

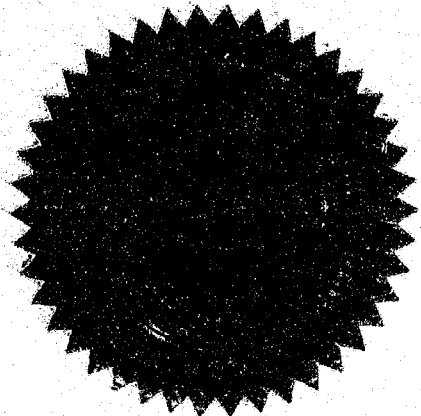
Certificate as to Organization of Village of Bigfork,

County of Itasca and State of Minnesota.

I, Matthew A. Spang, County Auditor in and for the County and State named in the caption hereof, do hereby certify that each of the attached papers is a true and correct copy of the original thereof on file in my said office, and of all of said original: that the copy of the resolution by Mr. Tone is a true and correct copy of a certain resolution adopted and agreed to by the Board of County Commissioners in and for the said County at a duly held meeting of the said Board on November 20, 1906, or thereabouts, and all thereof: that this certificate is made in order that ^{a copy of} all of the said papers which have been heretofore filed as one document in my said office may be properly authenticated and made of record in the office of the Secretary of State in and for the said State of Minnesota.

In witness of all of which I have hereunto set my hand and affixed the seal of my said office, this sixteenth (16) day of December, AD. 1907.

Matthew A. Spang
County Auditor in and for
the said County and State.



Petition for Incorporating the Village of Bigfork.

To the Board of County Commissioners of the County of Itasca
and State of Minnesota;

This petition respectfully shows the following facts:

1. That the following described tracts of land are
situated in the County of Itasca and State of Minnesota, to-wit:

The Southeast quarter of the Southeast quarter (S.E. $\frac{1}{4}$ of
S.E. $\frac{1}{4}$) of Section Twenty-one (21),

The South half of the South half (S. $\frac{1}{2}$ of S. $\frac{1}{2}$) of
Section Twenty-two (22),

The Southwest quarter of the Southwest quarter (S.W. $\frac{1}{4}$ of
S.W. $\frac{1}{4}$) of Section Twenty-three (23),

The West half of the West half (W. $\frac{1}{2}$ of W. $\frac{1}{2}$) of
Section Twenty-six (26),

All of Section Twenty-seven (27),

The East half of the East half (E. $\frac{1}{2}$ of E. $\frac{1}{2}$) of
Section Twenty-eight (28),

The Northeast quarter of the Northeast quarter (N.E. $\frac{1}{4}$ of
N.E. $\frac{1}{4}$) of Section Thirty-three (33),

The North half of the North half (N. $\frac{1}{2}$ of N. $\frac{1}{2}$) of
Section Thirty-four (34),

The Northwest quarter of the Northwest quarter (N.W. $\frac{1}{4}$ of
N.W. $\frac{1}{4}$) of Section Thirty-five (35),

All in Township Sixty-one (61) North, Range Twenty-six
(26) West 4th P.M., according to United States government sur-
vey thereof:

2. That neither of nor any portion of said described
tracts is now or ever has been heretofore incorporated: that a
portion thereof, to-wit, a portion of said Section Twenty-seven
(27) has been heretofore platted into lots and as your petition-

ers are informed and verily believe with a view to village occupancy: that said plats have heretofore been duly certified and are now of record and on file in the office of the Register of Deeds in and for the said County of Itasca:

3. That the unplatted portion of the said territory adjoins the platted portion thereof, and that the whole of said territory, platted and unplatted, and each and every part thereof, is so conditioned as properly to be subjected to village government:

4. That the boundaries of the said territory are described as follows, to-wit:

Commencing at the Northeast (N.E.) corner of the Southwest quarter of the Southwest quarter (S.W. $\frac{1}{4}$ of S.W. $\frac{1}{4}$) of Section Twenty-three (23), Township Sixty-one (61) North, Range Twenty-six (26) West 4th P.M., and thence West (W.) along the one-sixteenth (1/16) line to the Northwest (N.W.) corner of the Southeast quarter of the Southeast quarter (S.E. $\frac{1}{4}$ of S.E. $\frac{1}{4}$) of Section Twenty-one (21), in said Township and Range:

Thence South (S.) along the one-sixteenth (1/16) line to the Southwest (S.W.) corner of the Northeast quarter of the Northeast quarter (N.E. $\frac{1}{4}$ of N.E. $\frac{1}{4}$) of Section Thirty-three (33), in said Township and Range:

Thence East (E.) along the one-sixteenth (1/16) line to the Southeast (S.E.) corner of the Northwest quarter of the Northwest quarter (N.W. $\frac{1}{4}$ of N.W. $\frac{1}{4}$) of Section Thirty-five (35), in said Township and Range:

Thence North (N.) along the one-sixteenth (1/16) line to the point of beginning in said Section Twenty-three (23):

5. That the quantity of land embraced within the said

territory is One thousand four hundred forty (1440) acres, or thereabouts:

6. That less than Eight (8) weeks prior hereto, to-wit, between October 20, 1906, and November 5, 1906, your petitioners did duly cause a census of all the resident population of said territory to be taken, and that a copy of said census is hereto attached as Exhibit "A": that by means of the said census your petitioners have ascertained, and do now state the fact to be, that the number of actual residents of the said territory at the time of said census was Two hundred (200):

7. That it is desired to erect the said territory into a municipal corporation pursuant to the statutes in such case made and provided, and that the name proposed for the said village so to be incorporated is "Village of Bigfork":

WHEREFORE, Your petitioners pray that this, their said petition, be approved by your honorable body, and that a time and place be fixed when and where the voters actually resident within the said territory may vote for or against such incorporation: and further, that you take such other and additional steps as contemplated by the statutes in such cases made and provided.

