# CORPORATIONS.

## CHARTER.....CHARTER

STATE OF LOUISIANA—CITY OF NEW ORLEANS.

Be it known that on this thirtieth day of June, one thousand eight hundred and seventy-three, before me, William McC. Jones, a notary public in and for the city and parish of New Orleans, State of Louisiana, aforesaid, duly commissioned and sworn, personally came and appeared the parties whose names are hereunto subscribed, who declared that, availing themselves of the provisions of an act of the Legislature of this State, entitled "An act to establish a general system of free banking in the State of Louisiana," approved on the fifteenth day of March, 1855, and of several acts amendatory thereof, all of which acts are incorporated in the Revised Statutes of this State, sections 75 and following, they have agreed, and do by these presents agree and bind themselves, and those who may hereafter become associated with them, to form themselves into and constitute a corporation for the objects and purposes and under the stipulations and regulations following, to wit:

ARTICLE I.

The name of this association shall be the "HOME MUTUAL SAVINGS BANK," its corporate existence shall commence on the present day and it shall continue for a period of twenty years from the date hereof.

ARTICLE II.

The object of this association is to establish a savings institution and bank of deposit and discount, where sums of money, whether large or small, may be deposited for safe keeping and accumulation, and where the depositors, in addition to such interest as may be agreed upon, shall participate in the profits of the association as hereinafter stipulated.

ARTICLE III.

This association shall further have the power to make and negotiate loans, discount bills, notes and other evidences of debt, receive deposits, buy and sell real estate, gold and silver coin, bullion and bills of exchange, loan money on real and personal security and exercise all incidental powers necessary to carry on the business and the purpose above mentioned, and such other powers as are now or may hereafter be conferred by law on banking corporations.

ARTICLE IV.

The place where the banking business of this association shall be carried on and its legal domicile shall be in the city of New Orleans, in the parish of Orleans, in this State; but branches may be established in any city or town of this State, as may be deemed expedient by the Board of Trustees, and under such rules and regulations as they may decide upon.

ARTICLE V.

The capital stock of this association shall be one hundred thousand dollars, divided into one thousand shares of one hundred dollars each, which said shares shall be paid for in the manner following, viz: ten per cent at the time of subscribing, and the remainder in nine notes of a sum of ten per cent each of the amount of each subscription, payable one, two, three, four, five, six, seven, eight and nine months after their date. The stock shall be held by the association in pledge as security for and until the payment of all balances due on the same; and no stock, or subscription to stock, shall be saleable or transferable unless it shall have been paid in full; and the Board of Trustees shall have the right of causing to be sold at public auction the shares of stock of all stockholders who shall fail to pay their stock notes or any of them, such sales to be for account and at the risk of such delinquent stockholders.

ARTICLE VI.

The right to increase the capital stock of this institution to five hundred thousand dollars is reserved; said increase when made shall be in series of one hundred thousand dollars each, and when such increases are made the original subscribers, who yet hold their stock, shall have the first privilege of subscribing to the new stock. No new series of stock shall be issued until the previous issue of stock shall have been taken up and a dividend from the profits of the business of the institution made and declared.

ARTICLE VII.

The bank shall commence active banking operations whenever deemed advisable by the Board of Trustees.

ARTICLE VIII.

The affairs of this association shall be administered by a Board of Trustees, consisting of eleven stockholders of this association, six of whom shall constitute a quorum. The following persons shall constitute the first Board of Trustees: Joseph Raymond, Joseph Keller, Eugene Doherty, L. B. Collins, Paul Esteben, Nicholas Miller, J. C. Murphy, B. E. Taylor, I. W. Patton, C. F. Lauman, N. A. Wilcox, and they shall serve until their successors are elected and qualified as hereinafter provided for.

ARTICLE IX.

On the second Wednesday in December, 1874, and annually thereafter, on the same day, an election of nine trustees shall be held by the stockholders at the banking house of this association, in the city of New Orleans. A majority of the votes there and then given shall elect. Previous notice of at least thirty days of said election shall be given in at least two newspapers published in New Orleans.

ARTICLE X.

The depositors in this institution shall have the privilege of nominating and electing two of the members of the Board of Trustees, to be elected on the second Wednesday in December, 1874, and of every succeeding board, and said members shall look specially to the interest of the depositors, and shall hold in their own name not less than ten shares of the capital stock of this association. The nominations shall be made one month prior to said elections. In order to have a voice in said elections, depositors must have in the bank not less than one hundred dollars, which must have been on deposit at least six months previous to said elections; and each depositor shall have one vote for each and every hundred dollars which shall have been on deposit to his credit for not less than six months previous to said elections; if the depositors fail to avail themselves of this privilege at said regular elections the two members of the board shall be elected by the members who shall have been elected by the stockholders.

ARTICLE XI.

The Board of Trustees shall, at their first meeting, elect of their number a president and two vice presidents, and a majority of the votes of the whole board shall be necessary to an election. These officers shall perform such duties and receive such remuneration for their services as the Board of Trustees may stipulate in the by-laws of the association.

