

INDEXED

No. 512

COUNTY COURT.

LINCOLN COUNTY, COLORADO.

IN THE MATTER OF
THE PETITION OF JOHN DAVIS,
AND OTHERS FOR THE INCORPORATION OF THE TOWN OF
ARRIBA, COLORADO.

INCORPORATION,
PROCEEDINGS.

STATE OF COLORADO, }
County of Lincoln. } ss.
I hereby Certify that this instrument was filed for
record in my office at 8¹² o'clock P.M. on

and is duly recorded in Book

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Records

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To the County Court of Lincoln County, Colorado: Hugo, Colo.

HONORABLE SIR:-

THE UNDERSIGNED, respectfully petition that they may be incorporated as a Town, and that the metes and bounds of such Town shall be as follows:

Beginning at a point, four hundred and thirty(430) feet north of the North-east corner of Section 12, Township Nine(9), Range Fifty-three(53),

West of the 6th Principal Meridian, thence extending west on a line parallel with the north line of said Section to a point due north of the west boundary line of the platted Town of Arriba, in said County, thence south to the line dividing Section 12 into north and south halves, thence east along this line to the center of the east boundary line of Section 12, thence north along this line to point of beginning.

YOUR PETITIONERS designate, the Town of Arriba, as the name they wish to assume for the Town and in that behalf the undersigned petitioners state that they constitute thirty or more in number and are a majority of the land owning, legal voters of said tract and that owners of forty acres or more within said tract are favorable to the designation of said tract as a corporate town.

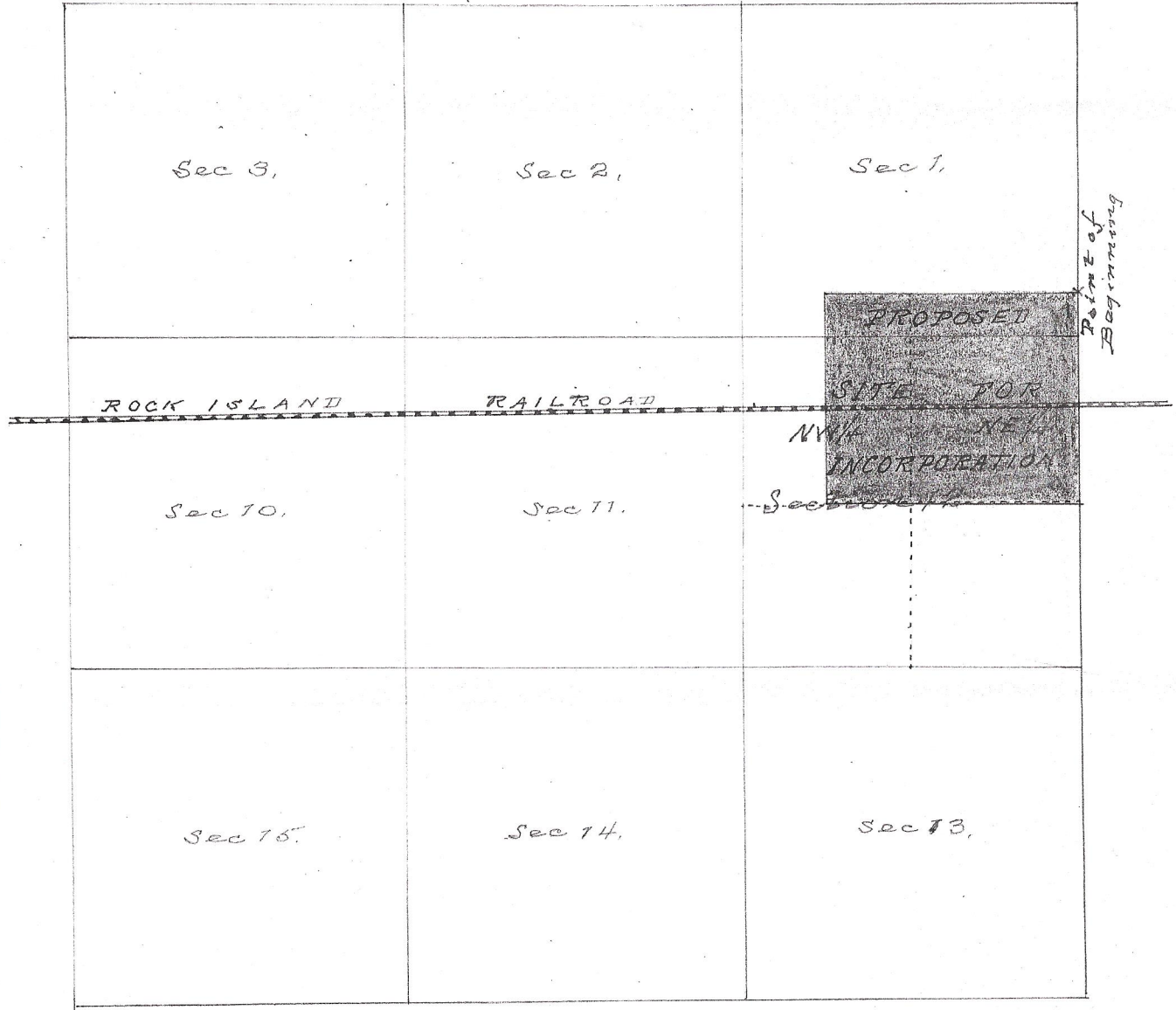
(Copy of Plat is attached to the Petition.)