H N Horton

Damase Neveux

Pete Peterson

Anton Heschinke

Ludwig Hogan

Al Pomeroy

R O Lindem

J O Larson

John Pinette

John Duff

George B Perkins
Lander Larson
W H Putnam
A Duval
Frank Larson
L. Bestedeau
C. Lind
John H Hagen

M Rude
Mangel Saunders
Frank Pinette
John Vincent
Ruben Larson
A J Hanson
P. H. Solstad
Wm Hill
A R Gilbert
A Pelquin

State of Minnesota,
County of Itasca, SS.

J H D Horton, A O Lindem
and Lander Larson, being first duly sworn,

do say, each for himself, that he is one of the petitioners whose names appear above: that the census referred to in said petition was accurately taken within the dates specified in said petition, and finally, that the statements made in said petition are true.

H. D. Horton
A. O. Lindem
Lander Larson

Subscribed and sworn to before me this 6th day of October, A.D., 1906.

(Notarial Seal)

J O Larson
Notary Public, Itasca Co.,
My Commission Expires Apr 20, 1910

GRAND JURY RETURNED VICTIMS.

FOURTH DISTRICT, 1903.

WITNESSES.

- | | |
|-----------------------|------------------------|
| 1. H. A. HOBSON, | 37. GEORGE PETERSON, |
| 2. MRS. F. D. HOBSON, | 38. JAMES JOLO, |
| 3. G. O. HILL, | 39. CARL JOHNSON, |
| 4. MRS. G. O. HILL, | 40. JOHN JOHNSON, |
| 5. E. JOHNSON, | 41. MRS. JOHN JOHNSON, |
| 6. MRS. E. JOHNSON, | 42. ALMA JOHNSON, |
| 7. CLARA JOHNSON, | 43. ESTHER JOHNSON, |
| 8. FLORENCE JOHNSON, | 44. WALTER JOHNSON, |
| 9. WANDA JOHNSON, | 45. W. HILL, |
| 10. MARGARET JOHNSON, | 46. MRS. W. HILL, |
| 11. MRS. D. JOHNSON, | 47. ROSE JOHNSON, |
| 12. ANNE JOHNSON, | 48. ANNE JOHNSON, |
| 13. ED JOHNSON, | 49. C. HILMANN, |
| 14. MRS. ED JOHNSON, | 50. D. HOBSON, |
| 15. PEARL JOHNSON, | 51. H. JOHNSON, |
| 16. W. L. LINDS, | 52. MARTIN JOLO, |
| 17. LINDA HILL, | 53. MRS. A. JOLO, |
| 18. ED JOHNSON, | 54. APRIL JOLO, |
| 19. E. CLEVELAND, | 55. GEORGE JOLO, |
| 20. JOHN JOLO, | 56. HENRY JOLO, |
| 21. LUDWIG JOLO, | 57. MARSHALL JOLO, |
| 22. ED JOLO, | 58. WALTER JOLO, |
| 23. W. H. JOHNSON, | 59. F. JOHNSON, |
| 24. ANNE JOHNSON, | 60. H. JOHNSON, |

- | | |
|------------------------|----------------------|
| 40. Louis Stankovic, | 74. Alan Lawson, |
| 41. Tom La Grange, | 75. H. V. Lutz, |
| 42. J. E. P. Peterson, | 76. Pat O'Leary, |
| 43. J. Tackey, | 77. John Mason, |
| 44. Geo. Miller, | 78. Ed Fleming, |
| 45. Oscar Pennington, | 79. H. McLaughlin, |
| 46. Tom Kintner, | 80. H. Anderson, |
| 47. Ann Nelson, | 81. F. Lopez, |
| 48. H. G. Hoffman, | 82. A. Thompson, |
| 49. Geo. McCall, | 83. E. L. Hanson, |
| 50. W. Mahan, | 84. H. Gordon, |
| 51. Tom King, | 85. James Brown, |
| 52. H. Brubaker, | 86. Joe Wolf, |
| 53. E. Parfitt, | 87. E. Johnson, |
| 54. C. G. Kintner, | 88. J. Smith, |
| 55. Tom La Grange, | 89. L. Vogel, |
| 56. H. Hoffmann, | 90. G. Adams, |
| 57. E. G. Hoffman, | 91. H. Nelson, |
| 58. J. H. Moore, | 92. Charles Swanson, |
| 59. Mrs. J. H. Moore, | 93. E. H. Barber, |
| 60. Darwin Kintner, | 94. E. Brown, |
| 61. P. Tolson, | 95. Bob Williams, |
| 62. J. H. Hoffman, | 96. H. Wright, |
| 63. W. Hoffmann, | 97. J. Wright, |
| 64. A. T. Griffin, | 98. G. Lee, |
| 65. H. Hoffmann, | 99. J. Smith, |
| 66. Tom King, | 100. A. G. Hanson, |
| 67. J. Larson, | 101. P. Anderson, |
| | 102. G. Nelson, |
| | 103. W. Wilson, |

108. John Thayer,
109. John Thayer,
110. Miss Bray,
111. D. Scull,
112. Wm. Scull,
113. A. Archer,
114. F. Archer,
115. Al Johnson,
116. Wm. B. Johnson,
117. P. Rogers,
118. Frank Rogers,
119. Geo. Clark,
120. W. Brown,
121. Earl Brown,
122. John Penick,
123. A. Gilbert,
124. Sam Penick,
125. P. Brown,
126. Frank Penick,
127. Jack Lee,
128. El Cize,
129. Dave Rice,
130. J. Lindquist,
131. D. Swanson,
132. Mrs. M. Swanson,
133. Jennie Swanson,
134. A. Olson,
135. Mrs. A. Olson,
136. J. J. Marshall,