ARTICLE XII.

The Board of Trustees shall have full power to make by laws, appoint all officers of this association and fix their salaries. Said appointments shall be made annually, and be held subject to removal at the pleasure of the board. They shall fix the security to be given by the officers respectively. They may also change the by-laws whenever the interests of the association demand it, and appoint agents, within and out of the State, under rules to be prescribed by the board. They shall also have power to fill any vacancies that may occur in the board.

ARTICLE XIII.

The Board of Trustees may declare a dividend annually or oftener, as the profits of the business may justify; at each and every time of declaring a dividend, twenty per cent of the net profits shall be set aside and declared a dividend to the depositors of the bank, to be paid to them in proportion to their balances and the time that the same have been on deposit; provided, that after the first dividend has been declared, depositors, to participate in said twenty per cent of subsequent dividends, must have had their money on deposit at least three months previous to the declaring of said dividend.

ARTICLE XIV.

The Board of Trustees may declare vacancies in its body in consequence of the death, resignation, defalcation, or absence without leave for ninety days consecutively, of any of its members.

ARTICLE XV.

Every transfer of any share or shares of the capital stock shall be made on the books of the association, and shall be signed by the stockholder, or his or her attorney; but no stockholder shall have the right to transfer his or her stock unless the same is paid for in full, and all of his or her matured obligations to the bank have been paid or secured to the satisfaction of the Board of Trustees.

ARTICLE XVI.

The Board of Trustees may close the transfer books as often as convenience may require, but for no longer than ten consecutive days at any one time.

ARTICLE XVII.

The failure from any cause to elect trustees on the day named for that purpose, shall not dissolve this association; the trustees then in office shall hold over, but it shall be their duty to appoint another day for such election, notice of which shall be given as herein provided for, and the same process shall be continued until the election shall have been held.

ARTICLE XVIII.

Every shareholder shall be entitled directly or by proxy at all elections for trustees, or on any matter, at any meeting of the stockholders to one vote upon each share; provided, that after the first election he shall have owned the stock at least three months prior to said election or time of voting.

ARTICLE XIX.

Every election of trustees of this association shall be by ballot, and conducted by three commissioners or inspectors to be appointed by the board at least two days previous to said election.

ARTICLE XX.

A majority of all the trustees elected may provisionally accept any additional power or privilege that may be hereafter conferred on this association, either by amendment of the laws under which it was formed, or by any new law or enactment, but the final adoption and acceptance of such additional powers or privileges shall be determined by a vote of the stockholders in the manner provided by law.

ARTICLE XXI.

The president and cashier shall sign all contracts, notes, certificates of stock and evidences of debt of this association.

ARTICLE XXII.

The device of the corporate seal shall be a representation of a safe, guarded by a watch dog, and around the margin thereof the words "Home Mutual Savings Bank, New Orleans."

ARTICLE XXIII.

The liquidation of the affairs of this association shall be made by three commissioners, elected from their number by the stockholders, at a meeting convened for that purpose after thirty days previous notice in at least two newspapers published in the city of New Orleans. At such meeting stockholders may cede to said commissioners all powers necessary to the liquidation of the affairs of this association, may fix their term of office, limit the period for liquidation, fix their compensation, define their duties, and the manner in which said commissioners may be removed, and their term of office renewed.

ARTICLE XXIV.

The stockholders shall not be responsible for the debts or contracts of, or for losses or damages incurred by said association, beyond the amount of the capital stock held or owned by them respectively.

ARTICLE XXV.

All citations or other legal process shall be served on the president, or in his absence on the vice president acting in his stead.

ARTICLE XXVI.

Whenever any proposed amendment to this charter shall be recommended by two-thirds of the Board of Trustees the same shall be submitted to a general meeting of the stockholders, held after thirty days' notice, published in two daily papers of the city of New Orleans, and shall be adopted, if approved, by two-thirds of the amount of the capital stock.

ARTICLE XXVII.

The names and residences of the stockholders, as also the number of shares held by them respectively, are declared to be as follows:

| | Shares. |
|---|---|
| Joseph Raymond, New Orleans | 50 |
| C. F. Lauman, New Orleans | 10 |
| N. A. Wilcox, New Orleans | 10 |
| N. Miller, New Orleans | 10 |
| I. W. Patton, New Orleans | 20 |
| Paul Esteben, New Orleans | 10 |
| B. E. Taylor, New Orleans | 20 |
| J. Curtis Waldo, New Orleans | 5 |
| Joseph Keller, New Orleans | 10 |
| Eugene Doherty, New Orleans | 10 |
| J. C. Murphy, New Orleans | 5 |
| Zorn & Bremer, New Orleans | 2 |
| L. B. Collins, New Orleans | 25 |
| F. A. Bradley, New Orleans | 2 |
| Edward Marion Hunt, New Orleans | 5 |
| F. Budenheifer, New Orleans | 5 |
| J. S. Wells, New Orleans | 5 |
| David Close, New Orleans | 5 |
| G. Yaletts, New Orleans | 5 |
| R. J. Cobecy, New Orleans | 10 |
| Joseph T. Carey, New Orleans | 5 |
| Charles S. Clark, New Orleans | 12 |
| G. Freret, New Orleans | 5 |
| John Menard, Jr., New Orleans | 1 |
| E. Shooter, New Orleans | 1 |
| Andrew Parle, New Orleans | 5 |
| William Conway, New Orleans | 5 |
| James Dwyer, New Orleans | 5 |
| Philips Meyer, New Orleans | 10 |
| R. J. Faulkner, New Orleans | 2 |
| F. Huff, New Orleans | 1 |
| E. Gleason, New Orleans | 5 |
| Michael Hackett, New Orleans | 2 |
| Richard Broderick, New Orleans | 2 |
| S. Kahn, New Orleans | 2 |
| Andrew G. Downey, New Orleans | 10 |
| Charles Donelly, New Orleans | 5 |
| William Ebert, New Orleans | 2 |
| A. F. Bronson, New Orleans | 20 |
| Charles A. Barnes, New Orleans | 2 |
| M. J. Taylor, New Orleans | 3 |
| John Raymond, New Orleans | 10 |
| John Ruth, New Orleans | 5 |
| George Hildenbrand, New Orleans | 5 |
| William McLaughlin, New Orleans | 5 |
| William Wells, New Orleans | 20 |
| S. McNamara, New Orleans | 5 |
| A. Samuels, New Orleans | 5 |
| Patrick Condon, New Orleans | 5 |
| W. E. Murphy, New Orleans | 5 |
| Robert Strong, New Orleans | 5 |
| James Sweeney, New Orleans | 5 |
| Thomas Freelind, New Orleans | 5 |
| W. W. Walker, New Orleans | 10 |
| William McCann, New Orleans | 2 |
| D. C. Kells, New Orleans | 2 |
| Bernard McCove, New Orleans | 2 |
| James Devanney, New Orleans | 2 |
| W. H. Finnegan, New Orleans | 2 |
| John J. Clarke, New Orleans | 5 |
| F. M. Zeigler, New Orleans | 5 |
| J. M. Dowling, New Orleans | 3 |
| H. F. Lawler, New Orleans | 2 |
| J. K. Small, New Orleans | 5 |
| Thomas Dunne, New Orleans | 5 |
| Jacob Ruppert, New Orleans | 1 |
| F. Schexnaulder, New Orleans | 5 |
| Thomas King, New Orleans | 2 |
| J. W. Platt, New Orleans | 2 |
| Peter Grieff, New Orleans | 3 |
| John Balz, New Orleans | 3 |
| John Nelson, New Orleans | 2 |
| L. M. Ducros, New Orleans | 50 |
| S. D. Elliot, New Orleans | 20 |
| N. A. Taylor, New Orleans | 10 |
| Joseph Smith, New Orleans | 50 |
| M. A. Earl, New Orleans | 16 |
| Louis Sorapuru, New Orleans | 3 |
| John Freel, New Orleans | 3 |
| J. W. Tucker, New Orleans | 50 |
| Thomas R. White, Illinois | 15 |
| Joseph A. Harvey, Camden, New Jersey | 20 |
| P. Clancy, New Orleans | 20 |
| J. E. Waldo, New Orleans | 10 |
| William Schroeder, New Orleans | 10 |
| A. Menard, New Orleans | 10 |
| S. E. Rondill, New Orleans | 5 |
| George Van Dunn, New Orleans | 10 |
| Henry E. Wallan, Philadelphia | 50 |
| John H. Styles, Philadelphia | 10 |
| John F. C. Waldo, New Orleans | 10 |
| Joseph Whitney, San Antonio, Texas | 25 |
| William R. Tomb, Yellow Bluff, Florida | 20 |
| Thomas R. Glenn, Philadelphia | 15 |
| William E. Reid, New York | 20 |
| Joseph Smith, Jr., Philadelphia | 10 |
| Charles H. Karcher, Trenton, New Jersey | 5 |
| James Reynolds, New Orleans | 5 |
| S. A. Woods, New Orleans | 4 |
| C. F. Collins, New Orleans | 20 |
| Total number of shares | 1,000 |

Thus done and passed in my office, at the city of New Orleans, aforesaid, on the day, month and year first above written, and in presence of Messrs. John McCourt and Herman D. Elder, competent witnesses, who sign their names with said appearers and me notary.