NAMES OF PETITIONERS.

Chas J. Stahl.	John Davis.	A. J. Spealman.	John Freel.
J. M. Tyler.	J. R. Cannon.	W. H. Emery.	U. S. Nixon.
O. V. Hillenkanp.	B. B. Armstrong.	R. W. Hawkins.	J. F. Counsell.
Frank Flindt.	F. R. Borden.	A. Kennedy.	H. Hildebrand.
M. R. Russell.	C. V. Piper.	G. A. Junk.	C. C. Donaldson.
C. C. Coleman.	Catherine L. Hawkins.	H. O. Faison.	Anna Bakerink.
Minnie Adams.	Thomas Tuttle.	Wm H. Rae.	W. J. Buchan.
G. W. Swallow.	L. B. Sudell.	Henry C. Buhring.	Mrs Sarah A. Emerson.
Roy J. Counsell.	W. H. Stambaugh.	E. S. Emerson.	E. I. Piper.
Earl Rogers.	E. J. Kennedy.	Chas S. Hamilton.	Myrtle Rogers.
J. D. Kennedy.	D. W. Mosher.		

Filed May 29th 1918.

THE FOLLOWING IS A MAP OF THE NINE NORTH-EAST SECTIONS OF
TOWNSHIP NINE(9), RANGE FIFTY-THREE(53), IN LINCOLN COUNTY, COLORADO.



THE ABOVE MAP CONTAINS THE SITE PROPOSED FOR INCORPORATION
UNDER THE NAME OF THE TOWN OF ARRIBA, IN LINCOLN COUNTY, COLORADO.

State of Colorado,)
) SS.
County of Lincoln,)

IN THE COUNTY COURT.

No. 512

IN THE MATTER OF THE PETITION OF)
))
JOHN DAVIS, AND OTHERS, FOR THE INCORPORATION)
))
OF THE TOWN OF ARRIBA, COLORADO.)

AFFIDAVIT
OF
JOHN DAVIS.

John Davis, of lawful age, being first duly sworn according to law, on his oath deposes and says; that he is well acquainted with the land owners and qualified electors, as well as with the total number of all inhabitants within the limits of the territory which it is intended to incorporate into the Town of Arriba, Colorado, as set forth in the attached petition; that the signers upon said petition are all land owners and qualified electors within the limits of the territory therein described and platted; that the whole number of inhabitants within said territory on this date is not less than two hundred.

John Davis.

Subscribed and sworn to before me this 31st day of May A.D. 1918.

(SEAL)

P.O. Hedlund.

County Judge.

Filed May 31st 1918.

State of Colorado,))
County of Lincoln,)) SS.

IN THE COUNTY COURT.

No.512.