137. P. Pollock,
138. P. Burgess,
139. I. Overholser,
140. John Witt,
141. D. Mitchell,
142. Jay Lewis,
143. P. Potter,
144. J. Neumann,
145. Amos Alexander,
146. Will Kinton,
147. C. H. King,
148. Mrs. C. H. King,
149. Stephen King,
150. Roy Peterson,
151. C. Norblad,
152. Mrs. C. Norblad,
153. Antonio Norblad,
154. Wilson Norblad,
155. George Norblad,
156. H. O. Tolsted,
157. Mrs. H. O. Tolsted,
158. Norton Tolsted,
159. Andrew Lindquist,
160. Aron Prange,
161. O. Hanson,
162. O. Hanson,
163. Frank Larson,
164. Mrs. Frank Larson,
165. Henry Larson,
166. A. Marshall,

170. Mrs. H. Hensell,
171. William Hensell,
172. H. Hensell,
173. Susan Hensell,
174. Marshall Hensell,
175. Bob Hensell,
176. John Henson,
177. Mrs. A. Henson,
178. Ross Henson,
179. Frank Henson,
180. Mrs. Eval Allord,
181. Mrs. P. Allord,
182. Eval Allord,
183. Howard Allord,
184. H. H. Phil,
185. J. P. Hardy,
186. H. H. Hensell,

187. Geo. H. Perkins,
188. Mrs. Geo. Perkins,
189. J. W. Johnston,
190. M. J. Johnson,
191. G. W. Johnston,
192. Myrtle Johnston,
193. James Johnson,
194. Ella Johnson,
195. Marie Branchley,
196. Geo. Branchley,
197. Geo. Deane,
198. Roy Deane,
199. Frank Deane,
200. Pat Hogan,
201. Thomas Nelson,

Files in my office
Nov 19, 1906.

M. A. Spang Auditor
By M. A. Spang
Staves Co. Minn.

Resolution by Mr. J. Jones.

Whereas, a certain petition for incorporating the Village of Bigfork has been duly presented to the Board of County Commissioners in and for the County of Itasca and State of Minnesota, for its approval, it being shown by said petition that it is desired to incorporate certain tracts of land in said county not already incorporated, and which said lands have *heretofore* been partially platted into lots with a view of village occupancy, and whereas, it is further shown by said petition that a census of said territory has been duly taken and that said territory has a resident population of two hundred (200) persons, and that the incorporated portion of said territory adjoins the platted portion thereof and is so conditioned as properly to be subjected to village government, and whereas, it is also true that said petition has been duly signed by the required number of voters residing within said territory, and that it appears from said petition that all requirements of the statutes in such case made and provided have been duly complied with,

Now, therefore, after duly considering said petition and all the facts in connection therewith, be it and it is hereby resolved that the said petition be approved, and further, that the election prayed for in said petition be and the same hereby is ordered to be held on Friday, the 28th day of December, A.D., 1906, at the Bigfork schoolhouse. said schoolhouse being within the limits of said territory proposed to be incorporated;

Notice of Village Election.

Notice is hereby given that whereas at a certain time heretofore, to-wit, on November 19, 1906, a petition for incorporating the village of Bigfork was duly filed in the office of the County Auditor in and for the County of Itasca and State of Minnesota, a copy of which said petition will be found attached hereto and made a part hereof as Exhibit "A".

And whereas, said petition was duly presented to the Board of County Commissioners of said county at a regular meeting thereof duly held on November 21, 1906, and whereas further, said Board of County Commissioners at said meeting did approve said petition and did order that the election therein provided for be held on Friday, December 23, 1906, at the Bigfork School House, said school building being located within the territory proposed to be incorporated, and that F. B. Horton, Lester Larson, and Peter Peterson be appointed inspectors of said election, and further, that the said County Auditor cause proper notice of the time and place of holding said election to be given:

Now, therefore, pursuant to the said action of the said Board of County Commissioners, an election will be held on Friday, December 23, 1906, at the Bigfork School House, which said school building is located within the territory proposed to be incorporated, and which is described in said petition, and that at said election the resident voters of said territory may vote by ballot for or against the incorporation of the said territory as the village of Bigfork:

Further, that H. D. Boston, Lester Larson, and Peter Peterson have been appointed inspectors who will act as the judges of such election, and that said election will be conducted by said inspectors as far as practicable according to the laws of the State of Minnesota regulating the election of town officers.

Attest:

M. A. Spang
COUNTY CLERK OF DADE COUNTY.

Jas. Passard
VICE CHAIRMAN, BOARD OF COUNTY
COMMISSIONERS, COUNTY OF ITasca,
MINNESOTA.

(SEAL).

Exhibit "A"

Notice of Village Election

Notice is hereby given that whereas at a certain time heretofore, to-wit: on November 19th, 1906, a petition for incorporating the Village of Bigfork was duly filed in the office of the County Auditor...

And whereas said petition was duly presented to the Board of County Commissioners of said county at a regular meeting thereof held on November 27th, 1906, and whereas further, said Board of County Commissioners at said meeting did approve said petition and in order that the election therein provided for be held on Friday, December 28, 1906, at the Bigfork School House...

Now, therefore, pursuant to the said action of the said Board of County Commissioners, an election will be held on Friday, December 28th, 1906, at the Bigfork School House, which said school building is located within the territory proposed to be incorporated...

Further, say H. D. Horton, Lander Larson and Peter Peterson have been appointed inspectors who will act as judges of said election, and that said election will be conducted by said inspectors as far as practicable, according to the laws of the State of Minnesota...

Attest: M. A. SPANG, County Auditor of said County. J. M. PASSARD, Vice Chairman, Board of County Commissioners, County of Itasca, Minnesota.

PETITION FOR INCORPORATING THE VILLAGE OF BIGFORK.

