

X
ARTICLES OF INCORPORATION OF "NEW YORK CANAL COMPANY?

Limited".

KNOW ALL MEN BY THESE PRESENTS, That the undersigned have this day voluntarily associated themselves together for the purpose of forming a canal corporation under the laws of the State of Idaho, and do hereby further declare:

First:

That the name of the said corporation is "NEW YORK CANAL COMPANY, LIMITED."

Second:

That the purpose and objects for which corporation is formed are as follows; to-wit:

1. The reclaiming of arid land desert lands of the Boise and Snake River valleys, of the State of Idaho, for the benefit of the stockholders and members of the corporation.

2. The acquisition, ownership and operating by right of location, purchase, lease or otherwise, of water, water rights, use of water, canals, ditches and ditch rights, sluices, sluice-ways, ditch laterals, dams, reservoirs, springs and rivulets, stone quarries, electric and other power plants, factories and mechanical power for operating of factories, mills, electric light plant and other machinery, real estate, both town lots and farms, and all improvements and construction necessary or incident to such acquisition, ownership or operating, and for the benefit of the stockholders and members of the corporation.

3. The conveying or transporting of water by means of ditches, flumes pipes or any other method, plan or device upon the ^{sale} lands in said Boise and Snake River valleys for agricultural, domestic, village, City, power mechanical and mining purposes, and construction of any of such means of water conveyance for the benefit of the stockholders and the members of the corporation.

4. The acquisition by purchase or otherwise of saw-logs and timber, flotation thereof, and the manufacturing of same into lumber, ~~and~~ wood and the sale of the same for the benefit of the stockholders and members of the corporation.

5. The loaning and borrowing of money with or without security giving and taking of mortgages, deeds and pledges of every kind and nature, buying and selling notes, drafts and bills of exchange, bonds, stocks, credits of every kind, issuing of bonds, notes or other papers and guaranteeing the payments and ^{either} interest thereon, the making of investments of every kind or nature, for the corporation or as agent for others, in the kind of property herein referred to and that necessarily incident thereto. And the doing of everything requisite to the full and complete execution of all and any of the purposes in these articles mentioned or that may appertain thereto.

6. That no water or user of water now owned, leased or controlled in any manner, or that shall hereafter be acquired, owned, ~~or~~ leased, or in any way controlled by this corporation, shall be subject to sale, rental or other disposition for any purposes whatever, to any person other than stockholders or members of the corporation at the time of such disposition, and that no stockholder or member of the corporation shall in any way acquire for any purpose such water, right to user or control thereof except by reason of the ownership of shares of the capital stock of the corporation.

7. It is hereby especially declared that one of the objects and purposes of the formation of this corporation is to secure water, the right to user and control thereof, as a private corporation and for

the benefit of the stockholders and members thereof only, and that no water, right to user or control thereof, shall in any way be disposed of by said corporation, excepting to stockholders or members of the corporation, and that only as the right thereto shall be attached to the stock thereof, save and except as to such water, right to user or control thereof, as heretofore bargained for or that may be hereafter bargained for, in exchange for water right to user or control thereof, or other property, ditch or power rights, to become part and parcel of the canal property of the corporation.

8. That to each share of the stock of the corporation shall be inseparably attached, the right to the perpetual user of four-fifths of one inch of water, measured under a four inch pressure, subject to such maintenance charges and regulations, as may be determined upon from time to time by the Board of Directors.

Third:

The place where the principal business of the said corporation shall be transacted is Boise City, in Ada County, Idaho, but its business may also be transacted at such other places both within and without the State of Idaho- as may be convenient and necessary.

Fourth:

That said corporation shall exist for the term of Fifty (50) years from and after the date of its incorporation.

Fifth:

The number of Directors shall be five (5) , and the names and respective residences of those who are appointed to serve for the first year of the life of the corporation, and until their successors shall have been duly elected and qualified, are as follows:-

Name:

Residence:

W.C. Annett
Fay D. Young
Ed. Smith
Geo. L. Cole
Chas. Fifer

Boise Idaho
Boise Idaho
Boise Idaho
Boise Idaho
Boise Idaho.

Sixth:

That the amount of the capital stock of the said corporation shall be Two Hundred Thousand (200,000) dollars divided into ten thousand (10,000) shares of the par value of Twenty (20) dollars each.

Seventh:

That the amount of said capital stock which has actually been subscribed is \$100.00 , and the following are the names of the persons who subscribed for the same, and the amounts subscribed for by each of them, respectively,

Names:

No. of Shares.

Par Value.

W.C. Annett
Fay D. Young
Ed. Smith
Geo. L. Cole
Chas. Fifer

1
1
1
1
1

\$ 20.00
20.00
20.00
20.00
20.00

In Witness Whereof, We have hereunto set our hands and seals this eleventh day of September, A.D. 1899.

W.C. Annett
Edward Smith
George L. Cole
Fay D. Young
Chas. Fifer

State of Idaho)

: - ss.

County of Ada)

On this 11th day of September A.D. 1899, before me, a Notary Public within and for said County and State, residing therein, duly commissioned and sworn, personally appeared within said County W.C. Annett, Edward Smith, Geo. L. Cole Fay D. Young and Chas. Fifer to me personally known, and W.C. Annett, Edward Smith, Geo. L. Cole, Fay D. Young, known to me to be resident free-holders of the State of Idaho, and all personally known to me to be the persons whose names are subscribed to the foregoing or within instrument of writing, and they duly acknowledged to me that they and each of them freely executed and acknowledged the same for the uses and purposes therein expressed.

(SEAL)

In Testimony Whereof, I have hereunto set my hand and affixed my Official Seal the day and year last above written.

Judson Spofford
Notary Public

(U.S.I.R.S.)
(8-13-99)
(C.F.)
(10¢ cancelled)

CERTIFICATE.

STATE OF IDAHO, } ss.
COUNTY OF ADA.

I, GEO. W. LAMOREAU, Ex-Officio Recorder in and for Ada County, State of Idaho, do hereby certify that the annexed is a full, true and correct copy of a certain

Article of Incorporation

Numbered *276* as the same appears on file in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official Seal, this *13th* day of *September* A. D. 189*9*

By

Geo. W. Lamoreau
Deputy.

Geo. W. Lamoreau
Ex-Officio Recorder.

