

Duplicate Original
to be filed with
Secretary of State

STATE OF MINNESOTA
EXECUTIVE DEPARTMENT
FLOYD B. OLSON, GOVERNOR OF SAID STATE
TO DR. GEORGE C. JENSEN
Of RAMSEY County, SENDS GREETING:

Reposing especial trust and confidence in
your prudence, integrity and ability I have appointed you
the said DR. GEORGE C. JENSEN, A MEMBER OF THE STATE
BOARD OF OPTOMETRY FOR THE TERM ENDING THE FIRST MONDAY IN
JANUARY, 1938 (Begins Jan. 7, 1935).

You are therefore by these presents, appointed and commis-
sioned A MEMBER OF SAID BOARD as aforesaid,

TO HAVE AND TO HOLD The said office of
MEMBER OF SAID BOARD together with all the
rights, powers, and emoluments to the said office belonging,
or by law in anywise appertaining, until this commission
shall be by me or other lawful authority, superseded or
annulled, or expire by force or reason of any law of this
State?

IN TESTIMONY WHEREOF, I have here-
unto set my hand and caused the Great
Seal of the State of Minnesota to be
affixed at the Capitol, in the City of
Saint Paul, this 4th day of January
in the year of our Lord one thousand
nine hundred thirty-five and of the
State the SEVENTY-SEVENTH.

By the Governor

Floyd B. Olson
Minneapolis Secretary of State.

7244

7244

STATE OF MINNESOTA
DEPARTMENT OF STATE
F. W. L. D.
JAN 7 1935

W. W. Folger
Secretary of State.

OFFICE OF SHERBURN

STATE OF MINNESOTA

EXCELSIOR, MINNESOTA,
MAY 10, 1913.

W. C. Teigen,

Secretary

Dear Sir:

and office

RE: ELECTION OF GOVERNOR AND SENATE.

and at this the said State Representative and of the State
of Minnesota, will be entitled to election to the office
of State Representative from the First Representative District
to the State of Minnesota at the general election held in 1882
directed on the 5th day of November, 1882, having been duly
selected at the primary election in said district in June, 1882.

This is facts and is true, there was over all the
constant return made of the total votes cast at said primary
election held in said 1882 named for the office of State
Representative also over cast for the candidate Teigen.

That there were cast for the candidate Henn in
said general election in said First District more voted for the
office of State Representative than was then announced,
counted and declared to have been cast for him by said county
auditorial boards of said counties, and by a 2d State Audit-
ing Board.

That there were cast for the candidate Henn in
said general election in said First District for the office
of State Representative a large number of total votes then pre-
sented, counted and declared to have been cast for him by
said county auditorial boards and said state auditorial board.

That by reason of the above stated except that the
county auditorial boards and the state auditorial board of said
counties and state, did decline the said candidate to be elected
to said office of said State Representative, but said in fact,
that the total votes duly cast for the candidate and the can-
didate respectively, were properly and truly counted,
cannot say I know that it will appear and the county au-
ditorial boards and the state auditorial board will have de-
clared the candidate, the said Martin Teigen, to have been
elected to said office of State Representative from said First
District at said general election.

That the judges and election officials of said election
in the several election districts in said first District, in
considering and returning the votes cast at said general election
for the office of State Representative of said first District,
committed error and violation to the prejudice of the contestants,
and that the 2020 County Auditor's report of the above mentioned
said Board is accurate and certifies the return of votes cast at
said general election for said office of State Representative
of said first District, committed error and violation to the
prejudice of the contestants by reason of all of whom the con-
testants had declared election by affidavit, then in truth and in
fact the contestants were elected the greatest number of legal
votes cast by the qualified voters of said said precinct for
said office of State Representative at said election.

That at a said general election in the said 2020
District and in the several election districts in which said
said District is divided, there were cast for the contestants
above a larger number of legal votes than the judges and
election officials of said several election districts failed to count
and return for the said contestants.

That the judges and election officials of said general election
in the several election districts of the said first District, in
considering, counting and returning the number of votes for the
contesting Morris, 1st named, candidate and return a larger number
of votes which were not duly and lawfully cast for said contestants
for the said office of State Representative.

That the contestants herein did record, at said
general election, for said office of State Representative, in
said 2020 District, more legal votes than were cast for the
contesting.

That Morris, 1st named, received legal votes cast in
each election districts of the said 2020 District for the con-

contents for the office of said State Auditor which were
not valid, counted, certified or canvassed for and the validity
of said contents by whom judged and placed in rank of the
general election returns at the said State Auditor, and the
State Canvassing Board has returned to, and rejected, said
count, entries and contents for the reason, that as these votes
in said state election districts in excess of those in said duly
and legally cast for valid contents for said offices of State
Auditor exclusive of said general election. That the effect of
these errors and improper tallying, counting, returning and
canvassing will be given it to appear, upon the returns by the
said State Canvassing Board, that there were 88 more
votes cast at said general election for the said State Directors
for the contractor herein than for the contestants.

Martin Teigen
Martin Teigen

Saint Paul, November 20, 1939.

L. E. Brophy

L. E. BROPHY
Attorney for Contestants
310 Franklin Building,
Minneapolis, Minnesota.

1200 W. Franklin St.
15
Suite 607 Minneapolis.

Martin Teigen before him duly sworn on oath, deposes
and says that he is the defendant named in the foregoing of-
ficial Notice of Contest, and that he left from the City of St. Paul
prior attended office of Contestant and the First District
Court on June 11 of his own accord, and as to these matters
should be true of his own knowledge, except as to those matters
which are stated as information and belief, and as to these mat-
ters he believes it to be true.