IN THE MATTER OF THE PETITION OF JOHN DAVIS, AND OTHERS) ORDER
FOR THE INCORPORATION OF THE TOWN OF ARRIBA, COLORADO.) APPOINTING
) COMMISSIONER

This matter coming on regularly to be heard this 31st day of May A. 1918, upon the filing and reading of the petition of John Davis, and others for the Incorporation of the Town of Arriba, Colorado, filed herein on the 29th day of May A.D. 1918; and the Court being satisfied that all the requirements of the law in such cases made and provided have been complied with; and after due consideration, being now sufficiently advised in the premises: IT IS ORDERED, ADJUDGED AND DECREED by the Court, that said petition be, and the same is hereby granted, and that John Davis, John Freeland, W.H. Stambaugh, Chas S. Hamilton, and A.J. Speelman, be, and they hereby are appointed the Commissioners for the purpose of calling and holding an election of all the qualified electors residing within the territory embraced within the limits described in said petition and plat, to be held at some convenient place within said limits; the notice for which shall be by publication and posting of notices for a period of three successive weeks prior to such election; such notice shall specify the time and place of such election, and shall accurately describe the territory to be embraced in the proposed Town of Arriba, Colorado; the notice should further state, that a correct plat of the territory included in the proposed incorporation is on file in the Office of the Clerk of the County Court of Lincoln County, Colorado.

IT IS FURTHER ORDERED by the Court, that the Commissioners above named shall qualify and act as Judges and Clerks of said election, in the same manner as Judges and Clerks of County Elections, and shall promptly report the result of the ballot to this Court.

Done in open Court, this 31st day of May A.D. 1918.

By the Court.

(SEAL)

P.O. Hedlund,

Judge.

Filed May 31st 1918.

State of Colorado,)
County of Lincoln,) SS.

IN THE COUNTY COURT.

No.512

IN THE MATTER OF THE PETITION OF JOHN DAVIS, AND OTHERS, FOR THE INCORPORATION OF THE TOWN OF ARriba, COLORADO. NOTICE OF ELECTION TO DETERMINE THE QUESTION OF INCORPORATING THE TOWN OF ARriba, COLO.

Pursuant to appointment by the County Court, of Lincoln County, Colorado, of John Davis, John Freel, W.H. Stambaugh, Charles S. Hamilton, and A. Spealman, to act as Commissioners for the purpose of calling and holding an election to determine the question of incorporation for the Town of Arriba, Colo, the legal voters of the proposed district are hereby notified that an election will be held for said purpose, on Tuesday the 2nd day of July, from seven o'clock AM, to seven o'clock PM, in the Hall over the Arriba Mercantile Store, within the proposed district.

The metes and bounds of said proposed district for incorporation are as follows:

Beginning at a point 430 feet north of the North-east corner of Section 12 twelve, Township 9 Nine, Range 53 West of the 6th Principal Meridian, thence extending west on a line parallel with the north line of said Section, to a point due north of the west boundary line of the platted Town of Arriba, in said County, thence south to the line dividing Sec 12, into north and south halves, thence east along this line to the center of the east boundary line of Sec 12, thence north along this line to the point of beginning.

A description and plat of the proposed incorporation are on file in the office of the Clerk of County Court at Hugo, Colo.

John Davis,
John Freel,
Wm Stambaugh,
Chas Hamilton,
A. J. Spealman.

AFFIDAVIT OF PUBLICATION.

State of Colorado,)
County of Lincoln,) SS.

John Davis, of Arriba, County and State aforesaid, being duly sworn, oath says that he is Publisher of the Arriba Record, a newspaper within the meaning of an act, entitled "An Act to Regulate the Printing of Legal Notices and Advertisements" approved April 21, 1897. Said newspaper has general circulation within said County and State, and has been published weekly in Arriba continuously and uninterruptedly for a period of two six weeks prior to the first insertion of the notice or advertisement hereto attached to this affidavit which was published in said weekly newspaper once each week 4 weeks successively, and that said notice or advertisement was first published in the issue of said newspaper dated June 7, A.D. 1918, and last in the issue of said newspaper dated June 28 A.D. 1918, and that it was published in the newspaper proper and not in a supplement.

John Davis.

Sworn to and subscribed before me at my office in Arriba this 3rd day of July A.D. 1918.

Esther J. Coleman

(SEAL)

My Commission expires January 4, 1919.

Notary Public

Filed July 5, 1918.

State of Colorado,)
)SS.
County of Lincoln,)

AFFIDAVIT OF POSTING NOTICES.