To the Board of County Commissioners of the county of Itasca and State of Minnesota: This petition respectfully shows the following facts:

- 1. That the following described tracts of land are situated in the County of Itasca and State of Minnesota, to-wit: The southeast quarter of the southeast quarter (s 1/4 of s 1/4) of section twenty-one (21). The south half of the south half (s 1/2 of s 1/2) of section twenty-two (22). The southwest quarter of the southwest quarter (s 1/4 of s 1/4) of section twenty-three (23). The west half of the west half (w 1/2 of w 1/2) of section twenty-six (26). All of section twenty-seven (27). The east half of the east half (e 1/2 of e 1/2) of section twenty-eight (28). The northeast quarter of the northeast quarter (n 1/4 of n 1/4) of section thirty-three (33). The north half of the north half (n 1/2 of n 1/2) of section thirty-four (34). The Northwest quarter of the northwest quarter (n 1/4 of n 1/4) of section thirty-five (35). All in Township Sixty-one (61) North, Range Twenty-six (26) West, 4th P. M., according to United States government survey thereof.

2. That neither all nor any portion of said described tracts is now, or ever has been heretofore incorporated; that a portion thereof, to-wit, a portion of said Section Twenty-seven (27) has been heretofore platted into lots and as your petitioners are informed and verily believe with a view to village occupancy; that such plats have heretofore been duly certified and are now of record and on file in the office of the Register of Deeds, in and for the said County of Itasca.

3. That the unplatted portion of said territory adjoins the platted portion thereof, and that the whole of said territory, platted and unplatted, and each and every part thereof, is so conditioned as properly to be subject to village government.

4. That the boundaries of said territory are described as follows, to-wit: Commencing at the Northeast (n e) corner of Southwest quarter of the Southwest quarter (sw 1/4 of sw 1/4) of section twenty-three (23), township sixty-one (61) north, range twenty-six (26) west, 4th P. M., and thence west [w.] along the one-sixteenth [1-16] line to the northwest (n. w.) corner of the southeast quarter of the southeast quarter (se 1/4 of se 1/4) of section twenty-one (21), in said township and range;

Thence south -s.- along the one-sixteenth [1-16] line to the southwest -s. w.- corner of the northeast quarter of the northeast quarter -ne 1/4 of ne 1/4- of section thirty-three -33-, in said Township and Range;

Thence east [e.] along the one-sixteenth [1-16] line to the southeast (s. e.) corner of the northwest quarter of the northwest quarter (nw 1/4 of nw 1/4) of section thirty-five (35), in said township and range;

Thence north (n.) along the one-sixteenth (1-16) line to the point of beginning in said section twenty-three -23-;

5. That the quantity of land embraced within the said territory is One thousand four hundred and forty -1440- acres, or thereabouts.

6. That less than eight (8) weeks prior hereto, to-wit, between October 20, 1906, and November 5, 1906, your petitioners did duly cause a census of all the resident population of said territory to be taken, and that a copy of said census is hereto attached as Exhibit "A"; that by means of the said census your petitioners have ascertained, and do now state the fact to be, that the number of actual residents of the said territory at the time of said census was Two hundred:

7. That it is desired to erect the said territory into a municipal corporation pursuant to the statutes in such case made and provided, and that the name proposed for the said village so to be incorporated is "village of Bigfork."

WHEREFORE, Your petitioners pray that this, their said petition, be approved by your honorable body, and that a time and place be fixed when and where the voters actually resident within the said territory may vote for or against such incorporation; and further, that you take such other and additional steps as contemplated by the statutes in such cases made and provided.

H. D. Horton, Peter Peterson, Ludvig Hegann, A. O. Lindem, John Pihette, Geo. B. Purkins, Lander Larson, Danase Neveux, Anton Deschinke, R. N. Pomeroy, J. O. Larson, John Duff, M. Rude, Matzel Saunders, W. H. Putnam, J. W. Johnston, A. Duval, Frank Larson, L. Bestedeau, C. O. Lind, John H. Haugan, Frank Pihette, John Vinquist, Reuben Larson, A. J. Hanson, F. H. Solstad, Wm. Hill, A. R. Gilbert, A. Pelouquin.

State of Minnesota } ss. County of Itasca: }

H. D. Horton, A. Lindem, and Lander Larson, being first duly sworn, do say each for himself, that he is one of the petitioners whose names appear above; that the census referred to in said petition was accurately taken within the dates specified in said petition, and finally, that the statements made in said petition are true.

H. D. Horton, A. O. Lindem, Lander Larson.

Subscribed and sworn to before me this Sixth day of November, A. D. 1906. J. O. LARSON, Notary Public, My Commission Expires April 20 1910.

CENSUS FOR PROPOSED VILLAGE. Taken Oct., 30, 1906. BIGFORK.

- H. D. Horton, Mrs. H. D. Horton, C. O. Lind, L. Larson, Mrs. L. Larson, Cleyle Larson, Florence Larson, Winnie Larson, Reuben Larson, Mrs. R. Larson, Arthur Larson, Ed Johnson, Mrs. Ed Johnson, Peter Peterson, D. J. Ojala, Link Ellis, Ed Larson, H. Grandall, James Flood, Ludwig Hogant, Ed Hiller, W. H. Putnam, Annie Purras, Susie Purras, James Jalo, Carl Forsman, Mrs. John Peterson, Alma Swanson, Ernest Peterson, Walter Peterson, W. Hill, Mrs. W. Hill, Ben Rabier, Maude Horton, M. Thibault, D. Hogon, N. Osterbag, Martin Rude, Mrs. A. Rude, Myrtle Rude, Grace Rude, Hazel Rude, Marshall Rude, Sadie Rude, I. Robinson, B. O'Hara, Mrs. Bestedeau, Joe LaCrosse, J. H. F. Peterson, J. Jockey, Geo. Rabier, Oscar Pearson, Joe Kintop, Ass. McLean, Bob King, M. Saunders, E. Pihette, A. O. Lindem, Joe Pihette, I. McNamara, A. G. Manthe, A. D. Moore, J. B. Moore, Mrs. J. B. Moore, Godwin Gilbert, R. Solstad, I. H. Haugan, Will Norberg, A. T. Crick, H. McDougal, Wm. Rulan, J. Larson, Mrs. J. Larson, Alma Larson, H. W. Lake, Pat O'Leary, John Matson, Ed Flammigan, I. McLaughlin, E. Anderson, T. Lofall, A. Torgimsen, E. L. Hanson, T. Hanson, James Erwin, Joe Welsh, E. Saunders, J. Rabier, L. Vogel, G. Acker, C. Benson, Charley Sivantes, H. S. Barker, E. Stevens, Bert Wiggins, B. Highland, J. Leighton, G. Rums, A. Duval, D. C. Warner, F. Anderson, C. Nilson, W. Welte, John Purday, John Rabier, Mike Braw, B. Still Wm. Stull, A. Anthony, T. Anthony, Al Johnson, Wm. B. Jurklund, F. Wagunt, Irene