Original signed:

| | Shares. |
|---|---|
| Joseph Raymond | 50 |
| C. F. Lauman | 10 |
| N. A. Wilcox | 10 |
| N. Miller | 10 |
| I. W. Patton | 20 |
| Paul Esteben | 10 |
| J. Curtis Waldo, proxy for B. E. Taylor | 20 |
| J. Curtis Waldo | 5 |
| George W. Byrnes, proxy for Joseph Keller | 10 |
| Eugene Doherty | 10 |
| J. C. Murphy | 10 |
| Zorn & Bremer | 2 |
| L. B. Collins | 25 |
| F. A. Bradley | 2 |
| Edward Marion Hunt | 5 |
| F. Budenheifer | 5 |
| J. S. Wells | 5 |
| David Close | 5 |
| G. Yaletts | 5 |
| R. Cobecy | 10 |
| Joseph T. Carey | 5 |
| Charles S. Clark | 12 |
| Noemie L. Freret, per G. Feriet | 5 |
| John Menard, Jr. | 1 |
| E. Shooter | 1 |
| Andrew Parle | 5 |
| William Conway | 5 |
| James Dwyer | 5 |
| Philips Meyer | 10 |
| R. J. Faulkner | 2 |
| F. Huff | 1 |
| P. Gleason | 5 |
| Michael Hackett | 2 |
| Richard Broderick | 2 |
| S. Kahn | 2 |
| Andrew G. Downey | 10 |
| John H. Styles | 10 |
| John F. C. Waldo | 10 |
| Joseph Whitney | 25 |
| William R. Tomb | 20 |
| Thomas R. Glenn | 15 |
| William E. Reid | 20 |
| Joseph Smith, Jr. | 10 |
| Charles H. Karcher | 5 |
| Joseph Reynolds | 5 |
| S. A. Woods | 4 |
| C. F. Collins | 20 |
| John McCourt | |
| H. D. Elder | |

WILLIAM McC. JONES, Notary Public.

I, the undersigned, deputy recorder of mortgages for the city and parish of Orleans, do hereby certify that the within and foregoing charter of the Home Mutual Savings Bank of New Orleans, was this day recorded in this office according to law, in society book 9, folios 192, 193, 194, 195 and 196.

C. DARCANTEL, Deputy Recorder.

New Orleans, July 1, 1873.

I, the undersigned notary, do hereby certify the within and foregoing to be a true and correct copy of the original act of incorporation on file and of record in my office.

WILLIAM McC. JONES, Notary Public.

New Orleans, July 3, 1873. jy6 13 26 27

## CHARTER.....CHARTER.

STATE OF LOUISIANA.

PARISH OF ORLEANS, CITY OF NEW ORLEANS.

Be it known, that on this twentieth day of May, in the year of our Lord, 1873, and of the independence of the United States of America the ninety-seventh, before me, Andrew Hero, Jr., a notary public in and for the parish of Orleans, State of Louisiana, duly commissioned and qualified, and in the presence of the witnesses hereinafter named and undersigned, personally came and appeared the several persons whose names are hereto subscribed, being stockholders or duly authorized representatives of stockholders of THE VALLETTE DRY DOCK COMPANY, a duly organized corporate body of this State, domiciled in this city, created by an act passed before Edward G. Gottschalk, late a notary in this city, on the sixth day of January, 1866, which said appearers declared that after due and legal notices and publications, a general meeting of the stockholders of said company was convened and held at the office of the Crescent Mutual Insurance Company in this city, being the place designated by the President of said Vallette Dry Dock Company, for the purpose of making certain modifications, additions, alterations and changes in and to the original act of incorporation of said Vallette Dry Dock Company, as well as in the act amendatory thereof, passed before Selim Magner, late a notary in this city, on the twenty-fourth day of July, 1869; and that at said general meeting stockholders of said company, or their duly authorized representatives, representing fifteen hundred and thirteen shares of the capital stock of said Vallette Dry Dock Company, being more than three-fourths of the stockholders, in amount of stock, unanimously assented and agreed that the following changes or amendments should be made in and to the said original act of incorporation of said Vallette Dry Dock Company and the aforesaid act amendatory thereof, viz:

ARTICLE II.

That said article be amended and changed by the substitution of the following, so that it will hereafter read and be as follows:

"The purposes for which the Vallette Dry Dock Company is established, and the nature of the business to be carried on by the same, are hereby declared to be the purchase, leasing and constructing, or letting and hiring of its own or other docks, and the building and repairing of vessels of every description, and for such other purposes as are belonging or incidental to such business."

ARTICLE III.

That said article be amended and changed by the substitution of the following, so that it will hereafter read and be as follows, viz:

"The capital of this corporation shall be the sum of one hundred thousand dollars, to be represented by two thousand shares of fifty dollars each, and to this end and purpose each and every certificate at present outstanding for a share of one hundred dollars of stock in the said Vallette Dry Dock Company shall be delivered up, and canceled, and the holder or owner thereof shall receive in lieu thereof a certificate for a share of fifty dollars."

ARTICLE V.

