

VILLAGE 33

451.1

In the matter of the Incorporation of the Village of Withee,

State of Wisconsin, }
Department of State. } ss.

Received and filed this 23rd,

day of July, A. D. 1901

A. P. Schmidt
Assistant Secretary of State.

In the Matter of
The Incorporation of
The Valley of
Wishes
Clark Co. Va.
Certified Copies
Under Sec 866 W.S.

July 23

State of Wisconsin, Clark County, In Circuit Court

At a general term of the Circuit Court for Clark County, begun and held in the Court house in the City of Neillsville in said County on the 15th day of April, A.D. 1901, said day being the Third Monday of April, A.D. 1901, and on the 27th day of April, A.D. 1901,

Present and presiding the Hon. James O'Neill, Circuit Judge.

In the matter of the application of John Christianson and others for the incorporation of the Village of Withee.

The above matter having been brought to a hearing at the above mentioned term of Court, and it appearing that due notice of the time and place of making said application has been given as required by law, that said applicants have caused to be made by a practical surveyor an accurate survey and map of the territory intended to be embraced within the limits of said Village, showing the courses and distances of the boundaries and the quantity of land embraced therein, the accuracy of which was verified by the affidavit of the surveyor annexed thereto, and that said applicants have also caused to be taken an accurate census of the resident population of such territory, on some day, not ten weeks prior to the hearing of this application, which 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 the day said census was taken, and the lot or quarter section of land on which he resided, which census was verified by the affidavit of the person taking the same affixed thereto, that such survey, map and census, verified as aforesaid were left, on the ninth day of March, A.D. 1901, at the ~~post~~ office of W.C. Tufts, a resident of said territory, his office being at the post office and located on the south-west quarter of the north-west quarter of Section Thirtyfive (35), in Township twentynine North (29) of Range Two⁽²⁾ West, and centrally located in the territory proposed to be taken for said Village of Withee, and was there kept, subject to examination at all reasonable hours, by every person interested, for the period of five weeks from the date of ^{it} being thus left, and five weeks from the date of the posting of the notices hereinafter mentioned.

That said applicants, on the 9th day of March A.D. 1901, gave due and proper notice, that, on the 27th day of April, A.D. 1901, at the opening of court on the afternoon of said day, at the City of Neillsville, Wisconsin, or as soon thereafter as the matter could be heard by the court, they would apply to the said Circuit Court for an ORDER, incorporating the territory hereinafter mentioned as a Village by the

of the said Territory

name of WITHEE, which said notice described the boundaries, by courses and distances and specified the Town within which it was situated, and also stated where such survey, map and census had been left and might be examined, that said notice was signed by at least twenty taxpayers, residents of the said territory proposed to be incorporated, was posted in at least three of the most public places in said territory, at least six weeks before the time specified in said notice for the making of this application, to-wit: on the 27th day of April, A.D. 1901; That no newspaper is, or was during said time published within said territory, and that the persons signing said notice were the ones making this application.

And the said applicants, having by petition, subscribed by them, which sets forth the boundarie of the said territory, with their courses and distances, the quantity of land embraced therein, according to such survey, and the resident population, therein contained, according to such census, applied to the court for an ORDER incorporation such Village.

And such survey, map and census, with the affidavits ~~xxxxxxxxxxxxxxxx~~ verifying the same, and an affidavit that they were left and kept subject to examination at the office of W.C. Tufts, as hereinbefore set forth, and also a copy of the notice of this application with an affidavit affixed thereto of the posting of the same as hereinbefore set forth, being annexed to said petition, and the same being presented to the court at the time and place specified in said notice for the presentation of the same.

And after hearing all parties interested for or against ~~xxxxxxxxxxxxxxxx~~ said application and being satisfied that all of the requirements of the Statute have been complied with, that the territory proposed to be incorporated is not less than one half square mile in area. - is all in the Town of Hixon, in Clark County Wisconsin and contains a resident population of not less than three hundred persons thereon, that the said lands ought justly to be included in ^{such} said Village and that the interests of the inhabitants will be promoted by such incorporation, it is therefore.

