

IN THE MATTER OF THE APPLICATION
BY THE HONORABLE STANLEY D. KANE
JUDGE OF DISTRICT COURT, FOURTH
JUDICIAL DISTRICT, STATE OF MINNE-
SOTA, FOR RETIREMENT ON MAY 29,
1978, PURSUANT TO PROVISIONS OF
M.S. 490.101, SUBDIVISION 4, AND
490.102, SUBDIVISION 2(a), AND
FOR AN EXTENSION OF THE TERM OF
THE SAID HONORABLE STANLEY D. KANE
UP TO AND INCLUDING MAY 29, 1978,
PURSUANT TO M.S. 490.124, SUB-
DIVISION 2.

WHEREAS, the Honorable Stanley D. Kane, having made application to the said undersigned Governor Wendell R. Anderson, in a letter dated January 2, 1976, for full retirement at the close of business on May 29, 1978, and for an extension of his present term until said date, and

WHEREAS, the said Judge Stanley D. Kane will have served continuously as District Judge for fifteen (15) years on that date, and

WHEREAS, the said Judge Stanley D. Kane will have reached the age of 71 years on December 21, 1978, and

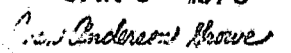
WHEREAS, M.S. 490.101, Subdivision 4, requires the Governor to make a written order accepting such retirement and extending such term of office, and

WHEREAS, the necessary legal requirements have or will have been met for such retirement and extension of term on the close of business on May 29, 1978,

NOW, THEREFORE, I, Wendell R. Anderson, Governor of the State of Minnesota, acting pursuant to the aforementioned statutes, do hereby order that the present term of office for the said Honorable Stanley D. Kane be, and it hereby is, extended to and including May 29, 1978, and further order that retirement benefits commence as provided by law at the close of business on the day of May 29, 1978.

IN WITNESS WHEREOF, I do hereunto set my hand and seal
this 8th day of January, 1976.


Wendell R. Anderson, Governor
State of Minnesota

#29050
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JAN 8 - 1976

Secretary of State

29050

STATE OF MINNESOTA
DISTRICT COURT OF MINNESOTA
FOURTH JUDICIAL DISTRICT

January 2, 1976

1976

CHAMBERS OF
JUDGE STANLEY D. KANE
COURT HOUSE
MINNEAPOLIS, MINN. 554 5



Stanley Kane

Dear Governor Anderson:

Because my term as Judge of the District Court of Minnesota will expire three years or less from the time when I will become eligible to retire under the provisions of Minnesota Statutes, Sections 490.101, 490.102, 490.124, and other applicable statutes, I hereby advise you of my intention to retire upon eligibility.

For your convenience, I am quoting certain provisions of Minnesota statutes which appear to be applicable to my situation, as follows:

M.S.A., Section 490.101, Subd. 4. When the term of any judge of the district court would expire three years or less from the time when he would become eligible to retire under the provisions of this section and section 490.102, upon written application by such Judge to the governor stating his intention to retire upon eligibility, the governor shall forthwith make a written order accepting such retirement application, and extending his term of office for three years or such proportion thereof as may be necessary to make him eligible for such retirement.

M.S.A., Section 490.102, Subd. 2 (a). If, at the time of retirement, he has attained the age of at least 70 years and he has served for 15 years as such judge, or as judge and as judge of a court of record, he shall receive the remainder of his life, one-half the compensation allotted to the office at the time of his retirement or on July 1, 1967, whichever is greater.

M.S.A., Section 490.124, Subd. 2 (second paragraph). A judge who was in office on December 31, 1973 and thereafter and who, by the date on which his term expires, would not be eligible to retire with full benefits under statutes in effect on December 31, 1973, may apply to the governor for an extension to serve up to three additional years, stating his intention to retire upon such eligibility. Notwithstanding section 490.125 hereof, the governor shall

The Honorable Wendell R. Anderson,
January 2, 1976,
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forthwith make a written order accepting such retirement application, and extending the term of office of such judge for such period of time, not exceeding three years, as may be necessary to make such judge eligible for such retirement, solely for purposes of computing benefits hereunder.

I was appointed to the District Court on May 29, 1963, by Governor Karl Rolvaag, my appointment becoming effective May 29, 1963, on which date I commenced serving as a Judge of the District Court of the Fourth Judicial District. I was elected a Judge of the District Court in the general election of November, 1964, and re-elected in the general election of November, 1970. This term expires on December 31, 1976, and I believe I have the right to file for re-election.

According to my calculation, I will have served as a Judge of the District Court continuously without interruption for a period of fifteen years at the close of the day on May 29, 1978. My birthday is December 21, 1907, and my present age is 68 years.

In accordance with the provisions of M.S.A., Sections 490.101, 490.102, 490.124, and other applicable statutes, I hereby apply for retirement and respectfully request that you make a written order accepting my retirement application and extending my present term of office up to and including the 29th day of May, 1978.

With all good wishes for your continued good health and success, I remain

Respectfully yours,



The Honorable Wendell R. Anderson,
Governor of the State of Minnesota,
State Capitol Building,
St. Paul, Minnesota 55155.