

STATE OF MINNESOTA        Ø  
                                  :SS  
COUNTY OF LYON            )

I, Sarah M. Murray, County Auditor of Lyon County, Minnesota, do hereby certify and return that I have the custody and control of the records and files of the office of County Auditor of the said County and of the proceedings of the Board of County Commissioners of said County.

That attached hereto and marked Exhibit "A" is a true copy of the petition for the incorporation of the proposed Village of Garvin, which petition is on file in my said office.

That attached hereto and marked Exhibit "B" is a true copy of a resolution which was duly passed and adopted by and at a meeting of the Board of County Commissioners of said County, held on May 2nd, 1945, and that all members of the said Board were present at such meeting and voted for the adoption of the said resolution.

That Exhibit "C" hereto attached is a true and correct copy of the Certificate and Return of Inspectors, in connection with the incorporation of the proposed Village of Garvin.

That Exhibit "D" hereto attached is a true copy of the Notice of Election to determine upon the incorporation of the proposed Village of Garvin, together with a true copy of the proof of the posting of such election notice.

That the said original petition, Exhibit "A", and a copy of the said resolution, Exhibit "B" and the original Notice of Election and proof of the posting thereof, and the original Certificate and Return of the said inspectors have been attached, together and filed as one document, in my said office as such County Auditor, on May 28th, 1945.

That this Certificate is made in accordance with Section 412.06 of Minnesota Statutes of 1941, to be filed in the office of the Secretary of State, for the purpose of completing the Incorporation of the said proposed Village of Garvin.

Witness my hand and official seal at the City of Marshall, in Lyon County, Minnesota on this 28th day of May, 1945.

9785

*Sarah M. Murray*  
County Auditor  
Lyon County, Minnesota

P E T I T I O N

To the County Board of Lyon County, Minnesota:

For the purpose of organizing and incorporating the territory hereinafter described as a village, in accordance with Section 412.02 of Minnesota Statutes of 1941 and of the Laws of Minnesota pertinent thereto, the undersigned respectfully request and petition that you call an election for the determination of such proposed incorporation, as provided by law.

Further, in accordance with said Section 412.02 of Minnesota Statutes of 1941 and of the Laws of Minnesota pertinent thereto, and as a part of this petition, the undersigned do state and make known the following facts, to-wit:

1. That each of the undersigned, for a period of two (2) years has been and is, an actual resident and legal voter of and in the territory included in said proposed Village.
2. That the territory included in said proposed village is situated in Township One Hundred Nine (109) Range Forty-one (41), in said Lyon County, Minnesota and is bounded and described as follows, to-wit: All of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Twenty-Seven (27), Township One Hundred Nine (109), Range Forty-one (41), Lyon County, Minnesota and that part of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section Twenty-seven (27), Township One Hundred Nine (109), Range Forty-One (41), Lyon County, Minnesota, described as follows, to-wit: Commencing in the Southeast corner of said Southwest Quarter (SW $\frac{1}{4}$ ) of Section Twenty-Seven (27), running thence West on the south line of said Southwest Quarter (SW $\frac{1}{4}$ ) a distance of Six Hundred Sixty (660) feet, thence at right angles North a distance of Thirteen Hundred Twenty (1,320) feet, thence at right angles East a distance of Six Hundred Sixty (660) feet to the East line of said Southwest Quarter (SW $\frac{1}{4}$ ), thence South at right angles a distance of Thirteen Hundred Twenty (1320) feet to the place of beginning; the subdivision referred to being in accordance with the U. S. Government Survey and there being included in said territory the original plats to the Town of Terry, as well as Bredevien's Addition to the Town of Terry and Plattsfield Addition Town of Garvin, according to the plats on file and of record in the office of the Register of Deeds within and for said County of Lyon.
3. That the quantity of land embraced in the boundary of said proposed Village is One Hundred Eighty (180) acres.
4. That the number of actual residents within the territory of said proposed Village is 250.
5. That the name of said proposed Village and the name proposed therefor is "Village of Garvin."