That said article be amended and changed by the substitution of the following, so that it will hereafter read and be as follows, viz:

"All the corporate powers of this corporation shall be exercised by and vested in a Board of Directors, consisting of five stockholders—one of whom shall be elected President of the corporation—to be chosen by ballot, at an annual meeting of the stockholders on the third Monday of May of each and every year. Said Board of Directors shall continue in office until their successors shall have been chosen; shall elect or appoint such officers as the interests and convenience of said company may require, and fix or determine all salaries; and shall make and establish, as well as alter or amend at pleasure such by-laws, rules and regulations, for the purpose of management and regulation of the affairs of said corporation, as the said Board of Directors may deem necessary or proper. Said Board of Directors shall have power to elect one or two managers, as to the said board shall seem meet, which said manager or managers shall have charge of the docks and yards, and purchase all materials for carrying on the business of the corporation; they shall hire all foremen, mechanics, workmen and laborers employed in the yard and docks, and fix the rate of wages of all such workmen and laborers, as well as discharge them at will; also collect all amounts due to the said company, pay all those due by the same, keep an account in some chartered bank in New Orleans (approved by the Board of Directors) in which all moneys received for account of the company, except it may be small sums needed for daily business, and draw such money out of such bank only on checks signed by one of said managers and countersigned by the secretary of the company. All notes of the corporation must be signed by the president and one of the managers, and it shall require a vote of four-fifths of said directors to lease said company's docks. There shall be a monthly report from the managers to the board of directors of the business of said company, with a balance sheet showing all the transactions of the company for the month past, which shall be subject to the supervision of the directors and the future control of the board. The said report and balance sheet, with the action of the board thereon, shall be copied into a book prepared for that purpose, and the same shall be at all times subject to the inspection of any stockholder. There shall be a secretary of the company, who shall also be its book-keeper, chosen annually by the aforesaid board of directors. He shall keep a regular set of books, in which entries shall be made of all transactions of the corporation. He shall also be secretary of the board of directors."

ARTICLE VI.

That said article shall be amended and changed by the substitution of the following, so that it will hereafter read and be as follows, viz:

"Each of the subscribers hereto, and every other person who shall become a subscriber or stockholder in accordance with this charter, shall be entitled to one vote, either in person or by proxy, for every share of stock held by him, her, it or them, at all and every meeting of the stockholders of this company."

ARTICLE VII.

And that in said article seventh, in order to correspond with article fifth, as herein amended, the word "second" be expunged and the word "third" substituted therefor, so as to make the same hereafter read, on the "third Monday of May of each year," in lieu of "the second Monday of May."

Wherefore, the said appearers, each representing the number of shares of the capital stock of the said Vallette Dry Dock Company set opposite his, its or their respective names or signatures hereto, and together owning more than three-fourths in amount of the capital stock thereof, hereby formally acknowledge and declare that the above specified modifications, additions, alterations and changes in and to the original act of incorporation of said Vallette Dry Dock Company and the act amendatory thereof, as aforesaid, have been duly made and adopted. Said articles second, third, fifth, sixth and seventh thereof have been changed or amended so as to hereafter read or be as hereinbefore specified; and they hereby authorize and require the same to be recorded and published in the manner required by law, to the end that the said alterations, changes, additions or modifications shall hereafter be binding upon them, and all such other persons as may hereafter become stockholders of said Vallette Dry Dock Company.

Thus done and passed in my office, at New Orleans aforesaid, in the presence of Messrs. George Cenas and Paul A. Conand, competent witnesses, both of this city, who hereunto sign their names with the said parties and me, notary, on the day and year aforesaid.

Original signed:

| | Shares. |
|---|---|
| Felger & Co. | 130 |
| David E. Goodwin | 50 |
| L. F. Tower | 30 |
| Mary E. Blake, by L. F. Tower | 30 |
| Fajio & Brunaso | 40 |
| G. F. Porter | 60 |
| E. A. Porter, by G. F. Porter | 10 |
| O. F. Vallette | 50 |
| F. Vallette | 140 |
| George Baker | 40 |
| Crescent Mutual Insurance Company, per Thomas A. Adams, president | 160 |
| Thomas A. Adams | 50 |
| Home Mutual Insurance Company of New Orleans, Louis A. Bouchier, president | 30 |
| S. Fernandez & Co. | 60 |
| J. I. Fernandez | 10 |
| Factors and Traders' Insurance Company, H. Doane, president | 20 |
| Union Insurance Company of New Orleans, by A. Chapelle, president | 70 |
| Merchants' Mutual Insurance Company, P. Fourchy, president | 210 |
| New Orleans Mutual Insurance Company, J. Tuyes, president | 120 |
| F. Newhall | 30 |
| Louisiana Mutual Insurance Company, Charles Briggs, president | 100 |
| August Bohn | 40 |
| Louisiana State Mutual Insurance Company, L. Baquie, commissioner | 80 |
| Gubernator & Terry | 27 |
| L. F. Generes | 30 |
| Puig Brothers | 60 |
| William Wells | 13 |
| Heirs of R. B. Summer, per S. P. Parmly | 50 |

P. A. CONAND,
GEORGE CENAS,
ANDREW HERO, JR.,
Notary Public.

I, the undersigned, deputy recorder of mortgages for the city and parish of New Orleans, State of Louisiana, do hereby certify that the within amendments to charter were this day duly recorded in my office according to law, in B. S. No. 9, folios 156, 159, 160 and 161.

New Orleans, May 28, 1873.

C. DARCANTEL, Deputy Recorder.

I, Andrew Hero, Jr., notary public as aforesaid, do certify that the above and foregoing is a true and correct copy of the original act on file and of record in my office.

New Orleans, June 12, 1873.

ANDREW HERO, JR., Notary Public.

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## CHARTER.....CHARTER

STATE OF LOUISIANA.

PARISH OF ORLEANS, CITY OF NEW ORLEANS.

Be it known that on this twenty-fifth day of June, in the year one thousand eight hundred and seventy-three, before me, John Bendernagel, a notary public, in and for the parish of Orleans, State aforesaid, duly commissioned and qualified, and in the presence of the witnesses hereinafter named and undersigned, personally came and appeared the parties whose names are hereunto subscribed, who declared that, availing themselves of the rights and privileges conferred by the laws of this State relative to the organization of corporations, they have formed and organized, and do by these presents form themselves into and constitute a corporation for the objects and purposes, and under the stipulations hereinafter set forth, to wit:

ARTICLE I.

The domicile of this company is hereby established in the city of New Orleans, State of Louisiana, and it shall be designated and known under the name, style and title of the FRANKLIN FIRE INSURANCE COMPANY, of New Orleans. It shall commence business so soon as the requirements of the law are complied with, and shall exist for twenty-five years from the date of this charter. It shall sue and be sued in its corporate name, and all citations and other legal process shall be served on the president, and in his absence on the secretary of the company. The by-laws that may hereafter be adopted by the Board of Trustees for the government and regulation of the company shall not be in conflict with nor contrary to this charter, or of the acts of the Legislature of this State relative to corporations.

ARTICLE II.

This company shall have a corporate seal; the device upon the same shall be a fire engine, with the motto "vires acquirit eundo," and the name of the company in the margin.

ARTICLE III.

The objects and purposes of this corporation are hereby declared to be to make insurance upon dwelling houses, stores and other buildings, household furniture, merchandise and other property against loss or damage by fire and lightning; to cause themselves to be reinsured against any or all risks upon which they have made or shall make insurance; to establish agencies in this State and in the other States of the Union.

ARTICLE IV.

The capital stock of this company shall be two hundred and fifty thousand dollars (with the privilege of increasing said amount to five hundred thousand dollars), divided into ten thousand shares of twenty-five dollars each. All persons subscribing to the capital stock of this company shall pay at the time of subscription fifty per cent of the amount of each share, passing to the company their notes for the balance remaining unpaid; said notes to be made payable on the first day of July, 1875, but shall be subject to the calls provided for in article six of this charter; should, however, the dividends of the company be such that, after being apportioned pro rata among the stockholders, the dividends thus declared should be sufficient to extinguish the face value of said notes thus given by the stockholders, on or before the end of the second fiscal year, viz—the first day of July, 1875, then said notes are to be cancelled; and every year thereafter the dividends of the company are to be paid in cash until the capital stock of the company is full paid up, and interest dividend of ten per cent cash on the amount paid in shall be allowed to stockholders at the end of each fiscal year. In addition to the capital stock of the company, a contingent fund shall be created, to consist of all interest received, of profits on loans and investments, and of all amounts received from other sources than premiums, and from this fund dividends of interest shall be made to stockholders.

Transfers of stock shall be made on the books of the company, at its office, in the city of New Orleans, only on demand of the legal holder thereof and the surrender of certificates.

ARTICLE V.

All the corporate powers appertaining to this company are hereby vested in and shall be exercised by the president and secretary and a Board of Trustees, not exceeding eleven persons, including the president, who shall be selected from stockholders holding not less than twenty-five shares of the stock of this company in their own name, four of whom shall form a quorum for the transaction of business. The officers of the company shall consist of a president, secretary and superintendent of agencies, and such other officers and employes as the president may deem necessary.

An election for officers and trustees of this company will be held every two years, commencing on the first day of July, 1875, and every alternate year thereafter.

The president shall be chosen from among the members of the Board of Directors, by the members thereof, immediately after their election.

The following named persons are hereby constituted as president, secretary and trustees of this company, and shall hold their respective positions until the first day of July, 1875, viz: David Leubrie, president; Frederick A. Johnson, secretary; William H. Decker, E. S. Drew, A. M. Muller and David Leubrie, trustees.

The president shall preside at all meetings of the board and at the meetings of the stockholders of the company. The president shall have the sole appointment of all officers not elected by the board as prescribed in this article, and also of all employes and agents. He may, whenever he deems it not injurious to the interests of the company, grant leave of absence to the trustees and to the officers and employes of the company.

The president and secretary shall sign all policies, checks, receipts, and certificates of stock. In the absence of the president, the chairman of the finance committee shall act as president pro tempore, and shall sign all policies and checks.

The superintendent of agencies shall have charge of the agency department of this company, under the immediate supervision and control of the president.