John Davis of Arriba, County of Lincoln and State aforesaid, being duly sworn, on oath says that he, one of the Commissioners appointed by the County Court of Lincoln County to hold an election for the purpose of voting on the question of Incorporation for the Town of Arriba, Colo., posted in five conspicuous places, notices identical with the one attached, at points within the proposed district for incorporation, as follows:

- 1 in Post Office lobby.
- 1 at the Lincoln State Bank, Street corner.
- 1 at the Arriba Merc. Store corner.
- 1 at the Arriba Trading Co. corner.
- 1 at the Arriba School grounds.
- 1 at the polling place during the day of election.

Notices were posted on June 7th, 1918 being more than 20 days prior to the date of election.

John Davis.

Sworn to and subscribed before me at my office in Arriba, this 3, day of July A.D. 1918.

(SEAL)

Esther J. Coleman, .

My Commission expires January 4, 1919.

Notary Public.

Filed July 5, 1918.

We, John Freel, Chas S. Hamilton, A. J. Spealman, Judges, and John Davis, W. H. Stambaugh, Clerks, do solemnly swear that we will perform the duties of Judges or Clerks according to law and the best of our ability, that we will studiously endeavor to prevent fraud, deceit and abuse in conducting the same; that we will not try to ascertain, nor will we disclose how any elector voted; if in the discharge of our duties, knowledge should come to us as to how any elector shall have voted, unless called upon to disclose same before some Court of Justice.

John Davis,)
W. H. Stambaugh,) Clerks.

John Freel,)
Chas S. Hamilton,) Judges.
A. J. Spealman,)

Subscribed and sworn to before me this 2nd day of July A.D. 1918.

(SEAL)

Alva W. Hawkins,

My Commission Expires July 31st, 1921.

Notary Public.

LIST OF VOTERS AT THE ELECTION OF JULY 2nd, 1918, ON THE QUESTION,

"SHALL THE TOWN OF ARriba, INCORPORATE"

1 F. R. Borden,	2 G. W. Swallow,	3 G. N. Fisher,	4 J. F. Counsell,
5 F. S. Kirkpatrick	6 A. J. Spealman,	7 John Freel,	8 W. H. Stambaugh,
9 Chas Hamilton,	10 John Davis,	11 Roy Hawkins,	12 A. Kennedy,
13 Mrs. Geo Rogers,	14 Roy Counsell,	15 John Stambaugh,	16 Mrs. Chas Stahl,
17 Earl Rogers,	18 J. L. Rose,	19 Henry Hildebrand,	20 Chas Keliher,
21 Oscar Hillencamp,	22 A. H. Hawkins,	23 Leonard Londergan,	24 L. D. Vanderhoof,
25 C. V. Piper	26 W. M. Loderger,	27 Earl VanCleve,	28 J. M. Tyler,
29 Frank Flindt,	30 M. R. Russell,	31 Mrs. C. S. Hamilton,	32 C. C. Donaldson,
33 Chas Coulson,	34 N. V. Anderson	35 Geo Junk,	36 R. H. Calverley,
37 Mrs. John Stambaugh,	38 Mrs. Roy Counsell,	39 Mrs. Anna Coulson,	
40 " Geo Swallow,	41 C. C. Coleman,	42 Mrs. C. C. Coleman,	43 Mrs. Hazel Bakerink
44 Mrs. E. J. Kennedy,	45 Mrs. Anna Bakerink,	46 Marc Gomez,	47 Everett Piper,
48 Rudolph Mortensen,	49 C. M. Mortensen,	50 Mrs. John Freel,	51 Mrs. J. M. Tyler,
52 Miss Edna Tyler,	53 Mrs. A. W. Hawkins,	54 Mrs. A. J. Spealman,	
55 Mrs. L. W. Londergan,	56 Mrs. M. R. G. Adams,	57 Mrs. C. M. Mortensen,	
58 Mrs. Earl Rogers,	59 Mrs. C. H. Hefner,	60 Mrs. John Davis,	61 Dan Mosher,
62 Mrs. O. V. Hillencamp,	63 Mrs. J. R. Cannon,	64 Thos Tuttle,	65 Mrs. A. Monigold,
66 Mr J. L. Seifers,	67 J. R. Cannon,	68 Mrs. L. Highberger,	69 J. C. Hollingsworth
70 Mrs. L. B. Sewell,	71 Mrs. Frank Flindt,	72 W. H. Rae,	73 Mrs. W. H. Rae,
74 Mrs. W. H. Emery,	75 E. S. Emerson,	76 Mrs. Anna Johnson,	77 M. W. H. Stambaugh,
78 Mrs. C. V. Piper,	79 W. H. Emery,	80 H. C. Buhning,	81 C. J. Stahl,
82 Miss M. S. Krafchek,	83 J. H. Williams,	84 E. J. Kennedy,	85 M. J. Buchan,
86 Mrs. L. M. Van Cleve,	87 J. S. Brown,	88 Dan Kaufman,	89 M. Shaffer,
90 Mrs. Roy Hawkins,	91 Mrs. H. C. Buhning,		

