

32423

STATE OF MINNESOTA
IN SUPREME COURT

State of Minnesota, ex rel.
J.A.A. Burnquist, Attorney General,

Relator,

vs.

Village of Leetonia, Joseph Musich,
Steve Starcevic, Victor Polich, Peter
Chopp, John Azanich, Vinko Minerich,

Respondents.

WRIT OF OUSTER

THE STATE OF MINNESOTA TO THE ABOVE NAMED RESPONDENTS:

The Findings and Order of this Court having been duly made and entered in the above entitled cause on the 13th day of June, 1941, finding the Village of Leetonia illegally organized and ordering that judgment be entered against the Respondents, the Village of Leetonia and its officers, ousting and excluding said Respondent Village from acting as a municipal corporation and ousting and excluding all its officers and their successors in office from acting as officers thereof and from exercising any jurisdiction or authority over the territory attempted to be incorporated,

NOW, THEREFORE, on motion of counsel for the Relator,

IT IS HEREBY DETERMINED AND ADJUDGED that the proceedings by which the Respondent Village of Leetonia attempted to incorporate were illegal and unlawful, and that the Respondent Village of Leetonia is not nor has it been a municipal corporation, and it is hereby ousted and excluded from all corporate rights, privileges, franchises, and authority to act as a municipal corporation under said corporate name, and that it forever refrain from exercising or attempting to exercise authority or jurisdiction as a municipal corporation under such attempted

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incorporation; that the officers thereof, Joseph Musich, Mayor, Steve Starcevic, Recorder, Victor Polich, Trustee, Peter Chopp, Trustee, John Ozanich, Trustee, Vinko Minerich, Treasurer, and their respective successors in office, are ousted and excluded from all rights, privileges, and authority as such officers, and that each of said officers and their successors in office forever refrain from exercising or attempting to exercise authority or jurisdiction as officers of said illegally incorporated Village.

Service of this Writ of Ouster shall be made on said Respondents by serving copies thereof upon them, and proof of such service shall be filed with this Court.

WITNESS the Honorable Henry M. Gallagher, Chief Justice of the Supreme Court of the State of Minnesota and the seal of said Court this 24th day of June, 1941.

(Signed) GRACE KAERCHER DAVIS,

(Seal)

Clerk of the Supreme Court of
the State of Minnesota.

(Filed June 24, 1941,
Grace Kaercher Davis, Clerk).

State of Minnesota {ss.
SUPREME COURT

I, Grace Kaercher Davis, Clerk of the above named Court and Custodian of the records thereof, do hereby certify

that I have compared the within paper _____ writing, to which this certificate is attached, with the original _____

WRIT OF OUSTER in the case of State of Minnesota ex rel J. A. A. Burnquist,
Relator,

32423-vs-

Village of Leetonia, Joseph Musich, Steve
Starcevic, Victor Polich, Peter Chopp, John
Azanich, Vinko Minerich,

Respondents,

now remaining on file in said action, and that the same is ~~now~~ a true

and correct copy _____ of said original _____ and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Supreme Court, at the

Capitol in the City of Saint Paul, Minnesota,

Sept. 24, 1941.
Grace Kaercher Davis
Clerk of Supreme Court.

By _____ Deputy Clerk.

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Steve Starcevic, Victor Polich,
Peter Chopp, John Azanich, Vinko
Minerich,

Respondents,

CERTIFIED COPY

WRIT OF OUSTER

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
SEP 29 1941

Minerich
date