- Moore, Ester Moore, Geo. Clark, W. Rowen, Earl Gordon, John Pihette, Jack Aho, Louis Pihette, A. Gilbert, T. Newox, Frank Finato, Ed Cesar, Dave Rice, J. Lindquist, E. Shultis, Mrs. E. Shultis, Jennie Shultis, A. Olson, Mrs. A. Olson, J. J. Durrell, Fred Pelouquin, F. Bjorge, I. Ovelund, John Duff, R. Mitchell, Jay Luce, F. Rotts, J. Badarinar, Amos Alexander, Will Kintop, C. M. King, Mrs. C. M. King, Stafford King, Roy Wakeman, O. Nordlin, Mrs. C. Nordlin, Amelia Nordlin, Verna Nordlin, Leora Nordlin, N. O. Kelston, Mrs. N. O. Kelston, Barton Felster, Andrew Umburg, Aron Proge, E. Hanson, C. Hanson, Frank Larve, Mrs. Frank Larve, Harry Larson, E. Henzel, Mrs. E. Henzel, Walter Henzel, R. Henzell, Ester Henzell, Bertell Henzell, Bob Henzell, Mrs. Bob Henzell, Mrs. J. W. Johnson, Frank Johnson, Mrs. Frank Johnson, Roy Johnson, Frank Johnson, Mrs. Frank Johnson, Mrs. J. H. Brady, R. M. Royce, Geo. B. Purkins, Mrs. Geo. Purkins, J. W. Johnston, M. J. Johnston, T. H. Johnston, Margie Johnston, Ed Johnston, Maude Kronhloey, Geo. Brechley, Lea Reja, Roy Holms, Frank Holms, Pat Hogann, Thomas Holms, Mrs. (A) Lind, K. C. M. Lind, Geo. M. Lind, B. McClain, John Peterson, James Johnson,

State of Minnesota,
County of Itasca, SS.

Frank McKeown, being first duly sworn, deposes and says that at all times herein mentioned he was a duly qualified and acting deputy sheriff in and for the county and state above named:

That as such deputy sheriff he duly served the attached notice of village election by then and there posting a true and correct copy of said notice of village election in each of three (3) public places within the boundaries described in said notice as territory proposed to be incorporated as the Village of Bigfork: that said three (3) places at each of which notices were so posted by affiant are as follows, to-wit: the front of the store building used and occupied as a post office at Bigfork, the front of the Finley Hotel at Bigfork and the front of the building used by the Namakan Lumber Company as an office at Bigfork, all said buildings being on Section 27, Township 61 North, Range 26 West: further, that copies were so posted as aforesaid not more than thirty (30) days from the date of holding the election referred to in said notice, to-wit, on or about November 30, 1906: and further affiant saith not.

Frank McKeown

Subscribed and sworn to before me this fifth (5) day of December, A.D., 1906.

Notarial seal -

Georgett Spear

Notary Public, County of Itasca, Minnesota.
My Commission Expires June 1st, 1909.

Oaths of Inspectors of Election.

Peter Peterson, Lander Larson and
H. B. Horton - , being duly sworn, does each solemnly
say that he will perform the duties of Inspector at the elec-
tion to be held on December 28, 1906, to determine whether or
no certain territory shall be incorporated as the Village of
Bigfork, according to the law and the best of his ability,
and further, that he will studiously endeavor to prevent
fraud, deceit and abuse in conducting said election: so help
him God.

Peter Peterson

Lander Larson

H. B. Horton

Subscribed and sworn to be-
fore me December 28, 1906.

(Notarial Seal)

J. O. Larson
Notary Public, County of Itasca
Minnesota. My Commis-
sion expires April 20-1910-

Certificate of Election.

It is hereby certified that pursuant to a certain resolution heretofore duly adopted by the Board of County Commissioners in and for the County of Itasca and State of Minnesota, approving a certain petition for an election to determine whether or no certain territory should be incorporated as the Village of Bigfork, and further determining that an election be held at a time and place specified in said resolution, and that certain persons act as inspectors at such election, and further pursuant to a certain notice of election heretofore duly issued and served in the premises, we, the undersigned being the persons duly named to officiate at such election as such inspectors, did duly hold and conduct the same at the time and place so specified, to wit, at the Bigfork school house, the same being within the territory so proposed to be incorporated, said election being so held and conducted on Friday, December 28, 1906:

Further that said election, so held and conducted, was in all respects conducted so far as practicable in accordance with the laws regulating the election of town officers, and that the same was fairly and honestly conducted, and without deceit or fraud:

That the vote at said election was by ballot, and that upon the closing of the polls the ballots so cast at the said election were duly canvassed by the said inspectors; that as a result of the said canvass so then and there made by the said inspectors it appeared that the total number of votes cast was twenty seven (27), that of said total, there were twenty seven (27) votes in favor of the incorporation of the said territory as the Village of Bigfork, and that of said total there were none (0) votes against the incorporation of the said territory as the Village of Bigfork:

That it is therefore certified by the undersigned as such inspectors of election, that the same resulted in favor of the proposed incorporation of the said territory as the Village of Bigfork by a majority of Twenty seven (27) votes.

