

City of Montreal

(Formerly Village of Hamilton)

Incorporation of City of Montreal
and name changed from Village
of Hamilton.

State of Wisconsin,
Department of State.

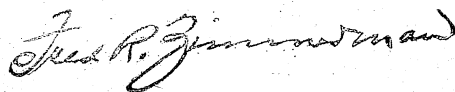
} ss.

Recorded Vol. 1.

Received and filed this.....

page 241 of City patents.

day of..... A. D. 192.....

.....
Secretary of State.

Village Clerk's Certificate
of Election under sec. 61.58(2)
of the Statutes

City of Montreal, Iron
County, Wis.

Charter issued
April 19/24 and
recorded in City
Records Vol 1 page
241

F. R. Zimmerman
Secretary of State
E. A.

REID & REID
LAWYERS
IRON EXCHANGE BANK BLDG.
HURLEY, WISCONSIN

HERMAN L. EKERN
ATTORNEY GENERAL

ROBERT M. RIESER
DEPUTY ATTY. GEN.

The State of Wisconsin
Office of Attorney General
Madison

JOSEPH E. MESSERSCHMIDT
WINFIELD W. GILMAN
ALVIN C. REIS
MORTIMER LEVITAN
FRANKLIN E. BUMP
ASSISTANT ATTORNEYS GENERAL

April 19, 1924

Honorable Fred R. Zimmerman,
Secretary of State,
C a p i t o l.

Dear Sir:

You have submitted to this department, certificate of Donald R. McDonell, clerk of the village of Hamilton, certifying certain facts for the purpose of having said village incorporated as a city of the fourth class, under the name of the city of Montreal, and asked to have the papers examined, and if found correct to prepare the necessary charter to be issued by you under the provisions of sec. 62.06.

An inspection of the certificate shows that it attempts to describe in a general way some of the proceedings taken in effecting the incorporation under the provisions of sec. 61.58. In so far as it attempts to set out the procedure, it does not follow very closely or completely the provisions of the law and the steps required to be taken. But par. (2) of that section provides that when the election is held and the result canvassed and certified, the same as a regular village election

the village clerk shall immediately certify the fact of holding such election and the result thereof to the secretary of state, including in such certificate a description of the legal boundaries of such village or proposed city; and thereupon a certificate of incorporation shall be issued to such city,.

That provision does not seem to make the secretary of state the judge as to the sufficiency and regularity of the proceedings taken by the village.

The only things required to be certified are the facts that such election has been held and the result thereof, and a description of the boundaries of the proposed city. The part of the certificate referring to such facts complies with the law, so a certificate of incorporation can be issued; and I have prepared the form of certificate for you to issue.

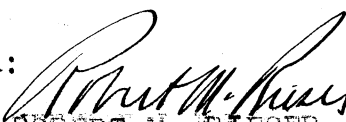
Yours truly,



T. L. MCINTOSH
ASSISTANT ATTORNEY GENERAL

TLMCI-A

Approved:



ROBERT M. RIESER
DEPUTY ATTORNEY GENERAL

STATE OF WISCONSIN,)
COUNTY OF DANE,) SS

*Copy of
Charter*

I, Fred R. Zimmerman, Secretary of State of Wisconsin, do hereby certify that Donald R. McDonell, as Village Clerk of the Village of Hamilton, in the State of Wisconsin, having certified to me, as Secretary of State, the fact that such village, having a resident population of 1853 as determined by a census duly taken therefor, had by resolution duly adopted by unanimous vote of its trustees determined to incorporate such village into the city of Montreal, and that an election had been duly held therefor, and the result thereof and a description of the legal boundaries of such proposed city, as follows:

Starting at the S.W. corner of the NW $\frac{1}{4}$ of Section 33, T.46 N, R. 2 E; - thence east to the S.E. cor. of the N.E. $\frac{1}{4}$ of Sec. 33, T. 46 N, R. 2E; - thence north to the S.E. cor. of the N.E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Sec. 33, T. 46 N., R. 2 E;- thence east to the S.E. cor. of the N.W. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Sec. 34, T. 46 N. R. 2 E;- thence north to the N.E. Cor. of the N.W. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Sec. 27, T. 46 N., R. 2 E;- thence west to the N.W. Cor. of the N.E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Sec. 28, T. 46 N., R. 2 E; thence south to the N.W. Cor. of the N.E. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Section 28, T. 46 N., R. 2E;- thence West to the N.W. Corner of the S.W. $\frac{1}{4}$ of sec. 28, T. 46 N. R. 2 E; thence south to the point of beginning.

Now, therefore, pursuant to such proceedings as so certified and the authority vested in me, I do hereby certify that such Village of Hamilton, bounded as aforesaid, be, and the same is hereby created and constituted a city of the Fourth/classification of cities in the Wisconsin Statutes.

Given under my hand and the official seal of the State of
Wisconsin, this _____ day of April, 1924.

