

Little Chute
Outagamie County

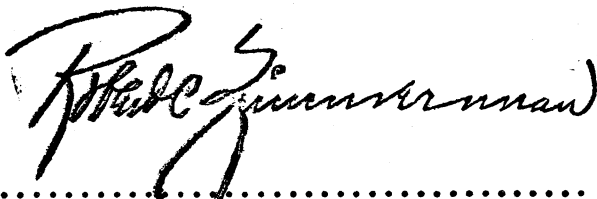
JUDGMENT
in favor of Little Chute

July 27, 1971

State of Wisconsin)
Department of State) ss.

Received and filed this29th.....

day ofJuly..... A.D. 1971...



.....
Secretary of State

MCCARTY, SWETZ, CURRY & HARTZHEIM

NEIL MCCARTY
DONALD E. SWETZ
IRVING G. CURRY, III
CHARLES J. HARTZHEIM

ATTORNEYS AT LAW
120 EAST FOURTH STREET
KAUKAUNA, WISCONSIN 54130

TELEPHONE 766-4221
AREA CODE 414

July 27, 1971

Hon. Secretary of State
State Capitol Building
Madison, Wisconsin

Dear Sir:

Re: Town of VandenBroek vs.
Village of Little Chute

Your records will indicate that on October 29, 1970, pursuant to Section 66.021, we issued to you original and three copies of Notice of Commencement of Legal Proceedings, with a copy of Annexation Ordinance and scale map attached thereto.

We now enclose duplicate original signed by Circuit Court Judge, Hon. Andrew Parnell, and three copies of Judgment in favor of the defendant, the Village of Little Chute. Please correct your records accordingly.

Yours very truly,

MCCARTY, SWETZ, CURRY & HARTZHEIM



Charles J. Hartzheim

CJH/emz
Enclosures

cc: Mr. Gerald Locy, Village Clerk

STATE OF WISCONSIN

CIRCUIT COURT

OUTAGAMIE COUNTY

TOWN OF VANDENBROEK, a
Municipal Corporation,

Plaintiff,

vs.

JUDGMENT

VILLAGE OF LITTLE CHUTE,
a Municipal Corporation,

Defendant.

File No. 16524

The above entitled action having been brought by the above named plaintiff municipal corporation against the above named defendant municipal corporation for a Declaratory Judgment, declaring an annexation Ordinance adopted by the Village Board on June 23, 1970 null and void, said defendant municipal corporation having duly appeared by McCarty, Swetz, Curry & Hartzheim, by Charles J. Hartzheim, its attorneys, and served an Answer by which it denied the allegations of said Complaint, and the issues having duly come on for trial before the Honorable A. W. Parnell, Circuit Judge, without jury, on April 19, 1971, and the proofs and allegations of the parties having been heard, and the Court having filed its decision in writing on July 1, 1971, and having filed its Findings of Fact and Conclusions of Law on July 21st, 1971, directing the entry of Judgment as hereinafter provided,

NOW, on the motion of McCarty, Swetz, Curry & Hartzheim, defendant's attorneys, by Charles J. Hartzheim, it is

ORDERED, ADJUDGED AND DECREED THAT defendant Village of Little Chute is entitled to judgment as follows:

1. That the annexation is not the result of unreasonable,

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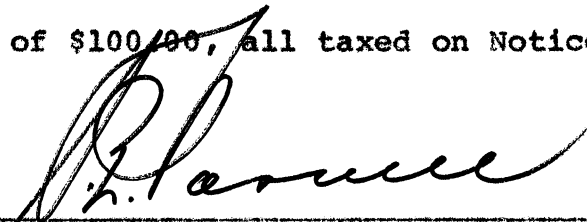
ROBERT C. ZIMMERMAN
SECRETARY OF STATE

arbitrary or capricious actions on the part of defendant Village of Little Chute.

2. That the Annexation Ordinance adopted by defendant Village Board on June 23, 1970, annexing certain property lying in the plaintiff township, is approved and sustained.

3. That plaintiff municipal corporation pay the costs and disbursements of this action, costs to be taxed pursuant to Section 271.02 (2) in the amount of \$100.00, all taxed on Notice.

Dated: July 21st, 1971.


A. W. Parnell, Circuit Judge

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SECRETARY OF STATE

COPY

LAW OFFICES OF
MCCARTY, SWETZ, CURRY & HARTZHEIM
KAUKAUNA, WISCONSIN 54130