PROTEST OF ELECTION RETURNS TO CANVASSING BOARD

Green Cove Springs, Florida May 8, 1968

As provided in Section 102.166, Florida Statutes, I,
Luther E. "Cooter" Wilson of Clay County, Florida, believe the
election returns from Precinct No. 10 in the Primary election
on May 7, 1968 are erroneous.

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I hereby protest the canvass of such returns by the Primary Canvassing Board, and request that said returns be investigaged, examined, checked and corrected by said Canvassing Board. The basis for this protest is:

1. Gladys Phillips voted a Democratic ticket when she was a registered Republican and she has been actively campaigning for Homer Newell.

Precinct No. 1
Clay County

Witness to signature

(1)

(2)

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AMENDED PROTEST OF ELECTION RETURNS TO CANVASSING BOARD.

Green Cove Springs, Florida May 8, 1968

As provided in Section 102.166, Florida Statutes, I,
Luther E. "Cooter" Wilson of Clay County, Florida, believe the
election returns from all precincts in the Primary Election on
May 7, 1968 are erroneous.

I hereby protest the canvass of such returns by the Primary Canvassing Board, and request that said returns be investigated, examined, checked and corrected by said Canvassing Board. The basis for this protest is:

- (1) The closeness of the vote received by each candidate in the race for County Commissioner, District #1, there being only one vote difference between the votes received by each candidate; the chances for error are ever present and the closeness demands a recount.
- (2) Gladys Phillips, a registered Republican, willfully and knowingly voted a Democratic ticket, which vote was made possible by an oversite of the Voting Inspector; said Inspector being Dorothy Cannington.
- (3) Eugene Francis, a registered Democrat, was denied his right to vote for Luther E. "Cooter" Wilson when he intended to and attempted to vote for the said Luther E. "Cooter" Wilson, by a malfunctioning of the voting machine, which incident was reported to the Voting Inspector by the elector immediately following his leaving the voting booth.
- (4) Various other clerical, counting and voting errors.

A wither & Coster/Wilson Precinct No. 1 Clay County

Witness to signature.

(1) Colinson.

2 do Dolemply Swear that an error war made in allowing Glady Philips to vole. She is a registered Republican and was allowed by mistake to vote the Alemocratic ticket. She voted a Democratic ticket on Machine Ko. 20968.

Margie Raugher, Colerk House Washing Inspector Dorothy Comington grappedon Darothy Comington grappedon May 1, 1968

Cortificate of the Score of County Conveneers Summeratio Primary Election hold on the 7th Bay of May, 1968

