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Villages

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267

OLIVER, Douglas County-

Order of court incorporating.

267

267

STATE OF WISCONSIN
Department of State
Received and Filed

FEB 24 1917

W. W. Nagler
Secretary of State

IN THE MATTER OF THE
INCORPORATION OF THE VILLAGE OF
OLIVER.

.....

CERTIFIED COPY OF THE ORDER OF
THE CIRCUIT COURT OF DOUGLAS
COUNTY FOR THE INCORPORATION OF
THE VILLAGE OF OLIVER WITH AFFI-
DAVIT OF THE INSPECTORS OF ELECTION
SHOWING RESULT THEREOF.

.....

STATE OF WISCONSIN
County of _____
Recorded and Filed

FEB 24 1917

W. B. Maguire
Recorder County of _____

AFFIDAVIT OF INSPECTORS OF ELECTION TO BE FILED IN OFFICE OF
SECRETARY OF STATE.

STATE OF WISCONSIN, }
DOUGLAS COUNTY. } SS.

W. G. Wright, L. D. Taylor and Charles Rebek, being each duly sworn, each for himself deposes and says that he is one of the inspectors of election appointed by the order of the Circuit Court of Douglas County, hereinafter referred to, which said order was made and entered on the 29th day of January, 1917, and that he served as inspector of election at a meeting of electors held on the 21st day of February, 1917, in the proposed Village of Oliver comprising the territory described in the said order of the Circuit Court aforesaid to determine whether or not such territory shall be an incorporated village as provided in said order of said Circuit Court.

That such election resulted in favor of the incorporation of such village; that the total number of ballots given at such meeting was

Fifteen (15); that the number of such ballots having thereon the word "Yes" was Fifteen (15) and the number having thereof the word "No" was None.

W. G. Wright

L. D. Taylor

Charles Rebek

Subscribed and sworn to before me

this 21st day of February, 1917.

W. R. H. H. H.
Notary Public, Douglas County, Wisconsin.

STATE OF WISCONSIN
Department of State
Recorded and Filed

FEB 24 1917

W. R. H. H. H.
Notary Public

County of Douglas.

SS.

with the original Order annexed to this certificate

..... now on file in my office, and in my legal custody, and that the same is a true copy of said original, and a correct transcript therefrom, and of the whole thereof.

this 23 day of February A. D. 1917

Char Wickstrom
Clerk.

Clerk.

Bv

~~Deputy.~~

.....X

IN THE MATTER OF THE INCORPORATION
OF THE VILLAGE OF OLIVER.

.....X

At a general term of the Circuit Court in and for Douglas County, Wisconsin, begun and held in the Court House in the City of Superior on the 28th day of August, 1916, and on this 29th day of January, 1917, at said term.

Present: Hon. Frank A. Ross,

Judge Presiding.

.....

On the application by petition of Charles Nebek, H. H. DeCoster, W. G. Wright, E. A. Johnson, Frank Sajec, L. D. Taylor, Frank Kervine, A. M. Brindos, and Carlos J. Kinzel for an order that certain territory therein described and hereinafter described be incorporated as a village by the name, therein specified, of Oliver, and said application coming on to be heard before the court on the 25th day of January, 1917, at two o'clock in the afternoon, and such hearing having been duly adjourned by the court to this day, and said petitioners having appeared by Grace, Hudnell & Fridley and F. H. DeGroot, their attorneys, and no person having appeared in opposition thereto, and the matter having been heard by the court, after hearing the allegations, proofs and arguments of counsel, the court being satisfied and having found:

1. That the above named applicants and petitioners, and all of them, are taxpayers and residents of such territory proposed to be incorporated.

2. That within ten weeks previous to the time of making such application said petitioners caused to be made by a practical surveyor an accurate survey and map of the territory intended to be embraced within the limits of such village, showing the courses and distances of the boundaries and the quantity of land contained therein; the accuracy

of said survey and map were and are verified by such surveyor's affidavit written thereon and annexed thereto, and which said survey, map and affidavit are attached to the said petition and on file herein.