Peter Peterson

Inspector,

Lander Larson

Inspector,

H. W. Horton

Inspector.

State of Minnesota, SS.
County of Itasca.

Peter Peterson, Lander Larson, and H. D. Horton, being first duly sworn, says on oath and each for himself, that he is one of the inspectors named and described in the foregoing certificate of election and one of the signers thereof: that he knows the contents of the said certificate and that the facts therein stated are true.

Peter Peterson,
Inspector,

Lander Larson,
Inspector,

H. D. Horton,
Inspector,

Subscribed and sworn to before
me this 28th day of December,
A.D. 1906.

(Notarial seal.)

J. O. Larson,
Notary public, County of Itasca,
Minnesota. My commission ex-
pires April 20, 1901.

Filed in my office
as one document

January 16 1907

M A Spang
County Auditor

County of Itasca
Minnesota

Folio

STATE OF MINNESOTA,
COUNTY OF ST. LOUIS.

DISTRICT COURT,
ELEVENTH JUDICIAL DISTRICT.

IN THE MATTER OF THE APPEAL OF SAMUEL C. MCCONOUGHY FROM THE ACTION AND DECISION OF THE STATE CANVASSING BOARD OF THE STATE OF MINNESOTA DECLARING THE AMENDMENT OF ARTICLE NINE (9) OF THE CONSTITUTION OF THE STATE OF MINNESOTA, RELATING TO TAXATION, TO TAKE THE PLACE OF SECTIONS ONE, TWO, THREE, FOUR AND THE AMENDMENT ADDED AT THE END OF SAID ARTICLE ADOPTED IN 1896, TO HAVE BEEN APPROVED AND ADOPTED.

NOTICE OF APPEAL
and
POINTS OF CONTEST.

2 TO ALL WHOM IT MAY CONCERN AND PARTICULARLY TO P. E. HANNON, SECRETARY ^{of State} OF THE STATE OF MINNESOTA:

Whereas, at the last general election duly held in the State of Minnesota, on, to-wit: the sixth day of November A.D. 1906, the said constitutional amendment was duly submitted to the people of the State of Minnesota, for their approval or rejection; to-wit: an amendment to article nine (9) of the Constitution of the State of Minnesota, relating to taxation which said constitutional amendment was by the legislature of said State proposed, by an act of said legislature duly approved on April 13, 1905.

3 And whereas the State Canvassing Board of the State of Minnesota did thereafter and heretofore on, to-wit: the 18th day of December A.D. 1906, that day being the third Tuesday in December following the said general election, duly meet and proceed, after taking the usual oath of office, to openly and publicly canvass the returns and statements of said election, which had theretofore been made by the county auditors of the respective counties of the State of Minnesota, and duly forwarded to, and filed in the office of the Secretary of State of Minnesota, as provided by law.

4 And, whereas, said State Canvassing Board did complete said canvass and thereafter did file its statement and report of said canvass with the Secretary of State of the State of Minnesota on the 21st day of December, A.D. 1906, and, in and by said statement and report, did certify and declare that "A majority of the voters present and voting at said election having voted 'yes' said amendment is hereby duly declared adopted."

And whereas the said Samuel G. McConoughy who is now and for more than one year last past, has been a citizen of the United States and a citizen and a duly qualified elector of the county of St. Louis and State of Minnesota, and who was duly registered as such, as required by law, prior to said November 1906, general election, claims, and has good reason to believe, that in and about the polling, counting, canvassing and returning of said votes by the judges of election, the county canvassing boards in the various counties of said state, the county auditors in the various counties of said state and the State Canvassing Board of said State, numerous mistakes, errors, miscounes, wrongs and omissions occurred and that in truth and in fact the said proposed amendment to article nine, (9) of the Constitution of the State of Minnesota, relating to taxation failed to pass and was not approved or adopted, but was rejected by the people of the State of Minnesota, and the qualified electors thereof, as will more fully appear from the points of contest attached hereto, incorporated herein and made a part hereof, and that by reason only of said miscounes, mistakes, errors, omissions and wrongs the said constitutional amendment, to-wit: the said proposed amendment to article nine (9) of the Constitution of the State of Minnesota relating to taxation, was declared to have been adopted and passed.

NOW WHEREFORE, be it known that, to the end said mistakes, miscounes, errors, wrongs and omissions may be corrected, and justice and right done in the premises, the said Samuel G. McConoughy pursuant to the statute in such case made and provided, hereby appeals to the aforesaid District Court of the State of Minnesota, in and for the Eleventh Judicial District and County of St. Louis from the action and decision of the State Canvassing Board of the said State of Minnesota declaring that said proposed amendment to article nine (9) of the Constitution of the State of Minnesota relating to taxation was adopted by the people of the State of Minnesota or by a majority of the voters present and voting at said election.

Dated at Duluth, Minnesota, December 27th, 1906.

Samuel G. McConoughy
Contestant and Appellant.

H. H. [Signature]
Attorney for Contestant and Appellant.

STATE OF MINNESOTA,
COUNTY OF ST. LOUIS.

DISTRICT COURT,
ELEVENTH JUDICIAL DISTRICT.