STATE OF FLORIDA

CLAY COUNTY			
We, the undersigned Thomas J. R	ivars	County Judge, S.	D. Saunders
Supervisor of Elections, and Marvin C.	Green, Membe	r of the	Board of County Commissioners of
said County, constituting the Board of Co			
certify that we met at the office of the Super			
A.D., 1968, and proceeded to publicly canva		and the second s	· · · · · · · · · · · · · · · · · · ·
specified at the Democratic Primary Election			
returns on file in the office of such Judge a		•	
exclusively and entirely from said returns the			
For the nomination of a Damagnatic	3:4-4 P TI : 1 C		
For the nomination of a Democratic can	didate for United Sta	tes Senator, the wh	
			, of which numbe
LeRoy Collins			vote
Earl Faircloth	received _	2940	vote
Sam Foor	received _	<u> 153</u>	vote
Richard Lafferty	received _	150	vote
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For the nomination of a Democratic can	didate for Representa	itive in Congress,	Congressional District
the whole number of votes cast was			, of which numbe
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	received	· · · · · · · · · · · · · · · · · · ·	vote
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· · · · · · · · · · · · · · · · · · ·			, of which numbe
Joe Boyd	received _	1248	vote
Richard H. Cooper	received _	TOTT	vote
Sam Smith	received _	1053	vote
		$\frac{1}{2}$	
For the nomination of a Democratic can	didate for the office	of Instice of the S	Juneana Court Consul 2 de sul 1
number of votes cast was		3105	depretite Court, Group 2; the whole
			, of which numbe
James C. Adkins, Jr.	received _	<u>2507</u> 598	vote
Woodie A. Liles	received _	290	vote:
For the nomination of a Democratic can number of votes cast was	didate for the office		supreme Court, Group 3, the whole
Vassar B. Carlton		1900	
Hal P. Dekle	received _	1133	vote.
	received _		vote
For the nomination of a Demogratic con-	didata far this see .	67.1 61.51	
For the nomination of a Democratic can Appellate District, the whole number of vote	uluate for the office (of Judge of the Dis	trict Court of Appeal,
Appellate District, the whole number of vote	s cast was		, of which numbe
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	received _		vote
· .		- 1 · 1	
For the nomination of a Democratic cano	didate for Circuit Jud	ge; <u>lith</u> Judi	icial Circuit, Group No. 1
he whole number of votes cast was	3511		of which number
Cliff Shanan		יייי	, or which hundle
Tamar Winese	received _	220Y	votes
THE PERSON AND ASSESSED TO ASS	Teceived _	<u> </u>	
	received _		votes
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For the nomination of a Democratic car	ndidate for Commissi	oner of the Florida	Public Service Commission, the
hole number of votes cast was	3299		, of which number
larvey H. Baker			
Robert C. Brand	received _	303	votes
Robert C. Brand	received ,_	2219	votes
- and remotorizing	received _	47	votes

	4167		, of which number
Ed Austin	received	2243	votes
4 (7 (5 ~ ~ 4	received	1332	votes votes
Carlton L. Welch	received	592	votes
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For the nomination of a Democratic candidate f			
nole number of votes cast was			, of which number
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For the nomination of a Democratic candidate	for State Senator	13th	Senatorial District
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Lewis E. Dinkins	received	1228	vote
J.H."Jim" Williams	received	2477	vote
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Cortificate of the Board of County Canvassers Republican Primary Election Held on the 7th Day of May, 1968

STATE OF FLORIDA

	CLAY	COUNTY				
ž 1,	We, the undersign	ed Thomas J. T	Rivers , Cou		/ Cam \ Cam	
Super	visor of Election	s and Marvin (Green, Member	mry Juage, S. D.	TOWN DAU	agers
said	County, constitu	ting the Board of C	ounty Canvassers of Pri	or the H	loard of County C	commissioners o
certif	v that we met at	the office of the Sur	ervisor of Elections afor	mary rections in	and for said Co	ounty, do hereby
A.D.,	1968, and proces	eded to publicly can	vass the votes given for	the Severel ne	, Our	day of May
speci	fied at the Repub	lican Primary Elect	ion held in said County o	nie Several nomina	itions and the per	sons hereinafte
returi	as on file in the c	office of such Judge	and Supervisor of Electic	in the /th day of M	ay, A.D., 1968,	as shown by the
exclu	sively and entire	ly from said returns	that the whole number of	votes casts	and we do uetep	y certify solely,
		•		· •		
<u> </u>	For the nomination	on of a Republican	candidate for United Sta	tes Senator, the v	vhole number of	votes cast was
Hem	an W. Goldner	* .		01	,	or which hambel
Edw.	ard I Gurney		received	96 257		votes
Daw	ard J. Curney		received	<u> 257</u>		votes
·	For the nomination	on of a Danublican a	andidata for Donner			
the v	vhole number of v	otes cast was	andidate for Representati	ve in Congress	Congre	ssional District,
						of which number
	•	<u> </u>	received			votes
			received			votes
•	· · · · · · · · · · · · · · · · · · ·		— received		<u> </u>	votes
	Par the manifest				•	
Cact	ror the nominatio	on of a Republican c	andidate for Justice of the	Supreme Court, G	roup 2, the whole	number of votes
				· · · · · · · · · · · · · · · · · · ·		of which number
Davi	d L. McCain		received	<u> 156 </u>		votes
Ellis	S. Rubin		received	1/19		
numt	er of votes cast	was	andidate for Commissions 294		 	of which number
Marti	ial "Marti" DesR	oches	received			votes
Kay	C. Osborne		received	260		votes
	Dan alle en et est					
of wa	ror me nominatio	on of a Republican c	andidate for		, tl	ne whole number
OI VL	ics cast was		received		, tl	of which number
-			received			
			received			votes
		<u>-</u>	received		· · · · · · · · · · · · · · · · · · ·	voțes
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Thoma	s J. Rivers	C	ounty Ju
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S. D.	(Sam) Saunders	Supervisor of	of Electi
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Maria	1 C ×/-		

