and biennially thereafter, a county superintendent of schools for each county of the state, who shall enter upon the duties of his office on the first day of January succeeding his election, and shall hold the same for two years, and until his successor is elected and qualified. In each county of the state having over fifteen thousand inhabitants, according to the last preceding census, the county board of supervisors may, at any meeting prior to an election of county superintendent, in any year, determine, by resolution to remain in force until rescinded, that two county superintendents shall be

Term of office.

chosen for such county ; and said board of supervisors shall thereupon divide the county into two districts, to be called respectively superintendent district number one, and superintendent district number two. While such resolution shall remain unrescinded, each such district shall elect a county superintendent for such district, to be called county superintendent of schools for district number one, or two, as the case may be. When a county contains more than one senate district, each such senate district shall constitute a superintendent district, to be numbered as above provided, except in the senate districts lying wholly within incorporated cities, which may have elected as provided for in section eleven of this act. Such county superintendents of schools for districts shall, within the limits of their respective districts, have the same powers and duties as other county superintendents, their terms of office shall be the same, and their election shall be conducted and canvassed as provided in this act for the election of county superintendents ; and all the provisions of this act, or of any other law of this state in relation to county superintendents of schools, shall apply to county superintendents of schools for districts, unless the latter be expressly excepted therefrom.

Certain counties may be divided into two districts.

Senate districts to be superintendent districts.

Powers.

SECTION 2. The election of county superintendent of schools shall be conducted, canvassed and certified in all respects after the manner prescribed for election of other county officers.

How elections conducted.

SECTION 3. The county superintendent of schools shall, before entering upon the duties of his office, take and subscribe the oath of office prescribed by the constitution of this state, before some officer authorized to administer oaths, and shall deposit the same with the clerk of the board of supervisors.

Oath.

SECTION 4. In case of vacancy, the state superintendent may, upon certificate thereof from the clerk of the board of supervisors, appoint a person to fill such vacancy, who shall qualify as provided in the third section of this act, and shall hold his office until the general election next succeeding such appointment.

How vacancy filled.

SECTION 5. The county superintendent of schools may be removed from office by the judge of the circuit court of the county where such county superintendent of schools may reside, upon petition and satisfactory

How superintendent may be removed.

Provisos.

proof of incompetency or willful neglect of duty : *provided*, that no such removal shall be valid unless the person so removed shall have had at least thirty days' notice of the charges brought against him, and an opportunity to be heard in his own defence ; and *provided, further*, that the said circuit judge shall, in case of removal, certify such removal to the clerk of the county board of supervisors.

Charges to be preferred.

SECTION 6. Any person or persons petitioning for the removal from office of any county superintendent of schools, shall cause a certified copy of such petition, together with a full statement of all charges preferred against him, to be served upon said superintendent, at least thirty days prior to the hearing before the judge of the circuit court.

Duties of superintendent.

SECTION 7. It shall be the duty of the county superintendent of schools to examine and license teachers, as hereinafter provided ; to visit and inspect schools ; to organize and conduct at least one institute, for the instruction of teachers, in each year ; to encourage teachers' associations ; to advise in all questions arising under the operation of the school laws in his county ; to introduce to the notice of teachers and the people the best modes of instruction, the physiological laws which govern the health and growth of the young, the most approved plans of building and ventilating school houses, and ornamenting and adapting school grounds for the cultivation of the taste and the healthful exercise of the children ; to report, from time to time, the condition and prospects of the schools under his supervision ; to receive from the town, city and village clerks abstracts of the reports of the several district clerks, and transmit the same, with such other information as he may deem advisable, or as may be required of him, to the state superintendent, and to perform such other duties as may be required by law, or by the state superintendent of public instruction.

Inspection districts, examination of teachers.

SECTION 8. It shall be the duty of the county superintendent of schools, in each county, to divide his county into inspection districts, to be bounded by town lines, and not to contain more than four towns each, and to hold in and for each such inspection district, at least two meetings in each year, for the examination of teachers, of which meetings at least thirty days' notice in writing shall be given to each school district clerk

in the inspection district for which the meeting is to be held, and by him posted in some conspicuous place in his district. Such notice shall contain the names of the towns embraced in the inspection district, and the time, place and objects of the proposed meeting. The examination of teachers thus held shall be public, and shall be conducted by written and oral questions and answers. They shall be uniform for the county in which they are held, and no certificate of qualification shall be given except in accordance with the provisions of law respecting teachers' certificates.

SECTION 9. The compensation of the county superintendent of schools shall be fixed by the county board of supervisors, and shall be paid quarterly in cash by the county: *provided*, that for counties containing more than fifteen thousand inhabitants, according to the last preceding census, the compensation shall not be less than six hundred dollars per annum, and for counties containing more than eight thousand inhabitants, it shall not be less than four hundred dollars per annum.

Compensation to be fixed by county board.

SECTION 10. The term of office of the several town superintendents who shall be elected at the town elections for the year 1861, shall terminate upon the thirty-first day of December, A. D. 1861, and all the duties now devolving upon the town superintendents, and not herein enumerated among the duties of the county superintendent of schools, shall hereafter be performed as follows:

Term of office of town superintendents.

1. The board of supervisors of each town, the board of trustees of each village, or the common council of each city, not working under a special school charter, shall perform all of said duties relative to the formation and alteration of school districts.

Formation of new districts.

2. The school district board of each school district shall visit and inspect schools under their charge, as town superintendents are now required to do.

Inspection of schools.

3. The treasurer of each town, city or village, as the case may be, shall apply for, hold and pay over upon the apportionment of the clerk of his town, city or village, to the school districts entitled to draw the same, all school moneys belonging to his town, city or village.

School moneys.

4. The clerk of the town, city or village, as the case may be, shall make and return to the county superintendent of schools having jurisdiction over his town,

Reports to county superintendent.

Apportionment
of school funds.

city or village, abstracts of the reports of the school district clerks in his town, city or village, as the town superintendent is now required to make and return such abstracts to the clerk of the county board of supervisors; and such reports shall be made to him for that purpose, as they are now required to be made to the town superintendent. He shall also apportion all the school funds certified to him by the town, city or village treasurer as subject to apportionment among the several districts of his town, city or village entitled to receive the same, and shall perform all other duties now required by town superintendents, not above enumerated, and not herein enumerated among the duties of the county superintendent of schools.

Incorporated
cities may elect
exemption from
the provisions of
this act.

SECTION 11. The board of education of any incorporated city in the state may, on or before the fifteenth day of August in any year, elect, by order or resolution, that such city shall for the next ensuing year be exempt from the provisions of this act, except in the matter of making reports to the county superintendent of the county in which such city is situated, and within ten days thereafter cause a copy of such order or resolution to be filed with the clerk of the board of county supervisors in and for such county; in which case the duties of the county superintendent of schools for that county, shall not during that year extend into such city, except for the purpose of receiving reports therefrom, and the electors of such city shall have no voice in electing a county superintendent, if one be elected in such county that year, nor shall the member or members of the county board of supervisors, from such city, have any voice in determining or providing for the compensation of the county superintendent, nor in any other matter relating to such officer, nor shall any tax, levied under the provisions of this act for that year, be levied upon such city, or any part thereof. In all cases where an incorporated city shall not elect as provided in this section, the duties of supervising and inspecting schools, and examining and certifying to the qualifications of teachers in and for such city, shall devolve upon the county superintendent exclusively, any act or part of an act of this state to the contrary notwithstanding.

How compensa-
tion of superin-
tendent levied.

SECTION 12. The board of supervisors of each county shall, when they levy the county school tax for each

year, add thereto and apportion among the towns, cities and villages in such county, an amount sufficient to pay the compensation of the county superintendent of schools in and for such county, and all necessary expenses of printing for the use of schools in such county for that year, which amount shall be levied and collected in cash, as a part of the county school tax for such county, and shall be paid over to the county treasurer of such county, with the county tax, by the several town, city and village treasurers: *provided*, that no part of said amount shall be apportioned to or levied upon any incorporated city, whose board of education shall have elected as provided for in the last preceding section. Proviso.

SECTION 13. All acts and parts of acts inconsistent with the provisions of this act, are hereby repealed. Repeal.

SECTION 14. This act shall take effect and be in force from and after its passage and publication.

Approved April 6, 1861.

CHAPTER 180.

[Published April 11, 1861.]

AN ACT to exempt certain lands from taxation.

The People of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. All lands or real estate not exceeding five thousand acres in amount, which have been or hereafter may be conveyed to the board of trustees of Brunson Institute, at Point Bluff, for educational purposes, and which are or shall be held or appropriated solely for the purpose of sustaining the said institution, shall be exempt from taxation for the term of five years from the passage of this act: *provided*, that no such lands or real estate shall continue to be exempt from taxation after the said board of trustees shall cease to hold the same for educational purposes, nor after the same shall be leased or otherwise used with a view to profit. For what purpose.
Proviso.