IN THE MATTER OF THE APPEAL OF SAMUEL G. McCONOUGHY FROM THE ACTION AND DECISION OF THE STATE CANVASSING BOARD OF THE STATE OF MINNESOTA, DECLARING THE AMENDMENT OF ARTICLE NINE (9) OF THE CONSTITUTION OF THE STATE
9 OF MINNESOTA, RELATING TO TAXATION, TO TAKE THE PLACE OF SECTIONS ONE, TWO, THREE, FOUR AND THE AMENDMENT ADDED AT THE END OF SAID ARTICLE ADOPTED IN 1896, TO HAVE BEEN APPROVED AND ADOPTED.

NOTICE OF POINTS OF CONTEST.

TO ALL WHOM IT MAY CONCERN AND PARTICULARLY TO P. E. HANSON, SECRETARY OF STATE OF THE STATE OF MINNESOTA:

The above named contestant and appellant who is and for more than one year last past has been a duly qualified elector and voter of the State
10 of Minnesota, duly registered as such as required by law prior to voting at the general election held on the sixth day of November 1906, having appealed to the District Court of said County of St. Louis from that certain action, decision, return and certificate of the State Canvassing Board of the State of Minnesota, whereby said State Canvassing Board certified and declared the amendment of Article nine (9) of the Constitution, relating to taxation, to take the place of sections one, two, three, four and the amendment added at the end of said article adopted in 1896, adopt-
11 ed by a majority of the voters present and voting at the last general election, held in said State on the 6th day of November A.D. 1906.

YOU ARE HEREBY NOTIFIED that the said action, decision, return and certificate of said State Canvassing Board, will be contested by the said Samuel G. McConoughy on the following grounds, to-wit:

That the tally books and tally sheets duly furnished to and used by the judges and clerks of the several election districts of the several counties of the State of Minnesota, at the general election held on the
12 6th day of November A.D. 1906 had printed thereon the said amendment of article nine (9) of the Constitution of the State of Minnesota, relating to taxation, as the first in order, and an amendment of section sixteen of article nine (9) of the Constitution of said State, establishing the

road and bridge fund, and authorizing the Legislature to levy an annual tax for the purpose of constructing and improving roads and bridges within said State, was printed upon said tally books and tally sheets as second in order, whereas, upon the official ballots used at said election the
13 said constitutional amendment relating to the road and bridge fund appeared as the first in order, and the constitutional amendment relating to taxation appeared as second in order, as more fully appears from the copy of the official ballot hereto attached and marked Exhibit A, and from the copy of the official tally sheet hereto attached and marked Exhibit B, both of which exhibits are heroby incorporated herein and made a part hereof.

Second: That the tally books and tally sheets duly furnished to and
14 used by the judges and clerks of the several election districts of the several counties of the State of Minnesota at the general election held on the 6th day of November A.D. 1906 had printed thereon the said amendment of article nine (9) of the Constitution of the State of Minnesota, relating to taxation, as the first in order, and an amendment to section sixteen of article nine (9) of the Constitution of said State establishing the road and bridge fund and authorizing the Legislature to levy an annual tax for the purpose of constructing and improving roads and bridges
15 within said State was printed upon said tally books and tally sheets as second in order, whereas upon the official ballots used at said election, said constitutional amendment relating to the road and bridge fund appeared as first in order and the constitutional amendment relating to taxation appeared as second in order, and that upon the official return sheets of the several election districts of said State the said constitutional amendments were printed in the same order as that in which they were printed upon the said tally sheets.

16 That said constitutional amendments were printed upon said official tally sheets in very small type, and by reason of said transposition, many ballots cast and votes for the said constitutional amendment, relating to roads and bridges were by mistake counted and returned by the clerks and judges of the several precincts of the several counties, of the State aforesaid, as having been cast in favor of the said amendment relating to

taxation, and were so canvassed by the County Canvassing Board and so returned to the County Auditors of the several counties of the State of Minnesota, by whom they were likewise erroneously returned to the Secretary of State, and that thereafter said votes were likewise erroneously counted and returned by the State Canvassing Board, as being in favor of the said Constitutional amendment relating to taxation, and said Canvassing Board certified and declared that said amendment relating to taxation had received a majority of the votes cast at said election, and that said amendment was approved and adopted at said election, whereas, in truth and in fact many of said votes were cast in favor of, and should have been counted, returned and canvassed in favor of the said constitutional amendment relating to the road and bridge fund and not in favor of said tax amendment.

That as a result of said errors, the said amendment relating to roads and bridges, which was a popular amendment throughout said State, was, by the State Canvassing Board declared to have been not adopted but rejected by a majority of the voters of said State, present and voting at said election and the said amendment relating to taxation was, by said Board, declared to have been adopted. That if the votes cast in favor of said amendment relating to taxation had been correctly counted, returned and canvassed, said amendment would have been, by said Board, returned and declared to have been not adopted, but rejected, by a majority of the voters present and voting at said election.

The contestant above named is informed and verily believes and therefore alleges that in the County of St. Louis, in said State, the votes so erroneously counted and returned and canvassed as in favor of the said amendment relating to taxation were in number 2500; in the County of Ramsey, in said State, were 4054; in the county of Hennepin in said State, 3993; in the other several counties of said State they were, in aggregate 15,000, whereas in truth and in fact none of said 25,547 votes should have been counted, returned or canvassed for said constitutional amendment, relating to taxation; and, if said errors and mistakes were duly corrected, it would appear that said constitutional amendment relating to

taxation was not adopted, but was rejected, by a majority of the voters
2/ present and voting at said election.