Ballot Box contained 91 ballots.

At an Election held in the Arriba Opera House in Arriba, County of Lincoln, State of Colorado, on the second day of July A.D. 1918, On the question of, shall the Town of Arriba, Incorporate; the whole number of votes cast was Ninety-one (91), For Incorporation 90, against Incorporation 1. Certified by us. John Freel, Chas S. Hamilton, A. J. Spealman, Judges.
Attest: John Davis, W. H. Stambaugh, Clerks of Election.

Filed July 5th 1918.

NOTICE OF INCORPORATION OF THE TOWN OF ARriba, COLORADO.

WHEREAS, on the 29th day of May A.D. 1918, a petition was filed in office of the Clerk of the County Court of Lincoln County, Colorado, praying that certain territory therein definitely described and platted be incorporated as the Town of Arriba, Colorado, and

WHEREAS, on the 31st day of May A.D. 1918, the following named persons viz: John Davis, John Freel, W. E. Stambaugh, Chas S. Hamilton, and A. J. Spealman, were, by an order of said Court duly appointed Commissioners to call an election of all the qualified electors residing within said described and platted territory, and

WHEREAS, on the 5th day of July A.D. 1918, the above named Commissioners reported to the Court, that on Tuesday the 2nd day of July A.D. 1918, an election was held within the territory so described and platted, at which election a majority of the ballots cast thereat, were in favor of the incorporation of the Town of Arriba, Colorado, and

WHEREAS, the above Commissioners have in all things acted in conformity to the law in such case made and provided.

THEREFORE, Notice is hereby given, that the territory in said petition described and platted, to-wit:

Beginning at a point 430 feet north of the North-east corner of Section Twelve(12) Township Nine(9) South, Range Fifty-three(53) West, of the 6th Principal Meridian, thence extending west on a line parallel with the north line of said Section, to a point due north of the west boundary line of the platted Town of Arriba, in said County, thence south to the line dividing Section Twelve(12), into North and South halves, thence east along this line to the center of the east boundary line of said Section, thence north along this line to the point of beginning.

BE, and the same hereby is incorporated as the Town of Arriba, Colorado, and the same is hereby designated and classed as an INCORPORATED TOWN.

WITNESS my hand and seal of the County Court, at Hugo, Colorado, this 9th day of July A.D. 1918.

(SEAL)

Ellen Hedlund,

Clerk of the County Court.

State of Colorado,)
) SS.
County of Lincoln,)

AFFIDAVIT OF PUBLICATION.

John Davis of Arriba, County and State aforesaid, being duly sworn, on oath says that he is Publisher of the Arriba Record, a newspaper within the meaning of "an Act" entitled "An Act to Regulate the Printing of Legal Notices and Advertisements," approved April 21, 1897. Said newspaper has a general circulation within said County and State, and has been published weekly in Arriba continuously and uninterruptedly for a period of Twenty-six weeks prior to the first insertion of the notice or advertisement hereto attached to this affidavit which was published in said weekly newspaper once each week 1 week successively, and that said notice or advertisement was first published in the issue of said newspaper dated July 12, A.D. 1918, and that it was published in the newspaper proper and not in a supplement.

John Davis.

Sworn to and subscribed before me at my office in Arriba, this 16th day of July A.D. 1918.

(SEAL)

Esther J. Coleman,

Notary Public.

My Commission expires January 4, 1919.