Signatures

Viggo Frederiksen  
John M. Sand  
A. L. Colburn  
Mrs. Christine Westgate  
Chris Welsen  
H. Wahlin  
Harold Coyle  
Otto H. Schlotfeldt  
Ethel Coyle  
Wilma Frederiksen  
Albin Wahlin

Signatures

Eva A. Weed,  
Elliot B. Coyle  
Roger L. McKenzie  
P. W. Engesser  
C. R. Morgan  
John C. Menger  
Dale McKenzie  
Emil Gempeler  
Lottie Parsons  
Lottie Gempeler  
Mrs. Marie Wahlin

Signatures

Mrs. Emma Nelson  
Ernest J. Johnson  
Beulah McKenzie  
Alice Persons  
Sylvia Peterson  
Kathryn Ekstrom  
Vivian Coyle  
Edna Morgan  
Esther Menger  
J. E. Morgan

Signatures

Esther Johnson  
D. D. Jones  
Floyd Persons  
Clyde Coyle  
Pearl Engesser  
Louis J. Fritz  
Carrie Fritz  
J. E. Lien  
Mabel Lien  
Ella Morgan

State of Minnesota )  
                          :SS  
County of Lyon        )

Each of the subscribers to the foregoing petition signed his or her name thereto in my presence and at the time each of said persons so signed, he or she was by me duly sworn and deposed and said that he or she had read and knew the contents of the foregoing petition and that each was a resident and legal voter within the territory of said proposed Village of Garvin as set forth in said petition; also that each subscribed said petition for the uses and purposes therein set forth.

Further, I do certify that each of said subscribers is personally known to me and each is a resident and legal voter of said territory.

Further, that said petition was so subscribed and sworn to on April 20th, 1945.

Witness my official hand and seal on this 20th day of April, 1945.

(Notarial Seal)

A. L. Broman  
A. L. Broman, Notary Public,  
Lyon County, Minnesota  
My Commission Expires  
August 2nd, 1947.

State of Minnesota )  
                          ) SS  
County of Lyon      )

Clifford Almjeld, Viggo Frederiksen and John Sand,  
being first duly sworn, each for himself, deposes and says as follows,  
to-wit:

That each of them is a resident and a legal voter of the territory described in the foregoing and attached petition and which territory said petition proposes to be incorporated as a Village and called "Village of Garvin". That on behalf of the subscribers to said petition, affiants have taken a census of the resident population within the boundaries of said proposed Village and have carefully counted and enumerated each and every resident therein.

That such census and enumeration has been made and taken on the 13th and 14th days of April, 1945. That the number of actual residents on and in the territory included in the said proposed Village of Garvin is 250.

That said census was accurately taken by affiants on said dates.

That each of the subscribers to said petition is personally known to affiants and is a resident and legal voters of the State of Minnesota and of the territory included in said proposed village and that each of said signatures is the genuine signature of the person whose signature it purports to be and that each of the signatures of said petition was subscribed thereto and on the 20th day of April, 1945.

That each and all the statements in said petition are true.

John Sand

Viggo Fredericksen

Clifford Almjeld

Subscribed and sworn to by Clifford Almjeld, Viggo Frederiksen and John Sand, before me on this 20th day of April, 1945.

A. L. Broman  
A. L. Broman, Notary Public,  
Lyon County, Minnesota,  
My Commission Expires  
August 2nd, 1947.

(Notarial Seal)

51B

On motion, duly seconded, the following resolution was adopted:

BE IT RESOLVED by the Board of County Commissioners of Lyon County, Minnesota, as follows, to-wit:

THAT WHEREAS, a petition has been presented to this Board requesting that in accordance with Section 412.02 of Minnesota Statutes of 1941 and of the laws of Minnesota pertinent thereto, an election be called to determine whether there be incorporated a village to be known as "Village of Garvin" and embracing in its territory approximately the following premises (reference is hereby made to said petition for further particularity) to-wit:

