

THE HOUMA COURIER.

VOL. 28

HOUMA, TERREBONNE PARISH, LA. JULY 1, 1905.

NO. 4

CHARTER.

OF ENTERPRISE OYSTER COMPANY, Limited.

STATE OF LOUISIANA,
PARISH OF TERREBONNE.

BE IT KNOWN, that on this 20th day of May, in the year of Our Lord One thousand Nine Hundred and Five and the independence of the United States the One Hundred and Twenty line; before me HENRY M. BOURG, Notary Public duly commissioned and qualified in and of the parish of Terrebonne, State of Louisiana, and in the presence of the witnesses hereinafter named and undersigned, personally came and appeared: The persons whose names are hereunto subscribed, who declared that, availing themselves of the provisions of the laws of Louisiana in such cases made and provided relative to the organization of corporations, they do covenant and agreed and bind themselves and those who may hereafter become associated with them, to form a corporation for the objects and purposes and under the stipulations following, to-wit:

ARTICLE I.
The name of this corporation shall be "Enterprise Oyster Company, Limited," and under its said corporate name it shall have power and authority to have and enjoy corporate existence and succession for the full term and period of Ninety nine years from and after the date hereof; to contract, sue and be sued; to make and use a corporate seal; and the same to break and alter at pleasure; to hold, receive, lease, purchase, convey, as well as pledge, mortgage and hypothecate property, real, personal and mixed, corporeal and incorporeal; to lend or borrow money; to name and appoint such managers, agents, directors, and officers as its business, interest, and convenience may require, and to make and establish, as well as alter and amend, from time to time, such by-laws, rules and regulations for the proper government of the affairs of said corporation, as may be necessary and proper.

ARTICLE II.
The domicile of said corporation shall be in the town of Houma, in the Parish of Terrebonne, State of Louisiana, and all citations or other legal process shall be served upon the President of said corporation or, in his absence, upon the secretary thereof.

ARTICLE III.
The objects and purposes for which this corporation is organized and established and the nature of the business to be carried on by it, are hereby declared to be: To fish, take, catch, bed and raise oysters and other shell fish; also other game or marketable fish inhabitants of or either salt or fresh water; and other game, such as duck, geese, snipe, quail, doves etc., frequenting either the coast or other sections of the country; to lease, acquire, bed, cultivate and operate water bottoms of the State of Louisiana as oyster or other water farms to fish and operate on the natural oyster reefs of the State of Louisiana; to buy, sell, open, can, preserve, plant, or otherwise dispose of oysters in the shell or open; upon their beds where grown or in open market, either for cash or commission or upon such terms as it may deem advisable; to own and operate boats, skiffs, barges, cordelle lines etc., and such shops, canning, preserving or shipping plant or apparatus as the exigencies of its business may require or it may deem necessary; to own and operate such stores or mercantile establishments, telephone, telegraph and other lines of communication or transportation as it may find useful in the prosecution of its business; to lease or to sell its plants or properties in whole or in part to other companies, or to lease and acquire other plants or properties either in their entirety or in part; to acquire and hold the stocks, bonds and securities of other corporation organized under the laws of Louisiana or any other competent sovereignty; to establish electric plants, storage plants; to furnish light or ice for hire or lease; to own and operate wharves, ware-houses or canals; and generally to hold and exercise all such incidental powers and privileges as relate to the objects herebefore set forth.

ARTICLE IV.
The capital of this corporation is hereby fixed at the sum of Fifteen Thousand Dollars (\$15,000.00), divided into and represented by Three hundred (300.) shares of stock of the par value of Fifty dollars (\$50.) each. Said stock shall be paid for in cash or in such installments and at such time and after such notice to the subscribers as the Board of directors may fix, or same may be issued at not less than pa-

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for labor done or services performed for the said corporation or property or rights actually received by said corporation.

This corporation may become a going concern and shall be authorized to commence business as soon as Five thousand dollars (\$5,000.) of its capital stock shall have been subscribed for.

Any stock-holder may assign, sell or transfer his stock in this corporation, provided thirty days prior notice of a desire to sell same be given the company in writing, and the other stock-holders thereof shall have an option thereon at its book value or at the price for which it is proposed to be sold if such price be less than the book value, for the period of thirty days.