The trustees are hereby empowered, whenever the necessities of the company should require it, to make calls upon the stockholders for such amounts, not exceeding ten per cent of the unpaid portion of the capital stock at any one time, after giving thirty days notice to that effect in two of the newspapers of the city of New Orleans. No stockholder shall in any event be made liable for the losses of the company in any larger sum than the amount of his, her or their subscription to the capital stock, or his, her or their indebtedness to the company. Transferees of stock not fully paid up shall assume all indebtedness thereon, and the same shall be approved by the Board of Trustees.

ARTICLE VII.

Every five shares of the stock of this company, held by a stockholder thereof, shall entitle the holder thereof to one vote, and the holder of any fractional number of shares, less than five shares, shall be entitled to one vote.

ARTICLE VIII.

There shall be made on the second Wednesday of August, commencing with the year 1874, an annual statement from the books of the company, showing, up to the first day of August of said year, the total amount of premiums received from all sources, the amount of losses paid, the general expenses of the company up to date, and the balance of profit and loss, the whole to be sworn to and subscribed by the president and secretary, and published ten times during said month of August in two newspapers of the city of New Orleans.

ARTICLE IX.

It is hereby provided that ten per cent of the net profits of this company, derived from the local business of the city of New Orleans, shall be and is hereby donated to the Firemen's Charitable Association of the city of New Orleans, and that the amount above designated shall be paid annually to the authorized representative of said association.

ARTICLE X.

This company may organize local boards in other States, to whom shall be reserved fifty per cent of the funds derived from the net premiums received in the places where they may transact business, provided that at least one thousand shares shall have been subscribed in the State, or at least five hundred shares in the city or town, in which any such board may be established. Fifty per cent of the cash funds thus entrusted to the care of the local board may be invested as this charter provides. The whole shall be under the control and management of the local board of said city or State. The losses that may occur by fire, where local boards are established, shall be paid from the funds in the possession of such local boards, and reserved to their control by the provisions of this article. Said local boards shall make a monthly report to the home office, in the city of New Orleans, stating therein the amount of premiums handed to them by the general, special or local agents, the amount invested, and how so invested, the interest derived therefrom, and the cash funds remaining in their possession, and where deposited. Said statement to be duly signed and authenticated by the president and secretary of said board. All local boards, the president and secretary thereof included, shall perform the duties herein prescribed and assigned gratuitously.

ARTICLE XI.

There shall be a quarterly meeting of the Board of Trustees, to be held on the first Wednesday of August, November, February and May of each year, and the president may convene the board whenever he may think proper to do so, or whenever requested to do so in writing by five members thereof.

ARTICLE XII.

It shall be lawful for the Board of Trustees to invest the capital stock and such other moneys as may come under their control in bonds and mortgages on unincumbered and improved real estate in the city of New Orleans, to an amount not exceeding $50,000, and in every case the property shall be worth twice the amount loaned thereon; they may also invest the capital stock and other cash funds in the stocks created by or under the laws of the United States, or of this State, or of other States, and may loan the same upon receiving such stocks as security, in sums not exceeding three-fourths the par value of the same. They shall make such other disposition of the moneys of the company as they may deem conducive to the interests of the company.

ARTICLE XIII.

The stockholders of the company, at a general meeting to be convened for that purpose, after thirty days' notice in two of the newspapers published in this city, shall have power to make any changes, additions or modifications in this act of incorporation, or to dissolve the company, provided three-fourths of the stockholders of the company present at, or represented by proxy, at said meeting shall vote in favor of such proposed measures, and any and all such changes, additions, modification or dissolution shall be recorded and published as required by law. In the event that the same should become necessary the liquidation of the affairs of this company shall be made by three commissioners, to be appointed at the meeting hereinabove provided for. The duty of said commissioners shall be to liquidate finally all the business of this company on such terms and in such manner as shall be determined at the meeting by a majority of the stockholders present or represented.

ARTICLE XIV.

The names of the stockholders of this corporation and the number of shares possessed by each are declared to be those subscribed to this act.

Thus done and passed in my notarial office, at the city of New Orleans, State aforesaid, in the presence of Ernest G. Mehnert and Victor Livaudais, competent witnesses, residing in this city, who hereunto subscribe their names, together with said appearers and me, notary, on the day and date set forth in the caption hereof.

Original signed:

WILLIAM H. DECKER.
DAVID LEUBRIE.
S. A. THOMPSON.
A. M. MILLER.
E. S. DREW.
EDWARD W. HOWELL.
F. A. JOHNSON.
E. G. MEHNERT.
V. LIVAUDAIS.
J. BENDERNAGEL, Notary Public.

I certify the foregoing to be a true and correct copy of the original act on file and of record in my notarial office. In faith whereof I hereunto set my hand and seal this—day of June, A. D. 1873.

J. BENDERNAGEL, Notary Public.

I, the undersigned, deputy recorder of mortgages, do hereby certify that the foregoing charter of the Franklin Fire Insurance Company of New Orleans was this day duly recorded in this office, in Book Society 9, folio 187 et seq.

New Orleans, June 25, 1873.

C. DARCANTEL, Deputy Recorder.

Subscription book open at the temporary office of the Franklin Life Insurance Company, No. 114 Common street, corner Camp.

