

STATE OF MINNESOTA
COUNTY OF CROW WING

DISTRICT COURT
FIFTEENTH JUDICIAL DISTRICT

In the matter of the application of
the Hon. W. S. McClenahan for his
retirement as Judge of the 15th
Judicial District of the State of
Minnesota.

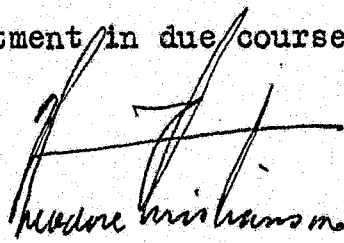
EXECUTIVE ORDER

I am satisfied from the petition this day presented
to me by and in behalf of

W. S. McCLENAHAN

as judge of the fifteenth judicial district in the State
of Minnesota, which is attached to this order, and from the
investigation that I have made of the subject matter thereof,
that this judge is disabled and physically incapacitated from
performing his judicial duties, and that the public service
is suffering, and will continue to suffer, from such disability
so long as he continues in that office. I therefore accept
the application for his retirement, and I direct that he be
retired for the unexpired portion of the term for which he
was elected. This creates a vacancy in the office of judge
of the district court for the fifteenth judicial district,
which will be filled by appointment in due course.

Dated January 25, 1930.


Governor

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III

That the nature and extent of such disability is: that during the thirty years preceding the summer of 1926 I devoted my entire time, intensively, to the work of my said office, and that as a result thereof in said summer of 1926 I suffered a nervous breakdown from which there has developed an attack of neuritis which so affects my powers of locomotion that I can not move about without assistance; that the neuritis is accompanied by a condition of psoriasis, which makes the sitting down for any length of time very painful and embarrassing, and I am now advised by my physician, Dr. J. A. Thabes of Brainerd, Minnesota that I have now become so permanently disabled that I can not attend the sessions of court as they recur or otherwise attend to the judicial duties required of my said office in the manner necessary to serve the public; that on account thereof the public service is suffering and will continue to suffer by reason of my said disability in this, among other things, that the two other Judges of the District Court of the 15th Judicial District are unable to conduct the terms of court prescribed by law in and for the nine counties comprising said 15th Judicial District and that it is impossible, impracticable, and unfair to secure the services of Judges from other Judicial Districts to relieve the congestion of Judicial business caused by my disability.

IV

That this application is made pursuant to chapter 269 Laws of Minnesota for the year 1913 and acts amendatory thereof and supplemental thereto, (Mason's Minnesota Statutes 1927, sections 210 and 211, as amended by chapters 201 and 408 Laws of Minnesota for the year 1929).

Wherefore your petitioner prays that this application be investigated and that your Honor, The Governor of the State of Minnesota, thereupon determine, that such disability exists and the public service is suffering and will continue to suffer by reason of such disability, and a written order be made and filed in the office of the Secretary of State directing my retirement as Judge of the District Court in and for the 15th Judicial District of Minnesota for the unexpired portion of my present term, to wit: to January 1, 1931, at the salary I am now receiving, for the remainder of my said term and thereafter at one-half of said salary for the remainder of my life, to be paid at the time and in the manner provided by law.

Dated January 24, 1930 at Brainerd, Minnesota.

Respectfully submitted.

W. S. McClenahan

State of Minnesota)
 : ss
County of Crow Wing)

W. S. McClenahan being first duly sworn says; that he is the petitioner described in and who executed the foregoing and within application; that he has read the same, knows the contents thereof, and that the same is true, and that he made and signed the same voluntarily and as his free act for the purposes therein expressed.

Subscribed and sworn to before me January 24th., 1930.

W. S. McClenahan

D. B. McAlpine

D. B. McAlpine,
Notary Public, Crow Wing County, Minnesota.
My commission expires July 28th., 1934.

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