

8 December 1954

Mr. R. C. Angstman
Princeton
Minnesota

Dear Mr. Angstman:

I shall appreciate very much, if you will, as soon as possible, advise this office of the findings in the Notice of Contest - Edwin Odegard vs George E. Grant.

Thanking you for your cooperation, I am

Yours very truly,

Secretary of State
G-cfd
Encl.

12355

LAW OFFICES
R. C. ANGSTMAN
PRINCETON, MINN.

TELEPHONE { OFFICE 388-W
RES. 388-R

Nov. 16, 1954.

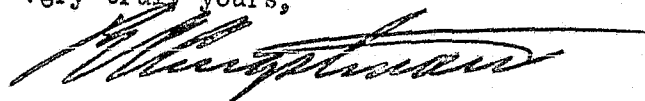
Mrs. Mike Holm,
Secretary of State,
St. Paul, Minn.

Dear Madam:—

Herewith is notice of contest of the election of State Representative in the 55th. Legislative District, comprising Mille Lacs, Kanabec and Sherburne counties. Edwin Odegard of Milaca contests the election of George E. Grant, also of Milaca.

I trust that you will withhold issuance of certificate of election until the final determination of this matter.

Very truly yours,



RECEIVED

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SECRETARY OF STATE
CORPORATION DIVISION

STATE OF MINNESOTA
COUNTY OF MILLE LACS

DISTRICT COURT
SEVENTH JUDICIAL DISTRICT

In the Matter of the Contest of the Election
held on November 2, 1954, for the purpose of
electing State Representatives from the 55th.
Legislative District of Minnesota.

Edwin Odgaard,

Contestant

NOTICE OF CONTEST

vs

George E. Grant,

Contestee.

TO GEORGE E. GRANT, CONTESTEE; AND MRS. MIKE HOLM, SECRETARY OF STATE;

YOU ARE HEREBY NOTIFIED, that Edwin Odgaard, the above named contest-
ant, hereby does and will contest the election for the office of State Re-
presentative of the 55th. Legislative District of the State of Minnesota, at the
election held in said District on the 2nd. day of November, 1954.

You are further notified that the grounds of said contest will be that
the County Canvassing Boards of the County of Mille Lacs, County of Kanabec and
County of Sherburne, and the State Canvassing Board of the State of Minnesota,
have declared the said George E. Grant to be elected to the above described
office of State Representative at said election.

That the contestant, Edwin Odgaard, is, and for more than one year
prior to the 2nd. day of November, 1954, was a qualified voter of the State of
Minnesota, and does now and for more than one year has resided in said district,
in the Village of Milaca, Mille Lacs County, Minnesota, and within the said
Legislative District in the said State of Minnesota, and was a candidate for
election to the office of State Representative from the 55th. Legislative
District in the State of Minnesota, at the general election in said district on
the 2nd. day of November, 1954, having been nominated in the primary election
in said district in September, 1954.

That in truth and in fact, there were cast for the contestant herein
more of the legal votes cast in said general election held in said 55th. Leg-
islative District for the office of said State Representative than were cast
for the contestee herein.

That there were cast for the contestant herein in said general election in said 55th. Legislative District more votes for the said office of State Representative than were canvassed, counted and declared to have been cast for him by said County Canvassing Boards of said counties and by the State Canvassing Board.

That there were cast for the contestee herein in said general election in said 55th. Legislative District for the said office of State Representative a less number of legal votes than were canvassed, counted and declared to have been cast for him by said County Canvassing Boards and the said State Canvassing Board.

That by reason of the above recited errors, the County Canvassing Boards of said Mille Lacs, Kanabec and Sherburne Counties, and the State Canvassing Board of the State of Minnesota, did declare the said Contestee to be elected to said office of State Representative, but that in fact, had the legal votes duly cast for the Contestee and the Contestant respectively been properly and truly canvassed, counted and returned, that it would appear and the said County Canvassing Boards and the said State Canvassing Board, would have ~~xxx~~ declared the Contestant, Edwin Odgard, to have been elected to said office of State Representative from said 55th. Legislative District at said general election.

