

# ARTICLES OF AGREEMENT AND INCORPORATION

Of Goodwater Mercantile and Investment Co

0153

## KNOW ALL MEN BY THESE PRESENTS:

That the Corporators hereinafter named have this day, and by these presents, formed a Corporation under and in pursuance of an Act of Congress, approved February 18th, 1901, entitled "An Act to put in force in the Indian Territory certain provisions of the Laws of Arkansas relating to Corporations, and to make said provisions applicable to said Territory," which said Act provides for incorporations for manufacturing and other lawful business purposes in the Indian Territory, and in evidence thereof do hereby execute the following Articles of Incorporation:

FIRST: The name of said Corporation shall be Goodwater Mercantile and Investment Co

SECOND: The Corporators are W. H. Harrison, W. J. Whiteman, M. B. Armstrong, W. A. McBride, J. B. Foltz and William Spencer

THIRD: The place of business is to be located at Goodwater, I. T. and its office for transaction of business shall be in Goodwater, I. T. or at such other place as the Board of Directors may select.

FOURTH: The general nature of the business proposed to be transacted by this Corporation is buying and selling general merchandise, real estate, timber and other property; manufacturing lumber; prospecting and operating coal and minerals; leasing and improving lands and loaning money.

FIFTH: The amount of capital stock of said Corporation shall be Forty Thousand Dollars; of which Eight Thousand Dollars has been subscribed by the Corporators aforesaid, and the residue thereof may be issued and disposed of as the Board of Directors may from time to time order and direct.

SIXTH: The capital stock shall be divided into 1600 shares of the value of \$ 25.00 each.

SEVENTH: The affairs and business of the Corporation shall be conducted and controlled by a Board of Directors, consisting of six members, all of whom shall be stockholders of the Corporation. Said Board of Directors shall elect one of its members as President, and one of its members as Vice-President, and shall also elect a Secretary and Treasurer.

EIGHTH: The first election of Directors shall be held immediately after the organization of the Corporation, and said Directors shall serve for one year and until their successors are elected.

NINTH: The Board of Directors are empowered to ordain and establish all by-laws and regulations necessary to the management and business of said Corporation, and alter and repeal same at pleasure.

TENTH: The first meeting of said Corporation for organization shall be held in Goodwater, I. T. at the office of W. J. Whiteman at 1 o'clock PM on the 14<sup>th</sup> day of January 1902. The subscribers hereto hereby waive notice of said meeting.

IN TESTIMONY WHEREOF, We have hereunto set our hands, on this the fourteenth day of January 1902  
W. J. Whiteman  
W. Spencer  
W. H. Harrison  
W. A. McBride  
Joseph B. Foltz

## CERTIFICATE.

WHEREAS, Wm H. Harrison, W. J. Whiteman, M. B. Armstrong, W. A. McBride, J. B. Foltz and William Spencer

have associated themselves together as a body politic and corporate, to be known as Goodwater Mercantile Investment Co

AND WHEREAS, The said Corporators, being the subscribers to the capital stock of the said Corporation, have waived the fifteen days' notice as required by law and called a meeting for organization, to be held in \_\_\_\_\_ at the office of \_\_\_\_\_ at 1 o'clock PM on the 14<sup>th</sup> day of January 1902

WHEREAS, At the time and place above set out, a meeting of the subscribers aforesaid was held to organize said Corporation and elect six Directors:

AND WHEREAS, At said meeting the following named persons were elected Directors, to-wit: Wm N Harrison, W J Whiteman, M B Armstrong, W A McBride, William Spencer and Joseph B Foltz.

AND WHEREAS, At a meeting of the said Board of Directors W J Whiteman was elected President, and Wm Spencer was elected Vice-President, and M B Armstrong was elected Secretary, and M B Armstrong was elected Treasurer.

NOW, THEREFORE, The said W J Whiteman as President, and the said Wm Spencer, M B Armstrong, W A McBride, J B Foltz, and W N Harrison

as Directors, do in pursuance of law issue this, their Certificate, verified by their oaths, and do hereby certify as follows:

FIRST: Said Corporation is formed for the purpose of buying and selling general merchandise, timber, real estate, and other property, manufacturing lumber, prospecting and operating coal and minerals, leasing and improving lands and loaning money.

SECOND: Its capital stock is Forty Thousand Dollars, divided into shares of \$ 25.00 each.

THIRD: Eight Thousand Dollars of said capital stock have been actually paid in by the subscribers hereto.

FOURTH: The names of the stockholders and the number of shares owned by them, respectively, is as follows:

NAMES	No. OF SHARES	NAMES	No. OF SHARES
<u>Wm N Harrison</u>	<u>60</u>		
<u>Wm J. Whiteman</u>	<u>80</u>		
<u>M B Armstrong</u>	<u>50</u>		
<u>W A McBride</u>	<u>20</u>		
<u>J B Foltz</u>	<u>50</u>		
<u>William Spencer</u>	<u>60</u>		

IN TESTIMONY WHEREOF, The said William J Whiteman President of said Corporation, and William Spencer, Wm N Harrison, W A McBride and Joseph B Foltz a majority of the Board of Directors of said Corporation, have

hereunto set their hands, this fourteenth day of January 1902 W J Whiteman President.

Wm Spencer  
W N Harrison  
W A McBride  
Directors.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

SS. W J Whiteman, William Spencer, W N Harrison, W A McBride, Joseph B Foltz

on their oaths say that the matters and things in the foregoing Certificate set out are true, to the best of their knowledge and belief.  
W J Whiteman W A McBride  
Wm Spencer Joseph B Foltz  
W N Harrison

Subscribed and sworn to before me, this the 14 day of January 1902. In Testimony Whereof, I have hereunto set my hand and seal of office.  
G. A. Spaulding  
U.S. Com. Court Dist. I.T.

Filed in the office of the Clerk of the United States Court of Appeals in the Indian Territory, this 1st day of February 1902  
W J Freeman Clerk.