

ARTICLES OF INCORPORATION
OF THE
PORTNEUF-MARSH VALLEY CANAL COMPANY, LIMITED.

KNOW ALL MEN BY THESE PRESENTS: That, whereas the Portneuf-Marsh Valley ~~_____~~ Irrigation Company, Limited, a corporation organized and existing under and by virtue of the laws of the State of Idaho, under the provisions of an act of Congress, approved August 16, 1894, commonly known as the "Carey Act", as amended, and pursuant to the laws of the State of Idaho, and of the rules and regulations of the State Board of Land Commissioners of the State of Idaho, did enter into a contract with the State of Idaho bearing date of June 3, 1908, for the reclamation of certain lands in said contract described situated in the County of Bannock in said State;

AND WHEREAS, it is now proposed to organize a corporation for the operation and management of the irrigation system to be constructed under said contract of June 3, 1908;

THEREFORE, the undersigned have voluntarily associated themselves together to form a corporation under the laws of the State of Idaho and do hereby certify:

-1-

That the name of the said corporation is the Portneuf-Marsh Valley Canal Company, Limited.

-2-

That the purpose for which said corporation is formed is the management and operation of the irrigation system, as such, to be constructed by the Portneuf-Marsh Valley ~~_____~~ Irrigation Company, Limited, under said agreement of June 3, 1908, when and as the same may be turned over to it for operation by said Portneuf-Marsh Valley ~~_____~~ Irrigation Company, Limited, and for that purpose and to the extent therefor required:

(a) To provide a convenient method of transferring the owner-

therewith, constructed or to be constructed by said Portneuf-Marsh
██████████ Irrigation
Valley A. Company, Limited, pursuant to said agreement of June 3,
1908, as the same shall be completed and turned over by said Port-
neuf-Marsh Valley ██████████ Irrigation Company, Limited, to this cor-
poration, representing and comprising the purchasers of shares and
water rights in said irrigation system; to determine the rights of said
purchasers of said shares and water rights as between themselves and
between said purchasers and the said Portneuf-Marsh Valley ██████████
██████████ Irrigation Company, Limited; to operate and maintain said irrigation
system and works as the same shall be completed and turned over to
it during the period of construction and subsequent thereto; to levy
and collect tolls, charges and assessments for the carrying on and
maintaining of said irrigation system and management and operation
thereof.

(b) When and as the same may be completed and turned over to it
by the said Portneuf-Marsh Valley ██████████ Irrigation Company, Limited,
to acquire the management, ownership and control, and to operate and
maintain: (1) said irrigation and reservoir system; (2) those certain
water rights and appropriations made and secured to said Portneuf-
Marsh Valley ██████████ Irrigation Company, Limited, under and by virtue
of Permit number 3317, of record in the office of the State Engineer
of the State of Idaho, appropriating water from Portneuf River in said
State; and (3) rights of way for dams, reservoir, main and distributing
laterals acquired, owned or held by said Portneuf-Marsh Valley ██████████
Irrigation Company, Limited by virtue of said contract of June 3, 1908.

(c) When and as such irrigation system may be turned over to it
by the Portneuf-Marsh Valley ██████████ Irrigation Company, Limited, for
operation, to distribute the waters diverted by and a part of the said
irrigation system and to which this company may be entitled, among the

all users of water from its said irrigation system, tolls, rentals, assessments and maintenance charges based upon the number of shares of stock held by each person or proportioned to the amount of water used, or owned, or the number of acres irrigated by each person or by any one or more or by all of such methods, and to impose and collect fines and penalties for the failure of its stockholders or water users to pay the tolls, rentals, assessments or maintenance charges when the same become due.

(d) To take, purchase, lease, hire, or otherwise acquire, own and hold such real and personal property or any interests or rights therein as may be required in the business of this corporation, namely, the management and operation of said irrigation system when and as it is turned over to it; and, to enter into such contracts and agreements as the directors may deem necessary or proper in conducting the business for which this corporation is formed, as above set forth.

The place where the principal office of the company shall be located, and where its principal place of business shall be transacted is Bowney, Bannock County, Idaho.

That the term for which it is to exist is fifty years from and after the date of incorporation.

That the number of directors of the company shall be five (5).

That the amount of the authorized capital stock of the corporation shall be twenty thousand dollars (\$20,000.00) divided into twenty thousand shares of the par value of one dollar (\$1.00) each.

That the amount of said capital stock actually subscribed, the

NAME	RESIDENCE	NUMBER OF SHARES.
E. C. Crocker	Downey, Idaho.	40
Edwin Snow	Boise, Idaho	40
T. M. Edwards	Downey, Idaho,	40
L. W. Johnson	Downey, Idaho,	40
George T. Hyde,	Downey, Idaho,	40.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 17 th day of September, 1908.

E. C. Crocker (SEAL)

Edwin Snow (SEAL)

George T. Hyde (SEAL)

L. W. Johnson (SEAL)

T. M. Edwards (SEAL)

State of Idaho
ss.
County of Ada

On this 15th day of September, 1908, before me, J. H. Peterson, a Notary Public in and for said County and State, personally appeared Edwin Snow to me known and known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

In witness whereof I have hereunto set my hand and affixed my notarial seal on the day and year in this certificate above written.

J. H. Peterson
Notary Public.

State of Idaho,
ss.
County of Bannock,

On this 17 day of September, 1908, before me William L. Gallet, a Notary Public in and for said county and State, personally appeared E. C. Crocker, George T. Hyde, L. W. Johnson and T. M. Edwards, to me known and known to me to be the persons whose names are subscribed to the within instrument, and they severally acknowledged to me that they executed the same.

In witness whereof I have hereunto set my hand and official seal the day and year in this certificate first above written.

William L. Gallet Notary Public.

STATE OF IDAHO,
County of Bannock. } ss.

I, E. G. Gallet, Clerk of the District Court, Ex-Officio Auditor and Recorder of Bannock County, Idaho, do hereby certify that the within and foregoing is a full, true and correct copy of the original Articles of Incorporation of the Portneuf Marsh Valley Canal Company as shown by the records of my office.

Witness my hand and official seal this 18th day of September, 1908.

E. G. Gallet

Clerk District Court, Ex-Officio Auditor and Recorder.

By W. A. Hyde, Deputy.