

the money received and expended on account of textbooks, and a statement of the indebtedness of the board at the close of the fiscal year, and forward a copy to the State board of education.

**25.** In case of the death of any county school commissioner, or his resignation or removal from the county, or disqualification from any legal cause, the judges of the Circuit Court of the judicial district where the vacancy occurs shall have power to appoint a qualified person to fill the vacancy. In case of inefficiency, refusal to act, or breach of trust, the board may, by a vote of a majority of its members, declare the office vacant, and give notice to the party concerned. An appeal may be taken to the State board of education, whose decision shall be final; but if no appeal be taken within ten days, the vacancy shall be filled as hereinbefore provided.

Id s 8.  
Vacancies,  
how filled

**26.** No teacher, in actual employment as such, shall fill the position of county school commissioner.

Id s 9.  
Teachers not to  
be on board

#### DUTIES OF THE SCHOOL TRUSTEES.

**27.** The board of district school trustees shall have the care of the houses, and lands connected therewith, intended for school purposes; also the furniture, apparatus, and other school property, they shall attend to all repairs, and charge the cost among the incidental expenses of the school, to be paid out of the tax levied upon the assessable property of the county, as herein provided for; *provided* that, when repairs are to be paid out of a county school tax, the amount to be expended for said repairs shall be determined by the board of county school commissioners before the repairs are made. The board shall employ a teacher or teachers, subject to confirmation by the board of county school commissioners, from among those persons who hold the certificate required by this act; they shall exercise a general supervision over their respective schools and visit them frequently, and shall cause instruction to be given for ten months in the year, if possible.

1874, c 463, c 5,  
s 1  
Duties of board  
of district  
school trustees

**28.** The board of district school trustees shall see that every schoolhouse site is provided with suitable outbuildings.

1872, c 337, c 5,  
s 2  
Outbuildings

**29.** No schoolhouse shall be used for any other purpose than public school purposes and school district meetings, unless by consent of the board of county school commissioners, or a majority of them.

Id s 3  
Schoolhouses  
not to be used  
for other pur-  
poses

**30.** Contiguous portions of two or more schoolhouse districts may, with the consent of the board of county school commissioners, combine and form a new schoolhouse district; and, when thus formed, the said new schoolhouse district shall be invested with all the rights and powers hereinbefore set forth as pertaining to such districts; *provided* that the new schoolhouse district thus formed, or said district from which it may be formed, shall not contain less than thirty-five legal resident voters.

Id s 4  
Formation of  
new districts

**31.** In case of neglect of duty or refusal to act on the part of the members of the board of trustees, their places shall be declared vacant by the board of county school commissioners, who shall fill

1874, c. 463, c. 5,  
s 5  
Vacancies in  
board of trus-  
tees, how filled