All of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Twenty-Seven (27), Township One Hundred Nine (109), Range Forty-one (41), Lyon County, Minnesota, and that part of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section Twenty-Seven (27), Township One Hundred Nine (109), Range Forty-one (41), Lyon County, Minnesota, described as follows, to-wit: Commencing in the southeast corner of said Southwest Quarter (SW $\frac{1}{4}$ ) of Section Twenty-Seven (27), running thence West on the South line of said Southwest Quarter (SW $\frac{1}{4}$ ) a distance of Six Hundred Sixty (660) feet, thence at right angles north a distance of Thirteen Hundred Twenty (1320) feet, thence at right angles East a distance of Six Hundred Sixty (660) feet, to the East line of said Southeast Quarter (SE $\frac{1}{4}$ ), thence South at right angles a distance of Thirteen Hundred Twenty (1320) feet to the place of beginning; the subdivision referred to being in accordance with the U. S. Government Survey and there being included in said territory the original plats to the Town of Terry, as well as Davidson's Addition to the Town of Terry and Pletcherfield Addition Town of Garvin, according to the plats on file and of record in the office of the Register of Deeds within and for said County of Lyon.

WHEREAS the said petition is signed by 43 duly qualified electors residing within the territory of the said proposed village, and who have resided therein for a period of two (2) years, and is accompanied by a census of the resident population of such territory, and in all things complies with the statute in such case made and provided.

NOW THEREFORE It is ordered that the said petition be granted and that the said election be held at the building known as Garvin City Hall, located within said property to be incorporated, on Friday the 25th of May, 1946, from nine o'clock, A. M., until five o'clock, P. M., and that the Chairman and County Auditor, on behalf of this Board, give notice of such election and cause the same to be posted according to law (there being no newspaper within the territory of said proposed village), and that the Auditor prepare and furnish the necessary ballots and supplies to be used thereat and that he perform all acts and duties required of him by the said laws pertaining to the incorporation of villages.

BE IT FURTHER RESOLVED that John M. Sand, Viggo Frederiksen, and Carrie Reite, who are duly qualified electors residing within the said territory, are hereby appointed "inspectors" to conduct all duties provided by law to be performed by such officers.

Dated May 2nd, 1946.

Edith E. Madison  
Chairman- County Board-  
Lyon County, Minnesota

Attends:

Sarah M. Murray  
Sarah M. Murray,  
County Auditor - Lyon County, Minnesota

Signatures

Mrs. Emma Nelson  
Ernest J. Johnson  
Beulah McKenzie  
Alice Persons  
Sylvia Peterson  
Kathryn Ekstrom  
Vivian Coyle  
Edna Morgan  
Esther Menger  
J. E. Morgan

Signatures

Esther Johnson  
D. D. Jones  
Floyd Persons  
Clyde Coyle  
Pearl Engesser  
Louis J. Fritz  
Carrie Fritz  
J. E. Lien  
Mabel Lien  
Ella Morgan

State of Minnesota )  
                          :SS  
County of Lyon      )

Each of the subscribers to the foregoing petition signed his or her name thereto in my presence and at the time each of said persons so signed, he or she was by me duly sworn and deposed and said that he or she had read and knew the contents of the foregoing petition and that each was a resident and legal voter within the territory of said proposed Village of Garvin as set forth in said petition; also that each subscribed said petition for the uses and purposes therein set forth.

Further, I do certify that each of said subscribers is personally known to me and each is a resident and legal voter of said territory.

Further, that said petition was so subscribed and sworn to on April 20th, 1945.

Witness my official hand and seal on this 20th day of April, 1945.

A. L. Broman  
A. L. Broman, Notary Public,  
Lyon County, Minnesota  
My Commission Expires  
August 2nd, 1947.

(Notarial Seal)

Ex D

Ex D

NOTICE OF ELECTION

Notice is hereby given that on Friday, the 25th day of May, 1945, at that certain building known as Garvin City Hall located in the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Twenty-Seven (27), Township One Hundred Nine (109), Range Forty-One (41), Lyon County, Minnesota, an election will be held, whereat the electors residing within the boundaries of the proposed "Village of Garvin" described in the petition of which a copy is hereunto attached and hereby made a part hereof, shall determine whether the territory within said boundaries shall be incorporated as a village in accordance with Section 412.02 of Minnesota Statutes of 1941 and of the laws of Minnesota pertinent thereto. The polls shall be open at such election from nine o'clock, A. M., until five o'clock, P. M., of said day.

