

State of Idaho



Department of State.

CERTIFICATE OF INCORPORATION

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, and legal custodian of the corporation records of the State of Idaho, do hereby certify that the original of the articles of incorporation of

COMORE LOMA WATER COMPANY, INC.

was filed in the office of the Secretary of State on the twenty-sixth day of April A.D., One Thousand Nine Hundred Seventy-four and will be duly recorded on Film No. microfilm of Record of Domestic Corporations, of the State of Idaho, and that the said articles contain the statement of facts required by Section 30-103, Idaho Code.

I FURTHER CERTIFY, That the persons executing the articles and their associates and successors are hereby constituted a corporation, by the name hereinbefore stated, for perpetual existence from the date hereof, with its registered office in this State located at Idaho Falls, Idaho in the County of Bonneville.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State. Done at Boise City, the Capital of Idaho, this 26th day of April, A.D., 19 74 .

Pete T. Cenarrusa
Secretary of State.

Corporation Clerk.

ARTICLES OF INCORPORATION

OF

COMORE LOMA WATER COMPANY, INC.

KNOW ALL MEN BY THESE PRESENTS:

That we, the undersigned, all of whom are residents and citizens of the County of Bonneville, State of Idaho, and are of legal age, have this day voluntarily associated ourselves together for the purpose of forming a corporation under the laws of the State of Idaho, and we do hereby certify:

I.

That the name of the corporation shall be: COMORE LOMA WATER COMPANY, INC.

II.

The purposes for which this corporation is formed are:

A. To acquire, by appropriation, purchase, condemnation, license or otherwise, the ownership of water, water rights, water privileges and wells and all appurtenances thereto, wherever situate; and to hold, use, sell or lease the same, or any part thereof, for domestic, irrigation, manufacturing and other beneficial uses; also to acquire by purchase, condemnation, or otherwise, the ownership of rights of way over land so far as may be necessary, for the construction, maintenance and use of dams, reservoirs, storage tanks, ditches, pipes, flumes, conduits and aqueducts necessary to collect, store, convey and distribute water for each and all of the afore-said purposes, and to purchase, own, hold, construct, maintain and use such structures and water works, and sell or lease the same, or any part thereof; and to grant stock in the corporation entitling the holder thereof to the beneficial use of such water rights, privileges and systems.

B. To construct, acquire and operate pumping plants, water storage

and distributing systems.

C. Each share of the capital stock shall represent an equal right in and to the water, water rights, pumping plants, water storage facilities and other water rights, privileges, or benefits, without priority of use over any other share or ownership interest. The lands upon which said water shall be distributed shall be such lands as the Board of Directors of the corporation shall, from time to time, determine. PROVIDED, HOWEVER, by appropriate corporate action the corporation may also promote and provide water service to nonstockholders on such terms and conditions and at such rates and charges as the Board of Directors may from time to time determine.

D. The cost of management and operation of the business of the corporation shall be met by water rates and charges for the delivery of water to stockholders and other users receiving water throughout the year. Whenever the Board of Directors deems it advisable to fix rates and charges for water, said rates and charges shall be fixed by equitably prorating the cost of delivering water for that year among all stockholders and other users, which costs, in the discretion of the Board, may include items for depreciation and maintenance of pipelines and for readiness to deliver water; and the rates and charges may also include, in the discretion of the Board, a reasonable profit margin to provide reasonable growth of the company and return to its stockholders. All such rates and charges shall be fixed in the manner required by any applicable laws and by the By-Laws of the corporation and resolutions of the Board of Directors, all so as to preserve the private ownership of the water rights of the corporation and the delivery of its water as a water company to its stockholders and other users.

E. The shares of the stock of the corporation shall be assessable shares to the extent deemed necessary by the Board of Directors to meet the

needs of the corporation from time to time to provide facilities to furnish adequate water service to its stockholders and other approved users. The corporation shall have a lien on its shares of stock for all assessments levied thereon, and shall have a lien on its shares of stock for all rates and charges for water furnished to the owners of the shares of stock or persons holding under them. The corporation shall provide for the enforcement of all of such liens and the sale of its shares of stock for failure to pay any assessments, rates and charges, and shall not be required to transfer shares on its books, or to furnish water to stockholders or any persons claiming under or through them, or to the lands to which such shares may at the time be appurtenant, unless and until the purchase price for, and all assessments, rates and charges relating to said shares, shall be paid at the time and in the manner provided by these articles, the By-Laws, the resolutions of the Board, and the rules and agreements of the corporation with its stockholders.

F. The shares of the stock of the corporation shall be appurtenant to such lands as the Board of Directors may from time to time determine. Where any shares of stock in this corporation are appurtenant to land and the land shall be conveyed without excepting or reserving such shares, and the grantor of said lands shall refuse to convey or transfer said shares to his grantee, the corporation may cancel the certificate of said grantor of said land and issue a new certificate to his grantee, and the said grantee of said lands shall thereupon become the legal owner of said shares and be entitled to all of the rights of a shareholder in this corporation.

G. The corporation may purchase, lease or otherwise acquire and own, hold, mortgage, pledge, sell and deal in real and personal property of all kinds; may erect buildings, plants and structures of every kind and nature; may lend and borrow money, may execute mortgages, deeds of trust

IV.

The term for which said corporation is to be in existence is perpetual.

V.

The directors of the corporation shall be not less than three (3) nor more than seven (7), and the names and residences of the directors appointed for the first year and to serve until the election and qualification of their successors are the following:

Richard T. Skidmore, Route #7, Box 33, Idaho Falls, Idaho

Bon Adell Skidmore, Route #7, Box 33, Idaho Falls, Idaho

Randy Skidmore, Route #7, Box 33, Idaho Falls, Idaho

VI.

The amount of the capital stock of the corporation shall be Five Thousand Dollars (\$5,000.00) divided into Five Hundred (500) shares of \$10.00 par value each, and all of such stock shall be common stock and entitled to one vote per share.

VII.

The Board of Directors shall have the power to repeal and amend the By-Laws of the corporation and adopt new By-Laws at any meeting of the Board of Directors. All By-Laws shall be subject to amendment, alteration and repeal by the stockholders at any annual meeting or at any special meeting called for such purpose.

VIII.

The following are the names and post office addresses of the incorporators, together with the number of shares subscribed to by each:

NAME	POST OFFICE ADDRESS	NO. OF SHARES
Richard T. Skidmore	Route #7, Box 33, Idaho Falls, Idaho	1
Bon Adell Skidmore	Route #7, Box 33, Idaho Falls, Idaho	1
Randy Skidmore	Route #7, Box 33, Idaho Falls, Idaho	1

LAW OFFICES OF
PETERSEN, MOSS, OLSEN & BEARD
485 "E" STREET
IDAHO FALLS, IDAHO 83401

IN WITNESS WHEREOF we have hereunto set our hands this 24
day of April, 1974.

Richard T. Skidmore
Richard T. Skidmore

Bon Adell Skidmore
Bon Adell Skidmore

Randy Skidmore
Randy Skidmore

STATE OF IDAHO,)
) ss.
County of Bonneville.)

On this 24 day of April, 1974, before me, the undersigned
Notary Public in and for the State of Idaho, personally appeared RICHARD T.
SKIDMORE, BON ADELL SKIDMORE and RANDY SKIDMORE, known to me to
be the persons whose names are subscribed to the foregoing instrument,
and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year in this certificate first above written.

Richard T. Skidmore
Notary Public for State of Idaho

(Seal)

Residing at: Idaho Falls, Idaho

My Commission Expires: 2/26/78