

Among the decisions rendered by Judge Rose at the recent term of court at Coopers-town, was one of considerable interest to school officers. The case was that of the Goose River Bank of Mayville against Willow Lake School township of Steele county. The facts in the case are as follows: Sometime in the year 1887 J. W. Harvell was employed by the school board of Willow Lake township to teach a school at a salary of \$30 per month. Harvell at the time possessed no certificate from the county superintendant of Steele county authorizing him to teach in said county, and the then superintendent, G. W. Winchell, notified the school treasurer not to pay Harvell any money out of the treasury. Notwithstanding this order the school board issued to Harvell three orders of \$30 each, which were presented to the treasurer and indorsed by him "not paid for want of funds." Harvell shortly after sold the orders to the Goose River Bank, who presented the same and payment was refused on the ground that Harvell was not a legally qualified teacher at the time the orders were issued; thereupon the bank brought suit. Judge Rose held that school orders were not negotiable paper, and as Harvell was not a legally qualified teacher under the law, he had acquired no rights as against Willow Lake township, and instructed the jury to find for the defendant. A. B. Levisse for plaintiff, E. J. & J. P. McMahon for defendant.