Martin Teigen

Subscribed and sworn to before
me this 20 day of November, 1939.

A. S. Anderson
A. S. ANDERSON
Notary Public, Hennepin County, Minn.
My Commission Expires July 4th, 1939.

Election Contest
55 District
Martin Feigen
vs
John W. Box
Notice of Contest

STATE OF MINNESOTA
DEPARTMENT OF STATE
NOV 20 1934

W.W. Folger
Secretary of State.

10:40 A.M.

STATE OF MINNESOTA

DEFENDER COURT

COUNTY OF KERROBERT

EXCELSIOR JUDICIAL DISTRICT

AN EVIDENCE OF THE OFFICE OF THE
RECEIVER HELD NOVEMBER 6, 1934, TO
THE OFFICE OF THE STATE REPRESENTATIVE
FROM THE 55TH REPRESENTATIVE DISTRICT
OF THE STATE OF MINNESOTA.

James W. Clark,

Contestant,

-vs-

John W. Cox,

Contestee.

NOTICE OF CONTEST

TO THE HONORABLE RICHARD HORN, SECRETARY OF STATE OF MINNESOTA; TO THE HONORABLE O. V. GIFFEL, CLERK OF THE DISTRICT COURT OF THE EIGHTEENTH JUDICIAL DISTRICT, SHERBURN COUNTY, MINNESOTA; TO G. G. BILLERHOM, COUNTY AUDITOR OF KANABEN COUNTY; TO CHARLES L. WITTE, COUNTY AUDITOR OF CHERBURNE COUNTY; TO FLORIDA MOORE, COUNTY AUDITOR OF MILLS LAKE COUNTY; AND TO JOHN W. COX, COMPTROLLER:

YOU ARE HEREBY NOTIFIED that James W. Clark will contest the election of John W. Cox to the office of State Representative from the 55th Representative District in the State of Minnesota, at the general election held in said district, on the 6th day of November, 1934.

YOU ARE FURTHER NOTIFIED that the grounds for said contest will be that the County Canvassing Board of the Counties of Sherburne, Mills Lake and Kenches, and the State Canvassing Board of the State of Minnesota, have declared the said John W. Cox to be elected to the above described office of State Representative at said election.

That the Contestant, James W. Clark, is and for more than one year prior to the 16th day of November, 1934, was a qualified voter of the State of Minnesota, and does now and does continuously for more than one year, resided in said district, in the Village of Elk River, Sherburne County, Minnesota, and within the said

55th Representative District of the State of Minnesota, and was a candidate for election to the office of State Representative from the 55th Representative District in the State of Minnesota at the general election held in said district on the 6th day of November, 1934, having been duly nominated at the primary election in said district in June, 1934.

That in truth and in fact, there were cast for the contestant herein more of the legal votes cast at said general election held in said 55th District for the office of State Representative than were cast for the contestee herein.

That there were cast for the contestant herein at said general election in said 55th District more votes for the said office of State Representative than were canvassed, counted and declared to have been cast for him by said county canvassing boards of said counties, and by said State Canvassing Board.

That were cast for the contestee herein at said general election in said 55th district for the said office of State Representative, a less number of legal votes than were canvassed, counted and declared to have been cast for him by said county canvassing boards and said state canvassing board.

That by reason of the above recited errors that the county canvassing boards and the state canvassing board of said counties and state, did declare the said contestee to be elected to said office of said State Representative, but that in fact, had the legal votes duly cast for the contestee and the contestant respectively, been properly and truly canvassed, counted and returned that it would appear and the county canvassing boards and the State canvassing board, would have declared the contestant, the said James W. Clark, to have been elected to said office of State Representative from said 55th District at said general election.

That the judges and clerks at said general election in the various election districts in said 55th District, in counting and canvassing the votes cast at said general election for the

office of State Representative of said 55th District, committed errors and mistakes to the prejudice of the contestant, and that the said County Canvassing Board and the State Canvassing Board in counting and canvassing the return of votes cast at said general election for said office of State Representative of said 55th District, committed errors and mistakes to the prejudice of the contestant by reason of all of which the contestee was declared elected as aforesaid, when in truth and in fact the contestant did receive the greatest number of legal votes cast by the qualified voters of said 55th District for said office of State Representative at said election.

That at said general election in the said 55th District and in the several election districts in which said 55th District is divided, there were cast for the contestant herein a large number of legal votes which the judges and clerks of the said several election districts failed to count and return for the said contestant.

That the judges and clerks of said general election in the several election districts of the said 55th District, in counting, canvassing and returning the number of votes for the contestee herein, did count, canvass and return a large number of votes which were not duly and legally cast for said contestee for the said office of State Representative.

That the contestant herein did receive, at said general election, for said office of State Representative, in said 55th District, more legal votes than were cast for the contestee.

That there were one or more legal votes duly cast in each election district of the said 55th District for the contestant for the office of said State Representative which were not tallied, counted, returned or canvassed for and in behalf of said contestant by the judges and clerks in each of the several election districts of the said 55th district, and the State Canvassing board did erroneously and improperly tally, count, return and canvass for the