Filed July 18, 1918.

State of Colorado,)
County of Lincoln,) SS.

IN THE COUNTY COURT.

No. 512

IN THE MATTER OF THE PETITION OF)
JOHN DAVIS, AND OTHERS, FOR THE INCORPO-) RESIGNATION OF COMMISSIONER'S
RATION OF THE TOWN OF ARRIBA, COLORADO.) JOHN FREEL, JOHN DAVIS, AND
W. H. STAMBAUGH.

To Hon. P. O. Hedlund, Judge of the County Court of Lincoln County,
Colorado.

Being a candidate for the Office of Mayor of the Town of Arriba,
Colorado, I hereby tender my resignation as a member of the Commission
appointed by the County Court, in the above entitled matter, under date
of May 31st, A. D. 1918.

Dated at Arriba, Colorado,
this 5th day of August A. D. 1918.

John Freel.

Being candidates for the Office of Councilmen of the Town of
Arriba, Colorado, we hereby tender our resignation as members of the
Commission appointed by the County Court, in the above entitled matter
under date of May 31st A. D. 1918.

Dated at Arriba, Colorado,
this 5th day of August A. D. 1918.

John Davis.

W. H. Stambaugh.

Filed August 5th 1918.

State of Colorado,)
County of Lincoln,) SS.

IN THE COUNTY COURT.

No. 512

IN THE MATTER OF THE PETITION OF)
JOHN DAVIS, AND OTHERS, FOR THE INCORPO-)
RATION OF THE TOWN OF ARRIBA, COLORADO.)

ORDER OF COURT
APPOINTING SUBSTITUTE
COMMISSIONERS.

WHEREAS, John Freel, John Davis, and W.H. Stambaugh, Commissioners, by appointment of this Court, under date of May 31st, A.D. 1918, have tendered their resignation as such Commissioners.

NOW THEREFORE, IT IS ORDERED BY THE COURT, that J.F. Counsell, P.R. Mortensen, and Ray Arbuthnot, be, and they hereby are appointed as members of the Commission appointed by this Court in the above entitled matter, with like powers, and the same duties as the Commissioners originally appointed herein.

Done in open Court, this 5th day of August A.D. 1918.

By the Court.

(SEAL)

P.O. Hedlund,

Judge.

Filed August 5th 1918.

Arriba, Colorado, Aug 6, 1918.

We do solemnly swear that we will perform the duties of Judges and Clerks according to law and the best of our ability, that we will studiously endeavor to prevent fraud, deceit and abuse in conducting the same; that we will not try to ascertain nor will we disclose how any elector voted; if in the discharge of our duties as Judges and Clerks, knowledge should come to us as to how any elector shall have voted, unless called upon to disclose the same before some Court of Justice.

C. S. Hamilton. A. J. Spealman. J. F. Counsell. Judges of Election.

P. R. Mortensen, Ray Arbuthnot, Clerks of Election.

LIST OF VOTES.

1 A. J. Speelman,	2 J. F. Counsell,	3 C. S. Hamilton,
4 P. R. Mortensen,	5 Roy Arbuthnot,	6 Roy Hawkins,
7 John L. Rose,	8 John Davis,	9 Dr. C. C. Donaldson,
10 David Kaufman,	11 Oscar Hillenkamp,	12 Earl Rogers,
13 B. B. Armstrong,	14 Wm H. Rae,	15 Frank Flindt,
16 Mrs. Frank Flindt,	17 F. S. Kirkpatrick,	18 Milson Russell,
19 E. S. Emerson,	20 Mrs. C. A. Creel,	21 Mrs. Blackwood,
22 C. A. Creel,	23 J. F. Creel,	24 Chas Keliher,
25 Earl Van Cleve,	26 A. Kennedy,	27 John Freel,
28 C. V. Piper,	29 L. W. Lodergan,	30 C. C. Coleman,
31 Dan C. Kaufman,	32 A. W. Hawkins,	33 Mrs. A. W. Hawkins,
34 Mrs. John Freel,	35 Miss Ada Clark,	36 Henry Hillebrand,
37 Thomas Tuttle,	38 Mrs. Thomas Tuttle,	39 Wm Lodergan,
40 C. M. Mortensen,	41 C. J. Stahl,	42 Mrs. C. C. Coleman,
43 J. R. Cannon,	44 Wm Buchann,	45 Geo Junk,
46 Roy H. Calverly,	47 W. H. Webster,	48 J. L. Seifers,
49 T. A. Loveland,	50 I. S. Brown,	51 W. H. Emery,
52 W. H. Stambaugh,	53 J. H. Williams,	54 John Stambaugh,

RESULT OF VOTES CAST.