SECRETARY OF STATE OF WISCONSIN

State of Wisconsin	} ss.
DEPARTMENT OF STATE.	
Received this.....19th.....day of	
April.....A. D. 1924.....at 10.....	
o'clock A. M. and recorded in Vol	
1.....of Charters & Patents	
on page.....241.....	
Ed. R. Zimmerman	
Assistant Secretary of State	

CERTIFICATE OF ELECTION

STATE OF WISCONSIN)
COUNTY OF IRON) SS.
VILLAGE OF HAMILTON)

I, Donald R. McDonnell duly elected, qualified and acting clerk of the Village of Hamilton, in said county and state, do hereby certify that less than ten weeks prior to the 11th day of March, 1924, the Trustees of the Village of Hamilton caused a ^{census} census to be taken of the resident population in the Village of Hamilton, as provided by Section 61.58, from which it appears that the resident population of said Village of Hamilton exceeds 1200, as shown by said census, namely: 1853 resident inhabitants in the territory comprising said Village of Hamilton.

I further certify that on the 11th day of March, 1924, the Trustees of the Village of Hamilton, in regular meeting assembled, adopted a resolution by unanimous vote of the Trustees of said Village of Hamilton and thereby determined to, and did, create the territory of the said Village of Hamilton into the city of Montreal, divided into four wards; that said resolution therein named three inspectors and a clerk of the election for each ward; that pursuant to said resolution and section 61.58 notices of election were duly posted in each ward for the election of the following named officers: Mayor, Treasurer, Comptroller, Justices of the Peace, Aldermen and Supervisors; that the number of votes cast in each ward are as follows:

Ward No. 1: 36 votes were cast of which John M. Price for Mayor received 36 votes and Anton J. Windl for Treasurer received 35 votes. D. R. McDonnell for Comptroller received 36 votes. For Justice of the Peace, Emil C. Shimondle received 34 votes and Charles M. Harry received 30 votes. For Aldermen, John C. Bertone received 35 votes and Angus Lamont received 33 votes. For Supervisor, Fred Durant received 35 votes.

Ward No. 2: 36 votes cast, of which John M. Price for Mayor received 35 votes and Anton J. Windl for Treasurer, received 31 votes. D. R. McDonell for Comptroller received 33 votes. For Justice of the Peace, Emil C. Shimondle received 28 votes and Charles M. Harry received 21 votes. For Aldermen, Bertis Court received 27 votes and Richard Rowe received 30 votes. For Supervisor, James Coole received 34 votes.

Ward No. 3: 49 votes cast, of which John M. Price for Mayor received 47 votes and Anton J. Windl for Treasurer received 45 votes. D. R. McDonell for Comptroller received 47 votes. For Justice of the Peace, Emil C. Shimondle received 44 votes and Charles M. Harry 39 votes. For Aldermen, L. E. Dick received 46 votes and Peter J. Peterson received 42 votes. For Supervisor, R. A. Angst received 47 votes.

Ward No. 4: 43 votes cast, of which John M. Price received 43 votes for Mayor and Anton J. Windl for Treasurer received 40 votes. D. R. McDonell for Comptroller received 40 votes. For Justice of the Peace, Emil C. Shimondle received 39 votes and Charles M. Harry received 39 votes. For Aldermen, John Grasso received 37 votes and John Saari received 37 votes. For Supervisor, T. G. Kirby received 30 votes.

That the following persons having received the highest number of votes were declared elected: John M. Price for Mayor, Anton J. Windl for Treasurer, Donald R. McDonell for Comptroller, Charles M. Harry and Emil C. Shimondle for Justices of the Peace, John C. Bertone and Angus Lamont for Aldermen in Ward No. 1, and Fred Durant for Supervisor in Ward No. 1; Bertis Court and Richard Rowe for Aldermen in Ward No. 2, and James Coole for Supervisor in Ward No. 2; Leslie E. Dick and Peter J. Peterson for Aldermen in Ward No. 3, and Robert A. Angst for Supervisor in Ward No. 3; John Grasso and John Saari for Aldermen in Ward No. 4, and Timothy G. Kirby for Supervisor in Ward No. 4.

I further certify that the following is a true and correct description of the legal boundaries of said proposed city of Montreal, namely: Starting at the S.W. corner of the NW $\frac{1}{4}$ of Section 33, T. 46 N, R. 2 E; - thence east to the S.E. cor. of the N.E. $\frac{1}{4}$ of Sec. 33, T. 46 N, R. 2 E; - thence north to the S.E. cor. of the N.E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Sec. 33, T. 46 N., R. 2 E;- thence east to the S.E. cor. of the N.W. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Sec. 34, T. 46 N. R. 2E;- thence north to the N.E. Cor. of the N.W. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Sec. 27, T. 46 N., R. 2 E;- thence west to the N.W. Cor. of the N.E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Sec. 28, T. 46 N., R. 2 E; thence south to the N.W. Cor. of the N.E. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Section 28, T. 46 N., R. 2 E;- thence West to the N.W. Corner of the S.W. $\frac{1}{4}$ of Sec. 28, T. 46 N. R. 2 E; thence south to the point of beginning.

The above description includes the following territory viz: The North one-half of Sec. 33; the north one-half of the Northwest Quarter of Section 34; the northwest quarter of the northeast quarter of Section 34; the west one-half of the east one-half of Section 27; the west one-half of Section 27; the east one-half of the Northeast Quarter of Section 28; and the South one-half of Section 28, all in Town 46 North, Range 2 East, in Iron County, Wisconsin.

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed the corporate seal of the Village of Hamilton this 4th day of April, 1924.

Donald G. McDonnell Clerk