3. That said applicants also caused to be taken an accurate census of the resident population of such territory aforesaid as the same was on the 9th day of December, 1916, and less than ten weeks previous to the time of making said application, which said census exhibits the name of every head of a family and the name of every person a resident in good faith of such territory on said day and the lot or quarter section of land on which he resides, which said census was and is verified by the affidavit of the person taking the same, affixed thereto, and which said census and affidavit are annexed to said petition and on file herein.

4. That said survey, map and census after being completed and verified as aforesaid were left at the place of business of one E. A. Johnson, whose said place of business is within such territory and who resides therein, and were there kept subject to examination at all reasonable hours by every person interested, for a period of five weeks, continuously, from the posting of the notice of such application.

5. That due notice of said application for said incorporation was given as required by law.

6. That all the requirements of the statutes with reference to the incorporation of villages have been complied with.

7. That such territory as is proposed to be included as aforesaid in said proposed village contained at the time such census was taken the population in number and in proportion to the quantity of land therein, required by section 854 of the Wisconsin Statutes, to-wit: two hundred twenty-three inhabitants.

8. That the said territory contains a village in fact.

THEREFORE upon motion of Grace, Hudnell & Fridley and F. H. DeGroot, attorneys for petitioners,

IT IS ORDERED that such territory contained and described, and the

boundaries of which are set forth by courses and distances, as follows:

All that part of Township forty-eight (48) north, of ranges fourteen (14) and fifteen (15) west, in the Town of Superior, Douglas County, Wisconsin, lying and being within the boundaries by courses and distances described as follows, to-wit:

Beginning at a point on the section line between sections eleven (11) and twelve (12), township forty-eight (48) north, range fifteen (15) west of the fourth principal meridian where said section line intersects the right bank of the St. Louis River, at the point nearest to the south line of said sections; thence south fifty-two (52) minutes and thirty (30) seconds west twelve hundred and ninety-two (1292) feet to a stone monument at the corner common to sections eleven (11), twelve (12), thirteen (13) and fourteen (14), in said township and range; thence south fifty-five (55) minutes and twenty (20) seconds east twenty-six hundred twenty-nine and five-tenths (2629.5) feet to a stone monument at the quarter section corner between said sections thirteen and fourteen (14); thence north eighty-nine (89) degrees, thirty-seven (37) minutes and forty (40) seconds east twenty-six hundred fifty-three and three-tenths (2653.3) feet to an iron monument at the center of said section thirteen (13); thence south one (1) minute and fifty (50) seconds west twenty-six hundred forty-six and one-tenth (2646.1) feet to an iron monument at the quarter section corner between sections thirteen (13) and twenty-four (24), in said township and range, which is in the center of the Northern Pacific Railroad Track, thence north eighty-nine (89) degrees and forty-four (44) minutes east twenty-six hundred fifty-six and four-tenths (2656.4) feet to an iron monument at the corner common to said sections thirteen (13) and twenty-four (24) and sections eighteen (18) and nineteen (19), township forty-eight (48), north, range fourteen (14) west; thence north thirty (30) minutes and forty (40) seconds east on the easterly boundary of Carnegie Depot Addition thirteen hundred twenty-five and seven-tenths (1325.7) feet to the northeast corner thereof; thence north eighty-eight (88) degrees, forty-two (42)