THIRD: That in each one of the election districts of the several
counties of the State of Minnesota, there were cast at said general elec-
tion held on November sixth, 1906, many votes and ballots in favor of the
constitutional amendment relating the road and bridge fund and all of
which votes and ballots were by the judges of election of their respective
election districts not counted or returned as votes and ballots cast for
the said constitutional amendment relating to the ~~road~~ and bridge fund but
22 which by said judges of election were all wrongfully and by mistake and
inadvertence counted and returned as votes and ballots cast for the said
constitutional amendment relating to taxation and that said votes and bal-
lots were so canvassed by the county canvassing boards of the respective
counties of Minnesota and said State Canvassing Board of the State of
Minnesota, as votes and ballots cast for said Constitutional Amendment
relating to taxation, when in truth, and by right, none of said votes and
ballots should have been counted, returned or canvassed for said consti-
23 tutional amendments relating to taxation and all of said votes should
have been counted, returned and canvassed for said constitutional amend-
ment relating to the road and bridge fund and this contestant alleges up-
on information and belief that when said errors and mistakes ^{are} ~~were~~ ascer-
tained and corrected, it will appear that said constitutional amendment
relating to taxation was not adopted but was rejected by a majority of the
voters present and voting at said general election.

FOURTH: That in each of the election districts of the several coun-
24 ties of the State of Minnesota there were cast at said election, many
ballots, upon which no constitutional amendment was voted for and that
the Judges of Election in their respective election districts aforesaid,
wrongfully and by mistake and inadvertence counted, and returned all of
said ballots as cast for said constitutional amendment relating to taxa-
tion and all of said votes, counted and returned as aforesaid, were can-
vassed by said State Canvassing Board of the State of Minnesota as those
cast for said Constitutional Amendment relating to taxation and this con-

25 testant alleges upon information and belief that when said errors and mistakes are ascertained it will appear that said constitutional amendment relating to taxation was not adopted but was rejected by a majority of the voters present and voting at said general election.

26 FIFTH: That in each of the election districts of the several counties of the State of Minnesota there were cast at said election for said constitutional amendment relating to taxation many votes and ballots which said votes and ballots were cast by persons, who were not then and there duly qualified electors of the State of Minnesota and of the several wards and election districts of the several counties of the State of Minnesota in which said votes and ballots were cast, and all of which illegal votes and ballots so cast by unqualified persons aforesaid, were wrongfully, unlawfully counted and returned by the Judges of said respective election districts and were canvassed by said State Canvassing Board of the State of Minnesota as votes and ballots cast for said Constitutional Amendment relating to taxation and this contestant alleges upon information and belief that when said illegal votes are ascertained, it will appear that said constitutional amendment relating to taxation received a less number of votes than were counted, returned and canvassed for it and that said constitutional amendment relating to taxation was not adopted, but was rejected by a majority of the voters present and voting at said general election.

28 SIXTH: That said State Canvassing Board of the State of Minnesota canvassed and returned as having been cast for said Constitutional Amendment relating to Taxation at said general election, 156,051 votes, when in truth and in fact there were no more than 130,504 votes cast at said election in favor of the adoption of said Constitutional Amendment relating to Taxation.

29 Seventh: And said appellant and contestant believes and so alleges that if said errors and mistakes are duly corrected it will appear that said constitutional amendment relating to taxation was not adopted but was rejected by a majority of the voters present and voting at the general election held on the 6th day of November A.D. 1906, all of which the

above and foregoing facts will more fully appear upon an examination and inspection of the ballots cast at said election.

For the foregoing, and such other good and sufficient reasons as shall appear upon the hearing, and upon the examination and inspection of the ballots cast at said election, this contestant prays a judgment and decree of the District Court aforesaid, adjudging and decreeing that said constitutional amendment relating to taxation was not adopted, but was
30 rejected, by a majority of the voters of the State of Minnesota, present and voting at said general election, and for the costs and disbursements of this proceeding.

Samuel E. McCaughey

Contestant and Appellant.

H. H. Pollock

Attorney for Contestant and Appellant.

Put a cross-mark (X) opposite the constitutional amendments you wish to vote for in the squares indicated by the arrow.

STATE BALLOT.

Constitutional Amendments to be voted on by the people.

Explicit A.

FIRST.—"Amendment to section sixteen (16) of article nine of the Constitution, establishing the road and bridge fund, and authorizing the Legislature to levy an annual tax for the purpose of constructing and improving roads and bridges within the State."

—YES

—NO

SECOND.—"Amendment of article nine of the Constitution, relating to taxation, to take the place of sections one, two, three, four and the amendment added at the end of said article adopted in 1896."

—YES

—NO

THIRD.—"Amendment to article one (1) of the Constitution: Any person may sell or peddle the products of the farm or garden occupied and cultivated by him without obtaining a license therefor."

—YES

—NO

VOTE ON THREE

107

OFFICIAL BALLOT,

November 6, 1906.

P. E. Hanson

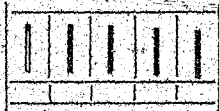
Secretary of State.

..... Judge.

..... Judge.

Attach this Tally Sheet to the PINK BALLOTS voted and put in PINK BOX.

EXPLANATION:—THE tally is made by a straight line between the unit lines, running down to the red lines, as follows:



Tally Sheet for PINK Ballots

CONSTITUTIONAL AMENDMENTS	Brought Forward	No.	5	10	15	20	25	30	35
		1							
"Amendment of article nine of the Constitution, relating to taxation, to take the place of sections one, two, three, four and the amendment added at the end of said article adopted in 1895."	YES—	2							
	NO—	3							
		4							
		5							
"Amendment to Section sixteen (16) of article nine (IX) of the Constitution, establishing the road and bridge fund, and authorizing the Legislature to levy an annual tax for the purpose of constructing and improving roads and bridges within this state."	YES—	6							
	NO—	7							
		8							
		9							
		10							
		11							
"Amendment to Article one (1) of the Constitution, Any person may sell or peddle the products of the farm or garden occupied and cultivated by him without obtaining a license therefor."	YES—	12							
	NO—	13							
		14							
		15							
		16							
		17							

432

of

40	45	50	No.	55	60	65	70	75
			1					
			2					
			3					
			4					
			5					
			6					
			7					
			8					
			9					
			10					
			11					
			12					
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			16					
			17					