By order of, and in accordance with, a resolution of the Board of County Commissioners of Lyon County, Minnesota.

Dated May 2nd, 1945.

*Ralph P. Madden*  
Chairman of the Board of  
County Commissioners  
Lyon County, Minn.

ATTEST:

*Sarah M. Murray*  
Auditor - Lyon County,  
Minnesota

(OFFICIAL SEAL)

P E T I T I O N

To the County Board of Lyon County, Minnesota:

For the purpose of organizing and incorporating the territory hereinafter described as a village, in accordance with Section 412.02 of Minnesota Statutes of 1941 and of the Laws of Minnesota pertinent thereto, the undersigned respectfully request and petition that you call an election for the determination of such proposed incorporation, as provided by law.

Further, in accordance with said Section 412.02 of Minnesota Statutes of 1941 and of the Laws of Minnesota pertinent thereto, and as a part of this petition, the undersigned do state and make known the following facts, to-wit:

1. That each of the undersigned, for a period of two (2) years has been and is, an actual resident and legal voter of and in the territory included in said proposed village.

2. That the territory included in said proposed village is situate in Township One Hundred Nine (109) Range Forty-one (41), in said Lyon County, Minnesota and is bounded and described as follows, to-wit: All of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Twenty-seven (27), Township One Hundred Nine (109), Range Forty-one (41), Lyon County, Minnesota and that part of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section Twenty-seven (27), Township One Hundred Nine (109), Range Forty-one (41), Lyon County, Minnesota, described as follows, to-wit: Commencing in the southeast corner of said Southwest Quarter (SW $\frac{1}{4}$ ) of Section Twenty-seven (27), running thence West on the South line of said Southwest Quarter (SW $\frac{1}{4}$ ) a distance of Six Hundred Sixty (660) feet, thence at right angles north a distance of Thirteen Hundred Twenty (1320) feet, thence at right angles East a distance of Six Hundred Sixty (660) feet to the East line of said Southwest Quarter (SW $\frac{1}{4}$ ), thence South at right angles a distance of Thirteen Hundred Twenty (1320) feet to the place of beginning; the subdivision referred to being in accordance with the U. S. Government Survey and there being included in said territory the original plats to the Town of Terry, as well as Bredevien's Addition to the Town of Terry and Plattsfield Addition Town of Garvin, according to the plats on file and of record in the office of the Register of Deeds within and for said County of Lyon.

3. That the quantity of land embraced in the boundary of said proposed Village is One Hundred Eighty (180) acres.

4. That the number of actual residents within the territory of said proposed Village is 250.

5. That the name of said proposed Village and the named proposed therefor is "Village of Garvin."

Signatures

Viggo Frederiksen  
John M. Sand  
A. L. Colburn  
Mrs. Christine Westgate  
Chris Nelsen  
H. Wahlin  
Harold Coyle  
Otto H. Schlotfeldt  
Ethel Coyle  
Wilma Frederiksen  
Albin Wahlin

Signatures

Eva A. Weed  
Elliet B. Coyle  
Roger L. McKenzie  
P. W. Engesser  
C. R. Morgan  
John C. Menger  
Dale McKenzie  
Emil Gempeler  
Lottie Parsons  
Lottie Gempeler  
Mrs. Marie Wahlin



State of Minnesota )  
                          :SS  
County of Lyon      )

I, Roy J. Nylan, hereby certify that on the 2nd day of May, 1945, I posted three notices of the attached Notice of Election, at the following places:

One at the front part of the Garvin City Hall which building is described in said notice of election;

One, on the front part of that certain building known as the Carl Holden store, located in said proposed Village of Garvin; and,

One on that certain oil station building located in the northeast corner of the Southeast Quarter (SE<sup>1</sup>/<sub>4</sub>) of Section Twenty-Seven (27), Township One Hundred Nine (109), Range Forty-one (41) Lyon County, Minnesota.

Dated this 4th day of May, 1945.

Roy J. Nylan  
Deputy Sheriff of Lyon County,  
Minnesota

Subscribed and sworn to before me this 4th day of May, 1945.

