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FIRST STATE BANK BUILDING
Sauk Centre, Minnesota 56378
TELEPHONE 352-2273

July 30, 1968

Honorable Harold LeVander
State Capitol
St. Paul, Minnesota 55101

Re: City of Sauk Centre - Municipal Judge

Dear Governor LeVander:

Enclosed herewith you will find a resignation signed by M. Leo Hedin, the municipal judge of the City of Sauk Centre.

Mr. Hedin has been municipal judge here at Sauk Centre for a number of years. He is not an attorney but was able to run for office as he was in office prior to the change in the law.

The City of Sauk Centre operates under a home rule charter which provides that the municipal judge shall be a resident of the City of Sauk Centre and in the event of a vacancy the city council shall appoint a replacement.

However, it would appear to me that M.S.A. 488.06, quite clearly indicates that a municipal judge must be appointed by the governor.

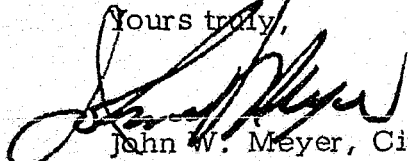
There are two attorneys practicing law here at Sauk Centre. I have talked to Attorney J. J. Larson of this city and he states that he would not accept the appointment of municipal judge. I am the city attorney and I am also not interested in being municipal judge.

There is an attorney general's opinion dated June 26, 1961, which states that if no qualified person will accept the appointment, the governor may appoint a suitable person not learned in law.

Perhaps you will want to discuss this with the attorney general as to the proper procedure, in view of the apparent conflict with our city charter. It is important that we have a municipal judge. Due to the failing health of Mr. Hedin, the court has not been in complete operation for some time.

If you decide that a layman can be appointed municipal judge and would like suggestions from the City of Sauk Centre, we would be most happy to recommend some person or person to you.

Yours truly,


John W. Meyer, City Attorney

#20270
O.D.
GOVERNOR'S
OFFICE
JUL 31 1968

Governor Harold LeVander,
Allan Polipnick, Mayor of the City of Sauk Centre
and the Common Council of the City of Sauk Centre

Dear Sirs:

I hereby submit my resignation as Municipal Judge of the
City of Sauk Centre, effective the 22nd day of July, 1968.

M. Leo Hedin
M. Leo Hedin

20270
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

JUL 30 1968

Joseph Polipnick
Secretary of State