

**SCHOOL LAWS OF
WYOMING, IN FORCE
MARCH 31, 1895**

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School Laws of Wyoming, in Force March 31, 1895 by Various

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VARIOUS

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WYOMING, IN FORCE
MARCH 31, 1895**

SCHOOL LAWS

OF THE

STATE OF WYOMING

IN FORCE MARCH 31, 1895.

COMPILED BY ESTELLE REEL,
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION,
CHEYENNE, WYOMING.



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SCHOOL LAWS
OF THE
STATE OF WYOMING.

(From the Act of Admission of the State of Wyoming, approved July 10, 1890.)

(EXTRACT.)

GRANT OF SCHOOL LANDS.

Sec. 4. That sections numbered 16 and 36 in every township of said proposed State, and, where such sections, or any parts thereof, have been sold or otherwise disposed of by or under the authority of any act of Congress, other lands equivalent thereto, in legal sub-divisions of not less than one quarter section, and as contiguous as may be to the section in lieu of which the same is taken, are hereby granted to said State for the support of common schools, such indemnity lands to be selected within said State in such manner as the Legislature may provide, with the approval of the Secretary of the Interior; Provided, That Section 6 of the act of Congress of August 9, 1888, entitled, "An act to authorize the leasing of the school and university lands in the Territory of Wyoming, and for other purposes," shall apply to the school and university indemnity lands of the said State of Wyoming, so far as applicable.

DISPOSAL OF GRANTED LANDS.

Sec. 5. That all lands herein granted for educational purposes shall be disposed of only at public sale, the proceeds to constitute a permanent school fund, the interest of which only shall be expended in the support of said schools. But said lands may, under such regulations as the Legislature shall prescribe, be leased for periods of not more than five years, in quantities

not exceeding one section to any one person or company; and such land shall not be subject to pre-emption, homestead entry, or any other entry under the land laws of the United States, whether surveyed or unsurveyed, but shall be reserved for school purposes only.

* * * * *

PROCEEDS OF U. S. LAND SALE, PERCENTAGE TO STATE.

Sec. 7. That 5 per cent. of the proceeds of the sales of public lands lying within said State which shall be sold by the United States subsequent to the admission of said State into the Union, after deducting all expenses incident to the same, shall be paid to the said State, to be used as a permanent fund, the interest of which only shall be expended for the support of the common schools within said State.

LANDS GRANTED FOR SCHOOL PURPOSES.

Sec. 8. That the lands granted to the Territory of Wyoming by the act of February 18, 1881, entitled, "An act to grant lands to Dakota, Montana, Arizona, Idaho and Wyoming, for university purposes," are hereby vested in the State of Wyoming, to the extent of the full quantity of seventy-two sections to said State, and any portion of said lands that may not have been selected by said Territory of Wyoming may be selected by the said State; but said act of February 18, 1881, should be so amended as to provide that none of said lands shall be sold for less than \$10 per acre, and the proceeds shall constitute a permanent fund to be safely invested and held by said State, and the income thereof be used exclusively for university purposes. The schools, colleges and universities provided for in this act shall forever remain under the exclusive control of the said State, and no part of the proceeds arising from the sale or disposal of any lands herein granted for educational purposes shall be used for the support of any sectarian or denominational school, college or university.

* * * * *

AGRICULTURAL LANDS.

Sec. 10. That 90,000 acres of land, to be selected and located as provided in Section 4 of this act, are hereby granted to said State for the use and support of an Agricultural College in said State, as provided in the acts of Congress making donations of lands for such purposes.

* * * * *

MINERAL LANDS EXCEPTED FROM GRANTS.

Sec. 13. That all mineral lands shall be exempted from the grants made by this act. But if Sections 16 and 36, or any sub-division or portion of any smallest sub-division thereof in any township, shall be found by the Department of the Interior to be mineral lands, said State is hereby authorized and empowered to select, in legal sub-divisions, an equal quantity of other unappropriated lands in said State in lieu thereof, for the use and the benefit of the common schools of said State.

SELECTION OF LANDS.