minutes and ten (10) seconds east along the southerly boundary of Oliver Southern Division six hundred fifteen and five-tenths (615.5) feet to the southeast corner thereof; thence north eleven (11) minutes and ten (10) seconds east along the easterly boundary of said Oliver Southern Division thirteen hundred twenty-four and eight-tenths (1324.8) feet to the northeast corner thereof; thence north eighty-eight (88) degrees, forty-six (46) minutes and twenty (20) seconds east along the southerly boundary of Gery Addition to Carnegie six hundred six and two-tenths (606.2) feet to the southeast corner thereof; thence north six (6) minutes and thirty (30) seconds west along the easterly boundaries of Gery Addition to Carnegie and Carnegie Midway Addition twenty-six hundred forty-seven and two-tenths (2647.2) feet to the northeast corner of said Carnegie Midway Addition, said last mentioned corner being the government quarter quarter corner proportional distance between the southwest corner and the south quarter corner of section seven (7), township forty-eight (48) north, range fourteen (14) west; thence north eighteen (18) minutes east thirteen hundred twenty-seven and three-tenths (1327.3) feet to an iron monument at the subdivisional center of the southwest quarter of said section seven (7); thence north eighty-eight (88) degrees, twenty-two (22) minutes and thirty (30) seconds east along the southerly boundary of Oliver Industrial Center six hundred sixty-one and three-tenths (661.3) feet to an iron monument at the southeast corner thereof; thence north ten (10) minutes east along the easterly boundary of said Oliver Industrial Center thirteen hundred twenty-seven and six-tenths (1327.6) feet to an iron monument at the northeast corner thereof; thence north eighty-eight (88) degrees and twenty (20) minutes east on the east and west quarter line of said section seven (7) thirteen hundred eighteen and eight-tenths (1318.8) feet to its intersection with the center line of Birmingham Avenue in Carnegie Third Division; thence north one (1) degree, forty (40) minutes and thirty (30) seconds west along said center of Birmingham Avenue twelve hundred seventy-six and four-tenths (1276.4) feet to its intersection with the south line of

Union Street in said Carnegie Third Division; thence south eighty-eight (88) degrees, nineteen (19) minutes and thirty (30) seconds west seven hundred one (701) feet along said south line of Union Street produced to its intersection with the west line of Fairbairn Avenue in Carnegie Eastern Division; thence north two (2) minutes west along said west line of Fairbairn Avenue two hundred ninety-four (294) feet to its intersection with the north line of Minnesota Street in said Carnegie Eastern Division; thence south eighty-nine (89) degrees, fifty-eight (58) minutes and thirty (30) seconds west along said north line of Minnesota Street in Carnegie Eastern Division, Carnegie Western Division and Carnegie First Division thirty-seven hundred eighty-four and six-tenths (3784.6) feet to the north and south quarter quarter line in the northeast quarter ($NE\frac{1}{4}$) of said section twelve (12); thence north thirty-three (33) minutes and fifteen (15) seconds east along said quarter quarter line nine hundred eighty-seven and nine-tenths (987.9) feet to an iron monument at the quarter quarter corner between the northeast corner and north quarter corner of said section twelve (12); thence north eighty-nine (89) degrees forty-six (46) minutes west along the north line of said section twelve (12) twenty-six hundred eighty-one and three-tenths (2681.3) feet to the quarter quarter corner between the northwest corner and the north quarter corner of said section twelve (12); thence south forty-seven (47) minutes west along the north and south quarter quarter line of said section twelve (12) thirteen hundred twenty-six and five-tenths (1326.5) feet to an iron monument at the center of the northwest quarter of said section twelve (12); thence north eighty-nine (89) degrees fifty-five (55) minutes and thirty (30) seconds west along the northerly boundary of Oliver Bridge Division six hundred thirty-three and one-tenth (633.1) feet to its intersection with the northeasterly line of an alley between Chicago and Wadena Avenues in said Division; thence north four (4) minutes and thirty (30) seconds east seventy-five (75) feet; thence north eighty-nine (89) degrees, fifty-five (55) minutes and thirty (30) seconds west parallel with and

distant seventy-five (75) feet northerly from said northerly boundary of Oliver Bridge Division four hundred and fifteen (415) feet, more or less, to the right bank of the St. Louis River; thence to the center of the main channel of said river on a course at right angles to said main channel; thence following the center line of said main channel up stream to a point where a line drawn therefrom to the place of beginning intersects said main channel at right angles; thence on said last mentioned line to the place of beginning, shall be incorporated as a village by the name of Oliver, if the electors thereof assent thereto as provided by law.

FURTHER ORDERED that W. G. Wright, L. D. Taylor and Charles Rebek, residents of the Town of Superior in which such territory lies and is situated, be and hereby are directed to perform the duties of inspectors of election as provided in chapter 40 of the Wisconsin Statutes, to determine whether or not the electors of said territory assent to the incorporation thereof as a village.

BY THE COURT,

Frank A. Ross

Circuit Judge.

Attest:

Chas. Wickstrom
Clerk