ORDERED, that the following territory viz:-- Commencing at the north-east corner of the north-west quarter of the north-west quarter of section thirtyfive (35) thence running due south on the east line of the west half of the west half of Section Thirtyfive (35), one mile to the south east corner of the south-west quarter of

the south-west quarter of said section thirtyfive (35), thence due west on the township line one half mile to the south-west corner of the south-east quarter of the south-east quarter of Section Thirtyfour (34), thence due north on the west line of the east half of the east half of section Thirtyfour(34), one mile to the north-west corner of the north-east quarter of the north-east quarter of section Thirtyfour (34), , thence due east on the section line, one half mile to the place of beginning, including the east half of the east half of section thirtyfour (34) and the west half of the west half of section Thirtyfive (35), all in Township twentynine (29) North of Range two (2) West, being the Town of Hixon, Clark County, Wisconsin, shall be an incorporated Village by the name of Withee, if the electors thereof shall assent thereto as provided by Section 862 of the Wisconsin Statutes for 1898.

That an election be held therein, in the manner provided by law, and that W.C. Tufts, W.H.Smith and J.W.Davidson, residents of such territory, are hereby appointed to perform the duties of inspectors of election as required by Chapter Forty of the Wisconsin Statutes for 1898.

Dated April 27th, 1901,

By the Court,

J a m e s O'N e i l l
Circuit Judge.

The following is a true, correct and complete statement of the result of an election held under the provisions of Section 862 and succeeding sections of the Wisconsin Statutes for 1898, in the matter of the application of John Christian-son and others for the incorporation of the Village of Withee in Clark County, Wis

The polls of said election were opened at M.W.A.Hall at ten oclock A.M. on the 21st day of May, 1901, with W.C.Tufts, W.H Smith and J.W.Davidson acting as inspectors of election. The said polls were kept open until four oclock P.M. except for the hour between 12 M. and 1 P.M. when said polls were closed pursuant to notice of such closing, given by the inspectors at the opening thereof at ten oclock A M. and also by the posted notice calling such election.

That each an every person voting at said election was a qualified elector under the Statutes of Wisconsin and a resident of the territory proposed to be incorporated as such Village of Withee, which is more particularly described as the EAST ONE-HALF of the EAST ONE HALF of SECTION THIRTYFOUR, and the West ONE HALF of the WEST ONE HALF of SECTION THIRTYFIVE, in TOWNSHIP TWENTYNINE NORTH of RANGE TWO WEST, being in the TOWN OF HIXON in CLARK COUNTY, WISCONSIN

That the whole number of persons voting, and the whole number of ballots cast at said election was thirty one (31)

That the whole number of ballots with the word "yes" written or printed thereon cast at said election was thirty one (31)

That the whole number of ballots with the word "no" written or printed thereon cast at said election was none (0)

Dated May 21, 1901.

W.C.Tufts,

W.H.Smith,

J.W.Davidson, Inspectors.

State of Wisconsin, Clark County, SS.

W.C.Tufts, W.H.Smith and J.W.Davidson, each for himself, being duly sworn, on oath says, that he was one of the inspectors of election at the election ~~xxxxx~~held in the territory proposed to be incorporated as the Village of Withee in Clark County, Wisconsin, and which said territory is more particularly described in the foregoing statement subscribed by him, and that the said foregoing statement is correct and true and shows the whole number of ballots cast at said election, and the number having thereon the word "yes" and the number having thereon the word "no"

That at said election thirtyone ballots were cast, of which number thirtyone had thereon the work -yes- and none had thereon the word -no-, and further that the number of ballots having thereon the word "yes" is a majority of the whole number of ballots cast at said election

Subscribed and sworn to before me
this 24th day of May, 1901

C. S. Stoddard

Notary Public

Clark Co. Wis.

W C Tufts

W H Smith

J W Davidson

State of Wisconsin

County of Clark.

I, Charles Cornelius Register of Deeds in and for Clark County do hereby certify that the foregoing and annexed Order for Incorporation and Statement and affidavit of Inspectors in the matter therein entitled have been by me carefully compared with the original order for Incorporation, Statement and Affidavit now on file and of record in my office in the City of Neillsville in said Clark County, and that the foregoing are true transcripts of the said originals and of the whole thereof.

In testimony whereof I have hereunto set my hand and affixed the seal of the Register of Deeds as aforesaid this 20th day of July, 1901.

Charles Cornelius

Register of Deeds
for Clark County, Wisconsin.