

City, on Monday, Oct. 13, 1941.

Chairman Minier called the Board to order and asked for a roll call. All members responded.

Chairman Minier asked Warner Corwin to take the Chair, as his hearing was impaired by a cold.

Mr. Corwin took the chair, asked Supt. Bosscher to lead the group in prayer.

A Motion was made by Bosscher and supported by Edwards, that, after the necessary work is taken care of for today, we adjourn for two weeks to dig potatoes. The motion carried unanimously.



The following resolution was presented by Warner Corwin, and read:

We the undersigned members of the Board of Supervisors for the County of Missaukee, offer the following resolution to-wit:

Whereas it appears that the normal water level of Lake Missaukee located in the Northeast corner of Lake Township, County of Missaukee and State of Michigan, has for the past ten years and upwards receded with alarming rapidity; and

Whereas, the water level of Lake Missaukee as aforesaid, receded to such an extent so as to endanger public health, welfare and safety and the conservation of the natural resources of the State of Michigan;

Whereas, many summer dwellings and cottages have build upon the shore of Lake Missaukee at great expense to their owners; and

Whereas, the value of such summer dwellings and cottages so erected as aforesaid will greatly depreciate, and discourage the further building of summer dwellings and cottages, unless the lowering of the normal water level of said Lake Missaukee can be and is arrested and stoped; and

Whereas, this Board of Supervisors, deems it expedient that a normal water level of said Lake Missaukee should be established and maintained in the interest of public welfare, safety and for the conservation of the natural resources of this county and State and in the best interest of all concerned.

Now therefore, be it resolved by the Missaukee County Board of Supervisors in session assembled;

1. That the Prosecuting Attorney of the County of Missaukee, and State of Michigan be and is hereby directed to institute proper proceedings in the Circuit Court for the County of Missaukee, on behalf of this Board, respectfully petitioning the Judge of said Circuit Court as aforesaid, after due hearing upon such petition and the consideration of such testimony and evidence as may be produced at such hearing, to by and Order of said Court, to establish and fix the normal water level of Lake Missaukee.

2. That a copy of this resolution be furnished the Prosecuting Attorney of the County of Missaukee, as notice hereof;

3. That a copy of this resolution be spread upon the minutes of the proceedings of this board.

Warner Corwin

A motion was made by Norton and supported by Schepers that the resolution be accepted and adopted. The motion carried unanimously by yea and nay vote.

Bising made a motion to adjourn until one o'clock P.M. to give committees time to work. The motion was supported and carried.

1.00 P.M.

The Board was called to order by acting chairman Corwin, and on motion and support was recessed until 2:30 while committees did more work.

2:30 P.M.

The Board reconvened with all members present.

The Building Committee recommended that rooms for the use of the Rehabilitation Workers be built in the basement of the Sheriff's Office.

A motion was made by McVety and supported by Stevens that the Recommendation be accepted and adopted that the work go forward. The motion carried unanimously by yea and nay vote.

The Board was then concerned with election of a member for the Social Welfare Board, Mr. Richmond's time having expired.

The named of Lafe Richmond, T.R. Laughbaum and Henry Aten were placed in nomination.

A motion was made by Farrell and supported that the Chair appoint two tellers. The motion carried. The Chair appointed Geiger and Schepers, who were sworn by the Clerk.

L. W. Richmond was declared elected on the following ballot: Richmond, 11; Laughbaum 3; Aten, 2; Farrell, 1.

A motion to adjourn until 9 o'clock A.M. , October 27, prevailed.

Chairman

Clerk

and alleging no reason to the contrary, was placed on probation for two years under Probation Officer Mearl Burkett.

Court Journal
1942

C-1244 In the matter of the petition of Missaukee County to determine and establish normal water level of Lake Missaukee

Upon petition of Gerritt J. Leemgraven, Attorney for the County of Missaukee, as by resolution directed by the Board of Supervisors, hearing was held on the establishment of a normal water level for Lake Missaukee. It is Ordered that the normal height and water level be and the same is hereby determined and established to be one thousand two hundred thirty-eight point 0 (1238.0) U.S.G.S.

Thereupon Court adjourned.

Fred L. Ramsdell
Circuit Judge

THURSDAY, MAY 7, 1942

At a special session of circuit court, held at Chambers in the City of Cadillac, Michigan.

C-1188 Petition of Charles L. Gray
Administer of estate of
Elias Gray, deceased, to
lease certain descriptions for oil and gas.

An order was entered confirming lease, covering SW $\frac{1}{4}$ of SW $\frac{1}{4}$, NE $\frac{1}{2}$ of SW $\frac{1}{4}$, and S $\frac{1}{2}$ of NW $\frac{1}{4}$ Section 26; NE $\frac{1}{4}$, E $\frac{1}{2}$ of NW $\frac{1}{4}$, E $\frac{1}{2}$ of SE $\frac{1}{4}$, and E $\frac{1}{2}$ of S $\frac{1}{2}$ of SE $\frac{1}{4}$ Section 27, all in township 22 north, range 8 west

Thereupon court adjourned.

Fred L. Ramsdell
Circuit Judge

EXHIBIT B

**ORDER ESTABLISHING
NORMAL HEIGHT and
WATER LEVEL OF LAKE.**

STATE OF MICHIGAN

THE CIRCUIT COURT FOR THE COUNTY OF MISSAUKEE

**In The Matter of the Petition
of the Board of Supervisors
of the County of Missaukee
Michigan, by Gerrit J. Leemgraven
Prosecuting Attorney of said
County, to Establish the Normal
Height and Water Level of Lake
Missaukee.**

**At a session of said court held in the Court House in the
city of Lake City, on the 16th day of April A.D. 1942.**

Present Honorable Fred S. Lamb, Circuit Judge.

**This cause having been brought on for hearing upon the petition of Gerrit J.
Leemgraven, Prosecuting Attorney for the County of Missaukee, as by
resolution directed, by the Board of Supervisors of said County of Missaukee;
deeming it expedient that a normal height and water level be established by
the order of this Court for Lake Missaukee a body of water lying entirely
within the County of Missaukee, Michigan.**

**It appearing to the Court, that due notice of the day and time of hearing upon
said petition has been given as by an order of this Court directed dated the
13th day of October A.D. 1942 and by statute in such case made and provided.**

**Gerrit J. Leemgraven Prosecuting Attorney for the County of the County of
Missaukee appearing for the Petitioners and no one appearing in opposition to
the petition.**

**Upon reading and filing and reading the petition and upon a careful consideration
of the testimony and evidence produced at the hearing of said cause, it appears to
the Court that it is in the interest of public health and the conservation of the
natural resources of said County and State, that the normal height and water level
of Lake Missaukee be determined and established by an order of this court.**

**On motion of Gerrit J. Leemgraven Prosecuting Attorney for the County of Missaukee,
Attorney for the Board of Supervisors petitioner;**

**It is ordered and adjudged that the normal height and water level of said Lake
Missaukee, be and the same is hereby determined and established to be
One thousand two hundred thirty-eight Point 0, (1238.0) U.S.G.S.**

**It is further ordered that a certified of this Order shall be filed in the office of the
Register of Deeds of the County of Missaukee, Michigan.**

Signed Fred S. Lamb
CIRCUIT JUDGE

COUNTERSIGNED SIGNED

M. Louisa Wolcott
CLERK