

IN THE COUNTY COURT OF JASPER COUNTY, MISSOURI
AT CARTHAGE

In the matter of the Incorporation of
The Town of Carytown, Jasper County,
Missouri.

DECREE, ORDER AND DECLARATION OF INCORPORATION

Now on this 2nd day of September, 1971, comes on for hearing and determination the Petition for Incorporation, hereinbefore filed, concerning the incorporation of The Town of Carytown, Jasper County, Missouri, in accordance with the provisions of Chapter 80, Revised Statutes of Missouri for 1959, and other related laws and statutes.

After due proceedings and after hearing and viewing the testimony and the evidence and after being duly and fully advised and informed in the matter, the Court now finds as follows:

That no less than two-thirds of the taxable inhabitants of the proposed Town of Carytown, each being a person twenty-one years of age or over residing in and owning taxable property within the boundaries of the proposed Town of Carytown, have signed the Petition for Incorporation as petitioners;

That there are less than five hundred inhabitants residing within the boundaries of the proposed Town of Carytown; that there are no commons in the proposed Town of Carytown; that the boundaries of the proposed Town of Carytown are wholly within the County of Jasper and State of Missouri and are not adjacent to or within two miles of the limits of any city of the first, second or third class or any constitutional charter city;

That the metes and bounds of the proposed Town of Carytown are fully set forth in said Petition for Incorporation and the plat which is also made a part of this Decree, Order and Declaration of Incorporation;

That the prayer of said Petition for Incorporation is reasonable, that it would be to the best interests of the inhabitants of the proposed Town of Carytown that the inhabitants of the proposed Town of Carytown be incorporated under a police established for their local government, for the preservation and regulation of the peace, to insure domestic tranquillity, promote the general

welfare and secure the blessings of self-government to said inhabitants and their posterity;

That the inhabitants within the boundaries of the proposed Town of Carytown should be a body politic and corporate, by the name and style of "The Town of Carytown," that the Town of Carytown should be incorporated, and that the boundaries thereof should be as set forth in the Petition for Incorporation;

That the Petition for Incorporation and all proceedings in this matter have fully complied with the requirements of the laws relating to the incorporation of towns and villages.

NOW THEREFORE, It is hereby ORDERED, ADJUDGED, DECREED AND DECLARED that the proposed Town of Carytown, Jasper County, Missouri, be, and the same hereby is incorporated, and the metes and bounds thereof are correctly described as follows, to-wit:

Beginning at the Southeast corner of Section 4, Township 29, Range 31 in Jasper County, Missouri, thence North to the Northeast corner of Lot 2 of the Northeast Quarter (NE $\frac{1}{4}$) of Section 4, Township 29, Range 31; thence West to Northwest corner of Lot 2 of Northwest Quarter (NW $\frac{1}{4}$) of Section 6, Township 29, Range 31; thence South along West line of Sections 6, 7, and 18 to North right-of-way line of Highway D; thence East along North right-of-way line of Highway D to its intersection with East line of Southeast Quarter (SE $\frac{1}{4}$) of Section 16, Township 29, Range 31; thence North along the East line of said Section 16, and Section 9 to the point of beginning.

IT IS FURTHER ORDERED, ADJUDGED, DECREED AND DECLARED that the inhabitants within such boundaries, aforesaid, be, and they hereby are incorporated under a police established for their local government, that said inhabitants be, and they hereby are now declare to be a body politic and corporate, by the name and style of "The Town of Carytown" and by that name they and their successors shall be known in law; have perpetual succession, unless discontinued; sue and be sued; plead and be impleaded; defend and be defended in all courts and in all actions, pleas and matters whatsoever; may grant, purchase, hold and receive property, real, and personal, within such town and no other, burial grounds and cemeteries excepted; and may lease, sell and dispose of the same for the benefit of the town, and may have a common seal and alter the same at pleasure; have, and there hereby is now conferred upon said body politic all the corporate powers, rights, privileges and immunities conferred on like bodies by and under the laws and statutes

of the State of Missouri, more particularly, but not in limitation of the laws described by Chapter 80 of the Revised Statutes of Missouri for 1959, and any and all other laws concerning municipal corporations of this class and any laws supplementing or modifying the same.

IT IS ALSO ORDERED, ADJUDGED, DECREED AND DECLARED that the corporate powers and duties of the Town of Carytown shall be vested in a board of trustees to consist of five (5) members each of whom must be a person who has attained the age of twenty-one years, be a citizen of the United States, be an inhabitant of the Town of Carytown at the time of his election and have resided therein for one whole year next preceding the time of his election; that in keeping with the statutes of the State of Missouri requiring this Court to appoint the first board of trustees of said town, the following each of whom possesses the above qualifications are now hereby and herewith appointed members of the board of trustees of the Town of Carytown for the term shown opposite his name or until his successor be elected and qualified:

<u>Name:</u>	<u>For a term of:</u>
<u>Marvin Frost</u> Marvin Frost	two (2) years
<u>Neil Fugate</u> Neil Fugate	two (2) years
<u>Lawrence Fasken</u> Lawrence Fasken	one (1) year
<u>John Knight</u> John Knight	one (1) year
<u>Larry Potter</u> Larry Potter	one (1) year



IN WITNESS WHEREOF, we have hereunto set our hands and caused the seal of the County Court of Jasper County, Missouri, to be affixed hereto, on this 2nd day of September, 1971.

Gordon Rusk
Gordon Rusk, Presiding Judge of the County Court of Jasper County, Missouri.

Howard Elliott
Howard Elliott, Judge of the Eastern District of the County Court of Jasper County, Missouri;

Mark Henderson
Mark Henderson, Judge of the Western District of the County Court of Jasper County, Missouri.

APPROVED
SEP 2 1971
Gordon Rusk
PRES. JUDGE

STATE OF MISSOURI }
COUNTY OF JASPER }

In The Recorder's Office

I, Edie Swingle, Recorder of Deeds of said county, do hereby certify that the within instrument of writing was, on the 21 day of June A.D. 19 88 at 11 o'clock and 15 minutes A.M., duly filed for record in this office, and is recorded in the records of this office in filmed book 1345 at page 1770-1773

In Witness Whereof, I have hereunto set my hand and affixed my official seal at Carthage, Mo., this 21 day of June A.D., 19 88.

EDIE SWINGLE Recorder
By *Arthur Mackin* Deputy