Sec. 14. That all lands granted in quantity or as indemnity by this act, shall be selected, under the direction of the Secretary of the Interior, from the surveyed, unsurveyed and unappropriated public lands of the United States within the limits of the State entitled thereto. And there shall be deducted from the number of acres of land donated by this act for specific objects to said State, the number of acres heretofore donated by Congress to said Territory for similar objects.

CONSTITUTION.

ARTICLE IV.

EXECUTIVE DEPARTMENT.

(EXTRACT.)

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PROVIDING FOR ELECTION OF STATE OFFICERS, INCLUDING
A SUPERINTENDENT OF PUBLIC INSTRUCTION.

Sec. 11. There shall be chosen by the qualified electors of the State at the times and places of choosing members of the Legislature, a Secretary of State, Auditor, Treasurer, and Superintendent of Public Instruction, who shall have attained the age of twenty-five years respectively, shall be citizens of the United States, and shall have the qualification of State electors. They shall severally hold their offices at the seat of government for the term of four (4) years and until their successors are

elected and duly qualified, but no person shall be eligible for the office of Treasurer for four (4) years after the expiration of the term for which he was elected. The Legislature may provide for such other State officers as are deemed necessary.

ARTICLE VII.

EDUCATION.

PUBLIC INSTRUCTION.

Sec. 1. The Legislature shall provide for the establishment and maintenance of a complete and uniform system of public instruction, embracing free elementary schools of every needed kind and grade, a university with such technical and professional departments as the public good may require and the means of the State allow, and such other institutions as may be necessary.

PERPETUAL FUNDS FOR SCHOOLS DESIGNATED.

Sec. 2. The following are declared to be perpetual funds for school purposes, of which the annual income only can be appropriated, to-wit: Such percentum as has been or may hereafter be granted by Congress on the sale of lands in this State; all moneys arising from the sale or lease of Sections No. 16 and 36 in each township in the State, and the lands selected or that may be selected in lieu thereof; the proceeds of all lands that have been or may hereafter be granted to this State, where, by the terms and conditions of the grant, the same are not to be otherwise appropriated; the net proceeds of lands and other property and effects that may come to the State by escheat or forfeiture, or from unclaimed dividends or distributive shares of the estates of deceased persons; all moneys, stocks, bonds, lands and other property now belonging to the common school fund.

OTHER REVENUE.

Sec. 3. To the sources of revenue above mentioned shall be added all other grants, gifts and devises that have been or may hereafter be made to this State and not otherwise appropriated by the terms of the grant, gift or devise.

SCHOOL MONEY, RESTRICTION ON USE.

Sec. 4. All moneys, stocks, bonds, lands and other property belonging to a county school fund, except such moneys and

property as may be provided by law for current use in aid of public schools, shall belong to and be securely invested and sacredly preserved in the several counties as a county public school fund, the income of which shall be appropriated exclusively to the use and support of free public schools in the several counties of the State.

FINES GO TO SCHOOL FUND.

Sec. 5. All fines and penalties under general laws of the State shall belong to the public school fund of the respective counties and be paid over to the custodians of such funds for the current support of the public schools therein.

SCHOOL FUNDS, RESTRICTION ON INVESTMENT.

Sec. 6. All funds belonging to the State for public school purposes, the interest and income of which only are to be used, shall be deemed trust funds in the care of the State, which shall keep them for the exclusive benefit of the public schools, and shall make good any losses that may in any manner occur, so that the same shall remain forever inviolate and undiminished. None of such funds shall ever be invested or loaned except on the bonds issued by school districts, or registered county bonds of the State, or State securities of this State, or of the United States.

APPLICATION OF INCOME.

Sec. 7. The income arising from the funds mentioned in the preceding section, together with all the rents of the unsold school lands and such other means as the Legislature may provide, shall be exclusively applied to the support of free schools in every county in the State.

DISTRIBUTION OF INCOME.

Sec. 8. Provision shall be made by general law for the equitable distribution of such income among the several counties according to the number of children of school age in each; which several counties shall in like manner distribute the proportion of said fund by them received respectively to the several school districts embraced therein. But no appropriation shall be made from said fund to any district for the year in which a school has not been maintained for at least three months; nor shall any portion of any public school fund ever be used to support or assist any private school, or any school, academy, seminary, college or other institution of learning controlled by any