

# State of Idaho

## Department of State

### CERTIFICATE OF INCORPORATION OF

SWENCORP, INC.

File number C 110690

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that duplicate originals of Articles of Incorporation for the incorporation of the above named corporation, duly signed pursuant to the provisions of the Idaho Business Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I issue this Certificate of Incorporation and attach hereto a duplicate original of the Articles of Incorporation.

Dated: May 22, 1995



*Pete T. Cenarrusa*  
SECRETARY OF STATE

By *Alta Seibel*

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SEC. OF STATE  
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ARTICLES OF INCORPORATION

OF

SWENCORP, INC.

IDAHO SECRETARY OF STATE  
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CK #: 3855 CUST# 38245  
CORP  
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The undersigned corporation, SWENSENS MAGIC MARKETS, INC., by action of its Board of Directors in the person of its duly elected president, acting as the incorporator of a Corporation, under the Idaho Business Corporation Act, adopts the following Articles of Incorporation for such corporation:

FIRST: The name of the corporation is SWENCORP, INC.

SECOND: The period of its duration is perpetual.

THIRD: The purpose or purposes for which the corporation is to operate a retail grocery and variety business and hold all necessary inventory, fixtures and licenses required for such a business operation. The Corporation shall be entitled to engage in all business ventures authorized under the corporate law of the State of Idaho as amended from time to time.

FOURTH: The aggregate number of shares which the corporation shall have the authority to issue is 1,000 voting common shares having no par value.

FIFTH: The articles will not speak to the question of preemptive rights, but preemptive rights may be preserved in the by-laws of the corporation.

SIXTH: Provisions for the regulation of affairs of the corporation will be set forth in the articles approved by the incorporator and Board of Directors.

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SEVENTH: The address of the initial registered office of  
935 W Baseline  
the corporation is /Paul, Idaho, 83347, and the name of its  
initial registered agent at such address is RICHARD H. SWENSEN.

EIGHTH: The number of Directors constituting the initial  
Board of Directors of the corporation is two, and the names and  
addresses of the persons who are to serve as Directors until the  
first annual meeting of shareholders or until their successors  
are elected and shall qualify are:

RICHARD H. SWENSEN

935 W Baseline, Paul ID 83347

HELEN SWENSEN

SWENSENS MAGIC MARKETS, INC.  
Addison Avenue & Washington Blvd N  
Twin Falls ID 83301

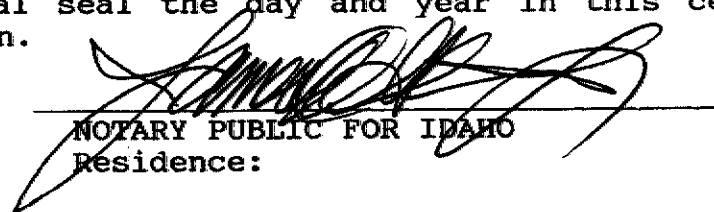
By:

  
JERRY H. SWENSEN

STATE OF IDAHO )  
: ss.  
County of Twin Falls )

On this 11th day of MAY 1995, before me, a Notary  
Public in and for said State, personally appeared RICHARD H.  
SWENSEN, known to me to be the President of Swensens Magic  
Markets, Inc., the Incorporator of SWENCORP., INC., and did  
acknowledge to me that he was then acting in his official  
capacity as President of the Incorporator of the said  
corporation, and did subscribe to the within instrument in that  
official capacity, and did acknowledge to me that he executed the  
same as the Incorporator of SWENCORP, INC., and that it was the  
official act of the said corporation.

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

  
NOTARY PUBLIC FOR IDAHO  
Residence: