

STATE OF MINNESOTA
EXECUTIVE DEPARTMENT
ST. PAUL

WHEREAS, the State Legislature during the year 1929 enacted Chapter 309, being an act creating a commission to erect, furnish and equip an office building on behalf of the State, such commission to be composed of seven members appointed by the Governor to serve until such building was erected and equipped, and

WHEREAS, thereafter a commission of seven members was appointed, among said persons being Gustaf Widell, of Mankato, Minnesota, and

WHEREAS, Mr. Gustaf Widell was a member of the Legislature at the session at which said act was passed, and is still a member of the State Legislature from the Eighth District, and

WHEREAS, Section 4 of Article 5 of the State Constitution provides that the Governor "shall take care that the laws be faithfully executed," and

WHEREAS, Section 8 of Article 5 of the State Constitution provides that "each officer created by this article shall, before entering upon his duties, take an oath or affirmation to support the Constitution of the United States and of this State, and faithfully discharge the duties of his office to the best of his judgment and ability," and

WHEREAS, Section 29 of Article 4 of the State Constitution provides that "all members and officers of both branches of the legislature shall, before entering upon the duties of their respective trusts, take and subscribe an oath or affirmation to support the Constitution of the United States, the Constitution of the State of Minnesota, and faithfully and impartially to discharge the duties devolving upon him as such member or officer," and

WHEREAS, Section 9 of Article 4 of the State Constitution provides that "no senator or representative shall, during the time for which he is elected, hold any office under the authority of the United States or the State of Minnesota," with a certain exception not here material, and

WHEREAS, the Attorney General of the State of Minnesota, under date of June 15, 1931, advised the Governor of the State of Minnesota that "it is clear that a membership on said commission is an office under the authority of the state," and "that no member of the legislature is eligible to serve as a member of the commission."

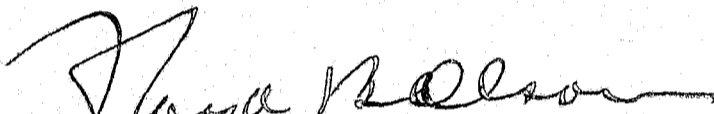
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AND WHEREAS, the future acts of said building commission may be legally enjoined at any time because of the presence thereon of said Gustaf Widell, and thereby cause expensive and vexatious litigations,

THEREFORE, IT IS HEREBY ORDERED that Mr. Gustaf Widell be, and he is hereby removed and discharged from said commission, and his membership thereon hereby terminated forthwith.

Dated at St. Paul, Minnesota, this 30th day of July, 1931.


Governor of Minnesota

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W. H. Johnson
Secretary of State

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