

May 6, 1925.

To His Excellency,
Theodore Christianson,
Governor of Minnesota,
St. Paul, Minnesota.

Dear Sir:

I hereby petition you that I be retired as Judge of the Seventeenth Judicial District of Minnesota, as provided for under Chapters 210-211 of the General Statutes of the State of Minnesota for the year 1923, for the reason that I am incapacitated physically from performing the judicial duties of said district during the remainder of my present term of office.

This petition is made upon condition that your applicant receive the compensation allotted to his office by law for the remainder of his said term.

I make this application at this time as a general term of court is scheduled to be held at Jackson, Minnesota in this district beginning May 18, 1925.

Yours respectfully,

E. C. Swan

3300

Exhibit a.

Honorable E. C. Dean,
Fairmont, Minn.

Dear Judge:

We, the members of the Bar of the 17th Judicial District, wish to take occasion at this time to express both our sincere and unanimous conviction and appreciation of the fact that throughout your incumbency of the office of Judge of the Judicial District, you have at all times exerted your utmost endeavors to be courteous, fair, impartial and just to an unusual degree. The recognition of this fact has gained for you the sincerest friendship of each and all of us.

However, as members of the Bar we have all believed for more than a year past that your condition of health has been such that you have been unable properly to perform your duties as Judge of the District. As your friends, for there is no member of the Bar of your District that is your enemy, we have all hoped that with the passing of time your condition might improve to such an extent that you might again be able to perform those duties efficiently and well. We deeply regret that our hope in that respect has not been realized.

We feel certain that you have not, and do not now, realize your own condition and the character and extent of the disabilities under which you have been laboring, and we have long dreaded and evaded making this statement and request to you which we now feel it our duty to make. For a long time we have hesitated to try cases under existing circumstances, and you must have noticed that the Bar of the District generally have evaded the trial of cases. As a result we are criticized by reason of the failure to dispatch the business of the District.

In making this statement and request we are actuated not only by the kindest personal feeling toward yourself, but by the demands and rights of the public generally. We have hoped that you might, and now wish that you make application for retirement under Section 310 of the General Statutes of 1933, with full compensation for your unexpired term. To this we feel that you are entitled. It has been and is, our desire that your retirement might be brought about with as little publicity as possible, and in such a way that the good feeling and friendship of the entire Bar of the District for you might continue.

We further feel that such retirement is to your own best interests, and that your duty to yourself demands that you lay down the arduous duties of an office which your health no longer permits you to perform and that your greatest duty at present is to care for your own health, and it is our wish and hope that you may have a speedy and complete recovery. (Signed by)

Very respectfully,

Frank E. Putnam,
Albert R. Allen,
Herman Marquart
Karl L. Rudow
F. M. Kalash
B. E. Grottum
H. G. Frundt,
E. L. Ballou,
John W. Lovell

J. E. Haycraft,
Chris Carlson
L. J. Seifert,
F.E. Dougherty
W. A. Lienke,
O. Thoreson
Ben E. Ballou,
F. E. Faber
F. G. Wasgatt

E. H. Nicholas
R. H. McCune
Paul C. Cooper
Rector H. Putnam
V. V. Lindgren
H.C. Lindgren
William W. Allen
D. L. Morse
Chas. E. Conant
M. W. Brewster

Exhibit B.

MAYO CLINIC,
Rochester, Minnesota.

Clinical Section
of
Dr. Geo B. Eusterman,
Dr. H. R. Hartman,
Dr. C. S. McVicar

May Fourth
Nineteen Twenty-five.

A-61206

Judge E. C. Dean,
Fairmont, Minnesota.

Dear Judge:-

In re. your last examination here, which was begun on the thirtieth ultimo and completed on the second instant.

I shall not go into the details of your presenting symptoms. Physical examination showed that you were well nourished. All of your natural teeth were missing except two in the lower jaw. The tongue looked somewhat glazed and red. The throat was somewhat injected, which might be the result of inordinate smoking. The chest was emphysematous and the heart sounds distant. Examination of the abdomen revealed operative scars in good condition. The blood pressure on one reading showed a systolic of 200 and diastolic 105, pulse rate 86. This means a considerably increased blood pressure over the normal. The Wasserman reaction was absent in the blood serum. A blood count was satisfactory. Urinalysis of a 12-hour specimen revealed 1,000 cc, specific gravity 1013, a very faint trace of albumen and pus cells present to the amount of II on a basis of IV; there were 30 pus cells to the low power field. Examination of the fundus oculi revealed moderate retinal arteriosclerosis of the hypertension type. There was also a guttate and pigmentary degeneration of the choroid, more marked on the right. The phthalein test by the intramuscular method was satisfactory. There was a return of 45% after two hours. A roentgenogram of the chest showed no abnormalities.

After the completion of the neuropsychiatric examination the following decision was reached: Fundamentally there is generalized arterio-sclerosis of the central nervous system. There were the usual signs of mental deterioration commensurate with age, hypertension and arteriosclerosis. The neuropsychiatrist felt, and so advised you, that it would be a difficult task to prove yourself competent in your official capacity and that you should get out of your present predicament as gracefully as possible.

With best wishes for your future health, and feeling that a discontinuance of your official duties and the irritations incident thereto will improve your general health, and hoping you will discontinue the use of tobacco at your earliest convenience, owing to its deleterious effect on blood pressure and arteries, I am

Very truly yours,

GBE GE

(Sd) Geo. B. Eusterman.

