

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR THE COUNTY OF BANNOCK

IN THE MATTER OF THE APPLICATION)
FOR DISSOLUTION OF)
CLARK MONUMENTS, INC.,) No. 26059
) DECREE OF DISSOLUTION
)
A corporation.)

The voluntary application, duly verified, filed in the above-entitled Court in the above-entitled matter on September 2, 1966, by Clark Monuments, Inc., a corporation, and its directors praying, among other things, that said Clark Monuments, Inc., be dissolved, came on regularly for hearing before the Court setting without a jury on this 19th day of October, 1966, on the said application and the records and files in said matter; Dick Clark, one of the directors of said corporation appeared for and on its behalf together with the attorney for said corporation, Ralph H. Jones, Jr., of Pocatello, Idaho.

It appeared to the Court from said application and the records and files in said matter, and the Court so finds, that said application was filed in this Court on the 2nd day of September, 1966, that an order was duly given, made and entered on the 2nd day of September, 1966, directing that said application be filed with the Clerk of this Court and that said Clerk give not less than thirty (30) days' notice of such application by publication in the Idaho State Journal, a daily newspaper of general circulation printed and published in Pocatello, Bannock County, Idaho, and that notice has been given and published as required by said order and the statutes of the State of Idaho, in such case made and provided, and that the time for such publication has expired and that no objections

have been made or filed to said application, and the time allowed by law and by said order and notice for filing of such objections has expired and that the default of all persons for failure to appear, plead or file their objections to said application has been duly entered according to law.

Oral and documentary evidence was thereupon introduced in support of the allegations contained in said application, and the evidence having been closed, the cause was submitted to the Court for consideration and decision, and the Court having heard the evidence and proofs, and examined all matters and proceedings, herein mentioned, duly considered the same and being fully advised in the premises, further finds:

1. That Clark Monuments, Inc., is now and at all times heretofore mentioned has been a corporation duly organized and existing under and by virtue of the laws of the State of Idaho, and that its principal place of business and its registered office is now and at all times herein mentioned has been in Pocatello, Bannock County, State of Idaho.

2. That the authorized capital stock of said corporation is now and at all time mentioned in the application for dissolution has been \$10,000.00, divided into 1000 shares of common stock of the par value of \$10.00 per share; that the corporation has issued and there is outstanding only 200 shares of said stock of the par value of \$10.00 each.

3. That the number of directors constituting the Board of Directors of Clark Monuments, Inc., as specified in its Articles of Incorporation and By-Laws is now, and at all times mentioned has been, three persons; that the names of the directors and officers now in office and the post office addresses of each are as follows:

Dick T. Clark, Director, President and Secretary,
611 Ridge, Pocatello, Idaho
Dona B. Clark, Director, Vice President and Treasurer,
611 Ridge, Pocatello, Idaho
Irvine T. Becker, Director,
P. O. Box 610, Pocatello, Idaho;

and the said named persons are, respectively, the directors and officers who for more than one year last preceding the filing of the petition in this matter have had and now have the management of the affairs of said Clark Monuments, Inc., and all of them have signed the application for its dissolution.

4. That at a special meeting of the stockholders of Clark Monuments, Inc., duly called and held on the 14th day of June, 1966, the stockholders of said corporation upon a vote of the stockholders present duly resolved the dissolution and liquidation of said corporation; that 200 shares of the stock of said corporation were duly represented at said special stockholders meeting, called and held as aforesaid at Pocatello, Idaho, and at said special meeting a vote of 200 shares of the common stock was cast in favor of said liquidation and dissolution, as therein resolved, and no shares were cast against the liquidation and dissolution, as therein resolved; that 200 shares constituted more than two-thirds of the capital stock of said corporation subscribed, issued and outstanding.

5. That all claims and demands against Clark Monuments, Inc., have been satisfied and discharged.

6. That all the statements made in said application of Clark Monuments, Inc., are true and correct and such are found to be the fact.

7. That Clark Monuments, Inc., should be dissolved as an Idaho corporation.

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, DECLARED
AND DECREED:

1. That Clark Monuments, Inc., an Idaho corporation, heretofore organized and existing under and by virtue of the laws of the State of Idaho, shall be, and the same is hereby dissolved.

2. That Dick T. Clark, Dona B. Clark and Irvine T. Becker, above mentioned, are the directors of the affairs of said Clark Monuments, Inc., in office at this time, and as such and by operation of law, the statutory trustees of the creditors and stockholders of said Clark Monuments, Inc., with full power to settle the affairs of said corporation and to distribute and convey all of the property of said corporation to its stockholders in the settlement of its affairs and in complete liquidation of the corporation; that applicants have such other and further relief as may seem meet and equitable herein.

DONE IN OPEN COURT this 19th day of October, 1966.

ARTHUR P. OLIVER
District Judge