A. L. Broman

A. L. BROMEN  
Deputy Public, Lyon County, Minn.  
My Commission Expires Aug. 2, 1947.

*(Seal)*

STATE OF MINNESOTA )  
                              : SS  
COUNTY OF LYON      )

OATH OF INSPECTORS

John M. Sand, Viggo Fredericksen and Carrie Fritz, being first duly sworn, each for himself, deposes and says:

THAT WHEREAS, by a resolution of the Board of County Commissioners of Lyon County, Minnesota, adopted at a meeting of said Board held on May 2nd, 1945, John M. Sand, Viggo Fredericksen and Carrie Fritz were appointed as "Inspectors", in accordance with Section 412.02 of Minnesota Statutes of 1941 and of the Laws of Minnesota pertinent thereto, to conduct an election to determine whether there shall be incorporated a proposed village to be known as Village of Garvin, Minnesota, in territory which is more particularly described in said resolution, reference to which is hereby made for further particularity, and further to carry out the duties of such officers.

NOW THEREFORE, "I will support the constitution of the United States and of the State of Minnesota and will faithfully discharge the duties of the office of "Inspector" as aforesaid, to the best of my judgment and ability, and

FURTHER, that in acting as Judge of the said election, which is to be held May 25th, 1945, I do solemnly swear that I will perform the duties of the Judge of such election, according to law and the best of my ability and will studiously endeavor to prevent fraud, deceit, and abuse in conducting said election. So Help Me God."

John M. Sand  
John M. Sand

Viggo Fredericksen  
Viggo Fredericksen

Carrie Fritz  
Carrie Fritz

Subscribed and sworn to before me this  
25th day of May, 1945.

A. L. Broman (Notarial Seal)  
A. L. Broman,  
Notary Public, Lyon County, Minn.,  
My Commission Expires Aug. 2nd, 1947.

Ex 12

Ex 12

CERTIFICATE AND RETURN OF INSPECTORS

We, John M. Sand, Viggo Fredericksen and Carrie Fritz, as inspectors and as judges of an election held to determine on the question of whether the proposed Village of Garvin should be incorporated, in accordance with a resolution of the Board of County Commissioners of Lyon County, Minnesota, passed and adopted on May 2nd, 1945, do hereby make the following certificate and return, to-wit:

That the said election was held on Friday, May 25th, 1945, at that certain building known as Garvin Hall located within the limits of said proposed village, between the hours of nine o'clock, A. M., and five o'clock, P. M., of said day.

That at the time of the opening of the said election, the duly qualified electors then present, by their unanimous choice, selected and elected John M. Sand and Viggo Fredericksen to be Judges of the said election and Carrie Fritz to be Clerk of the said election and said persons performed the duties of such offices.

That the said election was in all things conducted in accordance with the laws of the State of Minnesota in such case made and provided.

That 90 votes were cast at the said election of which 55 were voted "For Incorporation - Yes" and 35 votes were voted "For Incorporation - No" and that, a majority of the votes cast at the said election were in the affirmative and in favor of such incorporation and the said proposition is therefor declared to be carried and adopted.

ATTEST  
NOTARY PUBLIC  
LYON COUNTY  
MINN.  
AUG 2 1945

Dated May 25th, 1945.

John M. Sand  
John M. Sand

Viggo Fredericksen  
Viggo Fredericksen

Carrie Fritz  
Carrie Fritz

INSPECTORS (JUDGES) OF ELECTION

State of Minnesota )  
                          : SS  
County of Lyon        )

John M. Sand, Viggo Fredericksen and Carrie Fritz, being first duly sworn, each for himself, depose and says: - That he is one of the persons described in the foregoing Certificate; that he has read the same and that the same is true of his own knowledge, except as to those matters stated on information and belief and as to those matters he believes it to be true.

John M. Sand  
John M. Sand

Viggo Fredericksen  
Viggo Fredericksen

Carrie Fritz  
Carrie Fritz

Subscribed and sworn to before me this 25th day of May, 1945.

A. L. Broman  
A. L. Broman,  
Notary Public, Lyon County, Minn.  
My Commission Expires Aug. 2nd, 1947

9785

(Notary Seal)

