

grains. While theoretically there is no relation between grading and dockage, practically there seems to be some relation. The administration of the laws of this state relating to grading by the State Board of Grain Appeals suggests the existence of such relation.

Yours truly,

LYNDON A. SMITH.

Attorney General.

Petition from August Begnehn, et al., of Hastings, Minn., and L. A. Roseland, et al., of Crookston, Minn., were referred to the Committee on Education; and

Communication from the Railroad and Warehouse Commission of St. Paul was referred to the Committee on Transportation.

Petition from C. J. Brown, Jr., et al., from Annandale, was referred to the Committee on Education.

REPORTS OF STANDING COMMITTEES.

Mr. Teigen, L. O., from the Committee on Election Contests, made the following report:

State of Minnesota,

In the House of Representatives of Minnesota,

P. H. Harrington, Contestant, vs. F. F. Norwood, Contestee.

The Committee on Election Contests of the House of Representatives, State of Minnesota, to which was referred the contest proceedings above entitled, and which are herewith returned to the House, submits the following:

At the general election held on November 7, 1916, Contestant P. H. Harrington and Contestee F. F. Norwood, were non-partisan candidates for the office of Representative in the County of Murray, in the Twelfth Legislative District in the State of Minnesota. Upon the count and canvass of the votes by the proper officers, the contestee, F. F. Norwood, was duly declared elected representative from said district by a majority of two votes. The proper officer also issued to him a certificate of election which was filed with the House, and he is now occupying a seat in this body.

Within the time and manner provided by law, the contestant instituted a contest for the said seat in this House for the reasons specified in his notice of contest, which reasons are substantially as follows:

That in the election districts of Lime Lake, Bondin, Dovray and Slayton, in the County of Murray, State of Minnesota, at least six votes were cast, counted and canvassed in favor of F. F. Norwood for representative, which votes were cast and voted by persons en-

ployed temporarily in said election districts for the purpose of engaging in the construction of public ditches therein, and said persons came into the said election for such purpose only, and were not legal voters therein, and by reason of such illegal votes it was made to appear that F. F. Norwood received a majority of two votes for the office of representative from Murray county. Under these notices a large amount of testimony was taken before two Justices of the Peace designated by the contestant, which testimony, together with a number of exhibits offered and received in evidence, was forwardd to this House and referred by it to this Committee for consideration.

Your Committee met on January 16th, 1917, to take the case up for consideration, both parties concerned appearing in person, the contestant being represented by A. J. Daley of Luverne, Minnesota and the contestee being represented by J. H. Hall of Marshall, Minnesota. Presentation of the case was made by contestant's attorney after which the attorney for the contestee was heard.

The Committee met again on January 17th, and proceeded to review the evidence. On January 18th, the review of the evidence was completed. The counsel for the contestant made his argument first, then J. H. Hall, D. I. Simpson and C. D. Howard argued for the contestee and S. R. Child closed for the contestant.

On January 19th the Committee again met and agreed on its report as follows:

After a thorough review and full consideration of the evidence in the case, and after giving diligent attention and due consideration to the arguments made by the attorneys for the contestant and the attorneys for the contestee, the members of your Committee are of the opinion that the said evidence does not prove that there were illegal votes cast in the election districts in Murray County, Minnesota, at the last general election as contended by the contestant to the extent that a majority of the legal votes cast therein were cast for the said contestant, P. H. Harrington, for Representative; and the members of your Committee are of the opinion that the contestee, F. F. Norwood, was duly elected as such Representative and is entitled to his seat in this House.

Therefore, the members of your Committee hereby unanimously recommend that F. F. Norwood be declared to be the duly elected Representative from Murray County in the Twelfth Legislative District of the State of Minnesota, and that the said F. F. Norwood is entitled to his seat as such Representative.

Dated January 19, 1917.

Signed, L. O. TEIGEN, Chairman.

The question being taken on the adoption of the report,
And the roll being called, there were yeas 99 and nays none, as follows:

Those who voted in the affirmative were:

Anderson,	Davis, T.,	Hulbert,	Neuman,	Seebach,
Baldwin,	Dealand,	Indrehus,	Nimocks,	Shipstead,
Bendixen,	Donovan,	Johnson,	Nolan,	Siegel,
Bernard,	Erickson,	Knutson,	Nordlin,	Sliter,
Besette,	Flikkie,	Konzen,	Odland,	Solem,
Birkhofer,	Frisch,	Kuntz,	Olien,	Southwick,
Bjorge,	Gerlich,	Lang,	Orr,	Steen,
Boock, J. W.,	Gill,	Larson,	Papke,	Stevens,
Borgen,	Girling,	Levin,	Pattison,	Stone,
Briggs,	Grant,	McLaughlin,	Pendergast,	Sutherland,
Burrows,	Green, H. M.,	McNiven,	Peterson, A. M.,	Swanson, H. A.,
Carmichael,	Gullickson,	Madigan,	Peterson, O. M.,	Swanson, S. J.,
Child,	Hale,	Malmberg,	Pikop,	Swenson,
Christanson, A.,	Harrison, H. H.,	Marschalk,	Pittenger,	Teigen, A. F.,
Christianson, T.,	Harrison, J. M.,	Miner,	Pratt,	Teigen, L. O.,
Corning,	Hjcken,	Mueller, A. W.,	Praxel,	Thornton,
Crane,	Hinds,	Moen,	Putnam,	Tollefson,
Cumming,	Holmes,	Mossman,	Rodenberg,	Warner,
Danielson,	Hompe,	Murphy,	Ryberg,	Welch,
Davies, J.,	Howard,	Nett,	Searls,	

So the report was adopted.

Mr. Frye, from the Committee on Game and Fish, to which was referred—

H. F. No. 135, A bill for an act to amend Section 4795 of the General Statutes of 1913, as amended by Chapter 351, General Laws of Minnesota for 1916, relating to permits to retain game.

Reports the same back with the recommendation that the bill be indefinitely postponed.

Which was adopted.

Mr. Frye, from the Committee on Game and Fish, to which was referred—

H. F. No. 93, A bill for an act to further the preservation of game in the state and making appropriations therefor.

Reports the same back with the recommendation that the bill do pass, and be re-referred to the Committee on Appropriations.

Which was adopted.

And the same was re-referred to the Committee on Appropriations.

Mr. Harrison, J. M., from the Committee on Cities, to which was referred—

H. F. No. 230 and S. F. No. 178, makes the following report:
That H. F. No. 230 and S. F. No. 178 be sent to the Committee on Engrossment for comparison.

Which was adopted.