That the judges and clerks at said general election in the various election districts in said 55th. Legislative district, in counting and canvassing the votes cast at said general election for the office of State Representative of said 55th. Legislative district, committed errors and mistakes to the prejudice of the Contestant, and that the said County Canvassing Boards and the said State Canvassing Board in counting and canvassing the return of the votes cast at said general election for said office of State Representative of said 55th. Legislative district, committed errors and mistakes to the prejudice of the contestant by reason of which the contestee was declared elected as aforesaid, when in truth and fact the contestant did receive the greatest number of legal votes cast by the qualified votes of said 55th. Legislative district for said office of State Representative in said election.

That at said general election in the said 55th. Legislative district and in the several election districts of said 55th. Legislative district there were cast for the contestant herein a large number of legal votes which the judges and clerks of the said several election districts failed to count and return for said contestant.

That the judges and clerks at said general elections in the several election districts of said 55th. Legislative district, in counting, canvassing and returning the number of votes for the contestee herein, did count, canvass and return a large number of votes which were not duly and legally cast for said contestee for the said office of State Representative.

That the contestant herein did receive, at said general election, for said office of State Representative in said 55th. Legislative district more legal votes than were cast for the contestee.

That there were one or more legal votes duly cast in each election district of said 55th. Legislative district for the contestant for the office of State Representative which were not tallied, counted, returned or canvassed for and in behalf of said contestant by the judges and clerks in each of the several election districts of the said 55th. Legislative district, and the State Canvassing Board did erroneously and improperly tally, count, return and canvass for the contestee, one or more votes in each of said election districts in excess of those in fact duly and legally cast for said contestee for said office of State Representative in said general election.

That the effect of these errors and the improper tallying, counting, returning and canvassing was to cause it to appear upon the canvass by the said Canvassing Boards, that there were 101 more votes cast at said general election in said 55th. Legislative district for the contestee herein than for the contestant.

WHEREFORE, Contestant prays that this Court make its Order that the Contestant, Edwin Odegard, be declared to be legally elected and entitled to receive the Certificate of election for the office of the State Representative of the 55th. Legislative district.

Edwin Odegard
Contestant

R. C. Angstman

Geo. L. Angstman
Attorneys for Contestant.

State of Minnesota)
: ss
County of Mills Lee)

Edwin Odegard, being first duly sworn, on oath deposes and says that he is the Contestant named in the foregoing notice of contest, that he has read the foregoing Notice of Contest and that the facts therein stated are true of his own knowledge, information and belief.
Subscribed and sworn to before me this 11th day of November, 1954. R. C. Angstman
Edwin Odegard

(SEAL)

NOTARY PUBLIC, MILLS COUNTY, MINN.
COMMISSION EXPIRES APRIL 27, 1959.

LAW OFFICES
R. C. ANGSTMAN
PRINCETON, MINN.

TELEPHONE { OFFICE 388-W
RES. 388-R

Dec. 9, 1954.

Mrs. Mike Holm,
Secretary of State,
St. Paul, Minn.

Dear Mrs. Holm:

The inspectors in the Edwin Odegard-George E. Grant election contest have completed the canvassing of the votes in Mille Lacs and Kanabec counties and are starting the recount in Sherburne county this morning.

It is anticipated that they will complete the recount in Sherburne county this week so that I should be able to advise you of the result by the first of next week.

Very truly yours,



STATE OF MINNESOTA
COUNTY OF MILLE LACS

DISTRICT COURT
SEVENTH JUDICIAL DISTRICT

In the Matter of the Contest of the Election
held on November 2, 1954, for the purpose of
electing State Representatives from the 55th
Legislative District of Minnesota.

Edwin Olegard, Contestant

vs.

George E. Grant, Contestee.

ORDER

Pursuant to the attached stipulation, IT IS HEREBY
ORDERED that the above proceedings be and the same is
hereby dismissed and the Secretary of State may forth-
with issue an election certificate to the within named
Contestee.

IT IS FURTHER ORDERED that the court costs and
inspectors' fees in the within matter shall be paid by
the above named contestant and upon the payment of said
costs a cash bond filed herein by contestant shall be
released to the contestant by the Clerk of the above
named Court.

Dated at St. Cloud, Minnesota, this 13th. day of
December, 1954.

E. J. Ruegener
District Judge

CERTIFICATE ISSUED TO GEORGE E. GRANT
AND DATED DECEMBER 20, 1954.

MRS. MIKE HOLM, SECRETARY OF STATE.

STATE OF MINNESOTA
DEPARTMENT OF STATE
ST. CLOUD, MINN.
DEC 20 1954
Wm. J. Walker
Clerk

12355