FILED/GETCTE

00 DEC 27 AN 8: 30

8:30

ARTICLES OF INCORPORATION OF
TREAT'S CONCRETE AND BACKHOE SERVICE, INC.

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, being of full age and a citizen of the United States, has this day associated for the purpose of forming a corporation under the provisions of the Idaho Business Corporation Act.

I hereby certify in writing:

ARTICLE I - NAME

The name of the corporation shall be TREAT'S CONCRETE AND BACKHOE SERVICE, INC.

# ARTICLE II - PURPOSES AND POWERS

The purposes for which said corporation is formed are:

To perform construction work, including but not limited to, backhoe service, concrete work and related construction.

D. To enter into, make, perform, and carry out contracts of every sort and kind with any person, firm, corporation, or other legal entity and to acquire and take over the good will, property, rights, franchises, options, and assets of every kind and the liabilities of any person, firm, association, corporation, or other legal entity, either wholly or in part, and to pay for the same in cash, stocks, or bonds of the corporation or otherwise.

E. To purchase or acquire property, business rights, or franchises, or for any other object in or about its business affairs, to incur debt and to borrow and secure the payment of money in any lawful manner, including the issue and sale of money in any lawful manner, including the issue and sale or other disposition of bonds, debentures, notes, or other evidence or indebtedness, and to acquire by purchase, gift, or otherwise, shares of its own corporate stock and cancel the same, or any part thereof, or hold all or any of such stock for resale as treasury

contracts, and to guarantee the prompt and faithful performance for payment of debts, notes, agreements, contracts, and undertakings of any other person, firm, partnership, or corporation, and to act as accommodation co-maker or guarantor on obligations either as primary or secondary obligator.

- G. Without in any manner limiting any of the objects, purposes, or powers of the corporation, the business or purposes of said corporation shall be, from time to time, to do any one or more of all of the acts or things herein set forth.
- H. The several subdivisions contained in this article of purposes shall be construed as both purposes and powers, and the enumeration thereof shall not be held to limit or restrict in any manner the general powers conferred on business corporations by the laws of the State of Idaho, all of which powers are hereby expressly claimed.

#### ARTICLE III - DURATION

## ARTICLE V - CORPORATE STOCK

The aggregate number of shares the corporation shall have authority to issue is 100, all of which shall have a par value of \$1.00 per share.

# ARTICLE VI - INCORPORATOR

The incorporator of this corporation is:

# Name and Address

Number of Shares

**Emery Treat** 

100

ARTICLE VII - ADDRESS OF INITIAL BOARD OF DIRECTORS

The address of the initial board of directors shall be P. O. Box 245, Hansen, Idaho 83334.

#### ARTICLE VIII - MANAGEMENT

The initial board of directors shall consist of two directors and shall be: Emery Treat and Joyce Treat whose address is P. O. Box 245, Hansen, Idaho 83334. Thereafter the business of the corporation shall be managed by a board of at least two directors.

## ARTICLE IX - BY-LAWS

The power to adopt, repeal, and amend the by-laws of the corporation shall be in the stockholders, and the by-laws may be amended, adopted, or repealed by a majority vote of the stock issued and entitled to vote.

IN WITNESS WHEREOF, I have hereunto set my hand this 29 day of December, 2000.

Emery Treat

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

On this \_\_\_\_\_ day of December, 2000, before me, the undersigned, a Notary Public for Idaho, personally appeared Emery Treat, known to me to be the person whose name is subscribed to in the foregoing instrument, and acknowledged to me that he executed the same