John Freel, Mayor, 47.

J. R. Cannon,	Councilman,	38.	Frank Flindt,	Councilman,	27.
John Davis,	"	16.	C. M. Mortensen,	"	36.
Dr. C. C. Donaldson,	"	35.	W. H. Stambaugh,	"	40.
B. B. Armstrong,	"	20.	Earl Rogers,	"	18.
C. C. Coleman,	"	21.	W. J. Buchan,	"	24.
A. W. Hawkins,	"	25.			
F. S. Kirkpatrick,	"	22.	Chas S. Hamilton,)	
			J. F. Counsell,)	Judges of Election.
			A. J. Spealman,)	
			Ray Arbuthnot,)	
			P. R. Mortensen,)	Clerks of Election.

State of Colorado,)
)SS.
County of Lincoln,)

I, Raymond H. Calverley, a Notary Public in and for said Lincoln County, in the State of Colorado, do hereby certify that Chas S. Hamilton, Judge of Election, J. F. Counsell, Judge of Election, A. J. Spealman, Judge of Election, Ray Arbuthnot, Clerk, and P. R. Mortensen, Clerk of Election, who are personally known to me to be the persons whose names are subscribed to the foregoing report, appeared before me this day in person, and acknowledged that they signed, sealed and delivered the said instrument of writing as their free and voluntary act for the uses and purposes there in set forth. Given under my hand and Notarial seal this 6th day of August A.D. 1918.

Raymond H. Calverley.

(SEAL) My Commission expires September 11, 1921. Notary Public.
Filed August 8th 1918.

C A L L F O R T O W N E L E C T I O N .

NOTICE is hereby given that an election will be held on Tuesday August 6th, in the Arriba Opera House for the purpose of electing a Mayor and six Councilmen for the Town of Arriba, Colo, to serve until the regular annual election.

Polls will be open from 7 AM. to 7 PM.

By order of Committee appointed by the County Court.

John Davis, Chairman.

AFFIDAVIT OF PUBLICATION.

State of Colorado,)
) SS.
County of Lincoln,)

Charles H. Schiele, of Arriba, County and State aforesaid, being duly sworn, on oath says that he is publisher of the Arriba Record, a newspaper within the meaning of an act, entitled "An Act to Regulate the Printing of Legal Notices and Advertisements" approved April 21, 1897.

Said newspaper has a general circulation within said County and State and has been published weekly in Arriba continuously and uninterruptedly for a period of Twenty-six weeks prior to the first insertion of the notice or advertisement hereto attached to this affidavit, which was published in said weekly newspaper once each week two weeks successively, and that said notice or advertisement was first published in the issue of said newspaper dated July 26, A.D. 1918, and last in the issue of said newspaper dated August 2, A.D. 1918, and that it was published in the newspaper proper and not in a supplement.

Chas H. Schiele.

Sworn to and subscribed before me at my office in Arriba, this 16th day of Aug, A.D. 1918.

(SEAL)

Alva W. Hawkins,

My Commission expires July 31, 1921.

Notary Public.

Filed August 21st 1918.

State of Colorado,)
) ss.
County of Lincoln,)

IN THE COUNTY COURT.

No. 512

IN THE MATTER OF THE PETITION OF)
JOHN DAVIS, AND OTHERS, FOR THE INCORPO-)
RATION OF THE TOWN OF ARriba, COLORADO.)

CERTIFIED COPY
OF PROCEEDINGS IN THE
COUNTY COURT.

I, Ellen Hedlund, Clerk of the County Court within and for the
County and State aforesaid, do hereby certify the foregoing to be
true and complete copies of the proceedings had in said Court in the
above entitled matter.

WITNESS my hand and seal of said Court, this 22nd day of August A.D.
1918.

Ellen Hedlund.

Clerk of the County Court.