FREDERICK A. JOHNSON, Secretary.

je26 jy6 13 26

# NOTARIES.

**A. HERO, JR.,**
**NOTARY PUBLIC AND COMMISSIONER OF DEEDS**
**Office No. 17 Commercial Place.**
Passports procured with dispatch, and prompt attention given to all. jy and

# MARSHAL'S MONITIONS.

**Wilson, Fagan & Co. vs. Steamboat Flavilla—No. 10,236.**

IN THE UNITED STATES DISTRICT COURT, District of Louisiana.—In obedience to an admiralty warrant, to me directed in the above entitled suit, I have seized and taken into my possession—

THE STEAMBOAT FLAVILLA, her boats, tackle, furniture, engines, etc., now libeled by Wilson, Fagan & Co., for the causes set forth in the libel now pending in the District Court of the United States.

And I do hereby cite and admonish the owner or owners thereof, and all and every person or persons having or pretending to have any right, title or interest in or to the same, to be and appear at a District Court of the United States for the district aforesaid, to be holden at the city of New Orleans, on the third Monday in July, to show cause, if any they have or can, why the said steamboat Flavilla should not be condemned and be sold agreeably to the prayer of libelants.

United States marshal's office, New Orleans, twenty-sixth day of June, 1873.

S. B. PACKARD, United States Marshal.

je27 jy5 15 20

**Sale & Murphy vs. Steamboat Flavilla—No. 10,257.**

IN THE UNITED STATES DISTRICT COURT, District of Louisiana.—In obedience to an admiralty warrant to me directed in the above entitled suit, I have seized and taken into my possession—

THE STEAMBOAT FLAVILLA, her boats, tackle, furniture, engines, etc., now libeled by Sale & Murphy, for the causes set forth in the libel now pending in the District Court of the United States.

And I do hereby cite and admonish the owner or owners thereof, and all and every person or persons having or pretending to have any right, title or interest in or to the same, to be and appear at a District Court of the United States, for the district aforesaid, to be holden at the city of New Orleans, on the third Monday of July, 1873, to show cause, if any they have or can, why the said steamboat Flavilla should not be condemned and be sold agreeably to the prayer of libelants.

United States marshal's office, New Orleans, twenty-sixth day of June, 1873.

S. B. PACKARD, United States Marshal.

je27 jy5 15 20

**D. C. McCan & Son vs. Steamboat Mayflower—No. 10,253.**

IN THE UNITED STATES DISTRICT COURT, District of Louisiana.—In obedience to an admiralty warrant, to me directed in the above entitled suit, I have seized and taken into my possession—

THE STEAMBOAT MAYFLOWER, her tackle, furniture, etc., now libeled by D. C. McCan & Son, for the causes set forth in the libel now pending in the District Court of the United States.

And I do hereby cite and admonish the owner or owners thereof, and all and every person or persons having or pretending to have any right, title or interest in or to the same, to be and appear at a District Court of the United States for the district aforesaid, to be holden at the city of New Orleans, on the first Monday of July, 1873, to show cause, if any they have or can, why the said steamboat should not be condemned, and be sold agreeably to the prayer of libelants.

United States Marshal's office, New Orleans, ninth day of June, 1873.

S. B. PACKARD, United States Marshal.

je10 21 jy2-6

**John J. Barr et al. vs. Steamboat Garry Owen—No. 10,234.**

IN THE UNITED STATES DISTRICT COURT, District of Louisiana.—In obedience to an admiralty warrant to me directed in the above entitled suit, I have seized and taken into my possession—

THE STEAMBOAT GARRY OWEN, her tackle, etc., now libeled by John J. Barr et al., for the causes set forth in the libel now pending in the District Court of the United States.

And I do hereby cite and admonish the owner or owners thereof, and all and every person or persons having or pretending to have any right, title or interest in or to the same, to be and appear at a district court of the United States, for the district aforesaid, to be holden at the city of New Orleans on the first Monday of July, to show cause, if any they have or can, why the said steamboat should not be condemned and be sold, agreeably to the prayer of the libelants.

United States Marshal's office, New Orleans, June 9, 1873.

S. B. PACKARD, United States Marshal.

je10 21 jy1 6

**James W. Lyons vs. Steamship Fire Queen—No. 10,229.**

IN THE UNITED STATES DISTRICT COURT, District of Louisiana.—In obedience to an admiralty warrant to me directed in the above entitled suit, I have seized and taken into my possession—

THE STEAMSHIP FIRE QUEEN, her tackle, apparel, etc., now libeled by James W. Lyons for the causes set forth in the libel now pending in the District Court of the United States.

And I do hereby cite and admonish the owner or owners thereof, and all and every person or persons having or pretending to have any right, title or interest in or to the same, to be and appear at a District Court of the United States, for the district aforesaid, to be holden at the city of New Orleans, on the first Monday of July, to show cause, if any they have or can, why the said steamship should not be condemned and be sold agreeably to the prayer of libelant.

United States Marsh