Article V.
All the corporate powers of said corporation shall be vested in and exercised by a Board of Directors composed of four stock holders to be elected annually on the second Tuesday in May of each year. All such election shall be held at the office of the corporation under such regulations as may be established by the board of directors. Written notice of such election shall be mailed to each stock-holder ten days prior to the date of same at his last known address. At all such elections and at all corporate meetings, every stock-holder shall be entitled to vote for each share of stock standing in his name on the books of said corporation, to be cast by him in person or by his written proxy, and the majority of such votes shall elect. Any vacancy occurring among the directors shall be filled by the board of directors until the next regular election; and a failure to elect directors upon the date provided for shall not dissolve the corporation nor impair its corporate existence and management, but the directors then in office shall remain until their successors have been duly elected and qualified.

The Board of Directors at its first meeting shall elect from its own number a President, Vice-President, a Secretary and treasurer, and one person may act as secretary and treasurer, or the Board may select some good and solvent bank as a depository in lieu of a treasurer.

The Board may from time to time name and appoint all such officers and agents as it may deem necessary; and fix and define the duties of every officer and employee, together with their compensation, and all officers and employees shall hold their position at the pleasure of the Board. The board may make and establish, as well as alter and amend all such by-laws, rules and regulations, necessary and proper in its judgment for the conduct and management of this corporation.

The Board of Directors shall have full power and authority to borrow money, to execute mortgages and to create liens; to issue bonds, notes and other obligations, and to secure same by mortgage, pledge or otherwise; and generally to do any and all things necessary for the proper conduct of the business of said corporation.

The Board may issue full paid shares of stock for cash or in payment of labor done and performed, or for property or services actually received by this corporation.

ARTICLE VI.
Whenever this corporation may be dissolved either by limitation or otherwise, its affairs shall be liquidated by three commissioners to be appointed from among the stock-holders at a general meeting of the stock-holders convened for that purpose, of which meeting due notice as hereinafter provided for shall be given. Said commissioners shall remain in office until the affairs of said corporation shall have been fully liquidated - in case of death of one or more of said commissioner, the vacancy shall be filled by the survivors.

ARTICLE VII.
This act of incorporation may be changed, modified, altered or amended, or said corporation shall be dissolved with the assent of three-fourths of the capital stock represented at a general meeting of the stock-holders convened

for such purposes, and after notices shall have been given in writing to each stock-holder at his last known address four weeks prior to such meeting.

No stock-holder shall ever be held liable for the contracts or debts of said corporation in any further sum than the unpaid balance due the corporation on shares of stock owned by him, nor shall any mere informality in the organization have the effect of rendering this charter null, or of exposing a stock-holder to any liability beyond the unpaid amount remaining due on his stock.

ARTICLE VIII.
The following shall constitute the first board of Directors:
Clifford P. Smith, J. Cyrille Dupont, Alcide J. Bonvillain and Robt. B. Butler.
The said board of Directors shall hold office until the second Tuesday in May 1907 or until their successors shall have been duly elected and qualified.

Clifford P. Smith is hereby declared to be President; Alcide J. Bonvillain is hereby declared to be vice-president; and Robert B. Butler is hereby declared to be secretary-treasurer; and they shall hold said offices until the second Tuesday of May, 1907, or until their successors shall have been duly elected and qualified.

This done and passed in my office in the town of Houma, Parish and State aforesaid, on the day, month and year first above written, in the presence of Messrs. Albert T. Fanguy and Arthur A. Hebert competent witnesses residing in this parish, who have signed these presents with the parties and me Notary, after due reading of the whole.

(Original Signed):
C. P. SMITH,
A. J. BONVILLAIN,
ROBT. B. BUTLER,
J. C. DUPONT.

(Witnesses):
A. T. FANGUY,
ARTHUR A. HERBERT,
(L. S.) H. M. BOURG
Notary Public.

A true copy:
H. M. BOURG, Not. Pub.
STATE OF LOUISIANA,
PARISH OF TERREBONNE.

I hereby certify that the original act of incorporation of the "Enterprise Oyster Company, Limited" of which the foregoing is a true copy, has this day been duly recorded in my office, in Book No. 1 of Miscellaneous Acts, folio 414 et seq.

In testimony whereof, I have hereunto set my hand and affixed my official seal at Houma, La., this 24th day of May, A. D. 1905.

E. C. WURZLOW,
Clerk of Court, Ex-Officio Recorder.

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Notice to Tax-Payers.

Tax-payers will please take notice that I am now ready to receive payment of taxes for the current year 1904.
A. W. CONNELLY,
Sheriff & Ex-Officio Tax Collector Parish of Terrebonne.

R. B. BUTLER. H. M. BOURG
BUTLER & BOURG,
Attorneys at Law and Notaries Public.
Houma, La.

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J. ARTHUR DASPIT, 2nd. Assistant Cashier.

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