Certificate of the Board of County Canvassers Special Election Held on the Seventh Day of May, 1968

CLAYC	OUNTY		•		
We, the undersigned, Thoma and Marvin C.Green, Mem County Canvassers, do hereby cert of May, A.D., 1968, and proceeded XII, Section 2 of the State Constitu	ify that we met at the	county Commiss office of the S the votes given	ioners of said Co Supervisor of Elec	unty, constitut	ing the Board of 8 day
For Amendment to Article XII dent of Schools	Section 2 of the Con	nstitution relati	ng to the election	ı or appointmen	it of Superinten-
	79 9				•
•		· · · · · · · · · · · · · · · · · · ·			votes
Against Amendment to Article tendent of Schools	XII, Section 2 of the	Constitution re	lating to the elect	tion or appoint	nent or Superin-
tendent of Benodis	756		· · · · · · · · · · · · · · · · · · ·		
·					— votes
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	\$	<u> </u>	Supervisor of	of Elections	aund
		Member	Awin C Board of County	Aren Commissioners	<u> </u>
		-	<u>C1</u>	â y	County

IN THE CIRCUIT COURT OF THE FOURTH
DUDICIAL CIRCUIT, IN AND FOR CLAY COUNTY,
FLORIDA. CASE NO. 68-149.

LUTHER E. (COOTER) WILSON,

Plaintiff,

Vs.

THOMAS J. RIVERS, S. D. SAUNDERS, MARVIN C. GREEN and HOMER L. NEWELL,

FINAL JUDGMENT

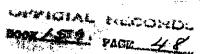
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Defendants.

Upon consideration of this cause and the evidence developed by
the 8DARD OF COUNTY CANVASSERS and counsel for the respective parties,
showing discrepancies which leave the results of the voting in the
democratic primary in the race for County Commissioner, District One,
Clay County, Florida indeterminable, so that neither candidate can
be declared to have received a majority of the votes cast, and thus
be the democratic nominee for said office; and the parties hereto
having consented to the provisions of this Order providing for a
re-run of this contest in the second primary election to be held May
28, 1968; and the Court being otherwise advised in the premises, it is:

ORDERED AND ADJUGGED AS FOLLOWS:

- 1. That the report of the BOARD OF COUNTY CANVASSERS of Clay County in the primary election held May 7, 1968, in the Board of County Commission, District One race is hereby annulled, and neither candidate shall be deemed to have received a majority of the votes cast in said election.
- 2. That the Supervisor of Elections of Clay County, and all other State and County election officials, shall take all necessary and proper actions to include on the second primary ballot the names of HOMER L. NEWELL and LUTHER E. (COOTER) WILSON AS CANDIDATES FOR THE DEMOCRATIC NOMINATION FOR THE OFFICE OF COUNTY COMMISSION, DISTRICT ONE, CLAY COUNTY, FLORIDA.
- 3. Jurisdiction of this cause and the parties hereto is reserved for the purpose of entering such further orders as may be necessary to provide for the second primary election herein ordered.



. DONE AND DROERED in open Court at the Clay County Courthouse, Green Cove Springs, Florida, this 14th day of May, 1968.

Roger J. Waybright

Contracts of the Dead of Sensing Contracts to finction hold on the 7th for of New 1888

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	I, George L. Carlisle, Cle	rk of the Circuit	Court M	and to: Cing	
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