IN THE MATTER OF THE APPLICATION OF
HONORABLE E. C. LEAN, JUDGE OF THE SEVENTEENTH
JUDICIAL DISTRICT OF THE STATE OF MINNESOTA,
UNDER THE PROVISIONS OF SECTIONS 210 AND 211,
GENERAL STATUTES 1903.

ORDER

WHEREAS, an application in writing has been duly presented to me by the Honorable E. C. Lean, Judge of the Seventeenth Judicial District of the State of Minnesota, for retirement from said office during the remainder of his term under the provisions of sections 210 and 211, General Statutes 1903; and

WHEREAS, it is set forth in said application that said applicant has become physically incapacitated from performing his said judicial duties during the remainder of his term in office; and

WHEREAS, after due investigation and consideration of said application, it is found that said E. C. Lean is not the duly elected, qualified and acting judge of the Seventeenth Judicial District of the State of Minnesota; that he is incapacitated physically from performing the duties of his said judicial office, which incapacity will continue during the remainder of his term; that the public service is suffering and will continue to suffer by reason of his said physical disability and incapacity; and that he is eligible to be retired from his said office for the remainder of his present term under the above mentioned provisions of law;

Now, therefore, I, Theodore Christmann, Governor of the State of Minnesota, do hereby order and direct the

retirement of the said E. C. Dean as Judge of said seventeenth
Judicial District of the state of Minnesota, to become effective
forthwith, for the remainder of his current term of office,
under and pursuant to the provisions of sections 210 and 211,
General Statutes 1923.

dated at St. Paul, Minnesota this ___ day of May, 1925.

Governor of the State of Minnesota.

IN THE MATTER OF THE APPLICATION OF
HONORABLE E. G. DEAN, JUDGE OF THE SEVENTEENTH
JUDICIAL DISTRICT OF THE STATE OF MINNESOTA,
UNDER THE PROVISIONS OF SECTIONS 210 AND 211,
GENERAL STATUTES 1923.

ORDER

WHEREAS, an application in writing has been duly presented to me by the Honorable E. G. Dean, Judge of the seventeenth Judicial District of the state of Minnesota, for retirement from said office during the remainder of his term under the provisions of sections 210 and 211, General Statutes 1923; and

WHEREAS, it is set forth in said application that said applicant has become physically incapacitated from performing his said judicial duties during the remainder of his term in office; and

WHEREAS, after due investigation and consideration of said application, it is found that said E. G. Dean is now the duly elected, qualified and acting judge of the seventeenth Judicial District of the state of Minnesota; that he is incapacitated physically from performing the duties of his said judicial office, which incapacity will continue during the remainder of his term; that the public service is suffering and will continue to suffer by reason of his said physical disability and incapacity; and that he is eligible to be retired from his said office for the remainder of his current term under the above mentioned provisions of law;

Now, therefore, I, Theodore Christensen, Governor of the state of Minnesota, do hereby order and direct the

retirement of the said J. C. ... Judge of said seventeenth
Judicial District of the state of Minnesota, to become effective
forthwith, for the remainder of his current term of office,
under and pursuant to the provisions of sections 210 and 211,
Revised Statutes 1925.

Dated at St. Paul, Minnesota, this ___ day of May, 1935.

~~_____
Governor of the state of Minnesota.~~

IN THE MATTER OF THE APPLICATION OF
HONORABLE E. C. DEAN, JUDGE OF THE SEVENTEENTH
JUDICIAL DISTRICT OF THE STATE OF MINNESOTA,
UNDER THE PROVISIONS OF SECTIONS 210 AND 211,
GENERAL STATUTES 1923.

O R D E R

WHEREAS, an application in writing has been duly presented to me by the Honorable E. C. Dean, Judge of the Seventeenth Judicial District of the State of Minnesota, for retirement from said office during the remainder of his term under the provisions of Sections 210 and 211, General Statutes 1923; and

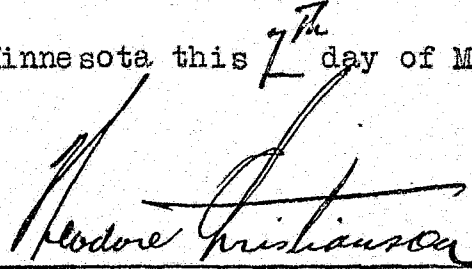
WHEREAS, it is set forth in said application that said applicant has become physically incapacitated from performing his said judicial duties during the remainder of his term in office; and

WHEREAS, after due investigation and consideration of said application, it is found that said E. C. Dean is now the duly elected, qualified and acting judge of the Seventeenth Judicial District of the State of Minnesota; that he is incapacitated physically from performing the duties of his said judicial office, which incapacity will continue during the remainder of his term; that the public service is suffering and will continue to suffer by reason of his said physical disability and incapacity; and that he is eligible to be retired from his said office for the remainder of his current term under the above mentioned provisions of law;

Now, Therefore, I, Theodore Christianson, Governor of the State of Minnesota, do hereby order and direct the

retirement of the said E. C. Dean as Judge of said Seventeenth
Judicial District of the State of Minnesota, to become effective
forthwith, for the remainder of his current term of office,
under and pursuant to the provisions of Sections 210 and 211,
General Statutes 1923.

Dated at St. Paul, Minnesota, this 7th day of May, 1925.


Governor of the State of Minnesota.