

ARTICLES OF AGREEMENT AND INCORPORATION

The Kiamichi Development Company

Of

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 *The Kiamichi Development Company*
SECOND: The Corporators are *A. G. Hubbard, J. C. Gibbons Jr., C. N. Burgoyne and D. C. Burgoyne*

THIRD: The place of business is to be located at *Sawyer Indian Territory* and its office for transaction of business shall be in *Sawyer Indian Territory* 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
- (1) *To buy and sell land.*
 - (2) *To develop minerals, coal, oil and gas.*
 - (3) *To buy and sell lumber.*
 - (4) *To contract for the construction and construct buildings.*
 - (5) *To manufacture wood products.*
 - (6) *To accumulate and loan money on real estate.*

FIFTH: The amount of capital stock of said Corporation shall be *Fifty thousand* Dollars: of which *twenty five 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 *2000* 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 *four* 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 Corporators for organization shall be held in *Sawyer Indian Territory* at the office of *Burgoyne Bros.* at *2* o'clock *P.M.* on the *6* day of *September* 190*6*. The subscribers hereto hereby waive notice of said meeting.

IN TESTIMONY WHEREOF, We have hereunto set our hands, on this the *5th* day of *September* 190*6*.

A. G. Hubbard
J. C. Gibbons Jr.
C. N. Burgoyne
D. C. Burgoyne

CERTIFICATE.

WHEREAS, *A. G. Hubbard, J. C. Gibbons Jr., C. N. Burgoyne and D. C. Burgoyne*

have associated themselves together as a body politic and corporate, to be known as *The Kiamichi Development Company*
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 *Sawyer Indian Territory* at the office of *Burgoyne Bros.* at *2* o'clock *P.M.* on the *6th* day of *September* 190*6*

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WHEREAS, at the time and place above set out, a meeting of the subscribers aforesaid was held to organize said Corporation and elect four Directors; and,

WHEREAS, At said meeting the following named persons were elected Directors, to-wit:

A. G. Hubbard J. C. Gibbons, Jr., O. N. Burgoyne and D. C. Burgoyne

and,

was elected President,

WHEREAS, At a meeting of the said Board of Directors A. G. Hubbard was elected Vice-President, and D. C. Burgoyne was elected Secretary, and D. C. Burgoyne was elected Treasurer.

as President, and the said

NOW, THEREFORE, The said A. G. Hubbard A. G. Hubbard J. C. Gibbons, Jr., O. N. Burgoyne and D. C. Burgoyne

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

- (1) To buy and sell land.
- (2) To develop minerals, coal, oil and gas.
- (3) To buy and sell lumber.
- (4) To contract for the construction and construct buildings.
- (5) To manufacture wood products.
- (6) To accumulate and loan money on real estate.

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

THIRD: Twenty five 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>A. G. Hubbard</u>	<u>250</u>		
<u>J. C. Gibbons, Jr.</u>	<u>250</u>		
<u>O. N. Burgoyne</u>	<u>250</u>		
<u>D. C. Burgoyne</u>	<u>250</u>		

IN TESTIMONY WHEREOF, The said A. G. Hubbard President of said Corporation, and J. C. Gibbons, Jr., O. N. Burgoyne, D. C. Burgoyne

a majority of the Board of Directors of said Corporation, have hereunto set their hands on this the 11th day of September 1906

State of Texas }
 County of }
 I, A. G. Hubbard and J. C. Gibbons, Jr. on the said day, do hereby certify that the foregoing certificate set out are true, to the best of their knowledge and belief.
A. G. Hubbard
J. C. Gibbons, Jr.
 Directors.

A. G. Hubbard President.
J. C. Gibbons, Jr.
O. N. Burgoyne
D. C. Burgoyne
 Directors.

UNITED STATES OF AMERICA,
Indian Territory.
Central District.

O. N. Burgoyne and D. C. Burgoyne

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.

O. N. Burgoyne
D. C. Burgoyne

Subscribed and sworn to before me, this the 12 day of September 1906 In Testimony Whereof, I have hereunto set my hand and seal of office.

John B. Dailey
Notary Public

My commission expires June 27, 1910

Filed in the office of the Clerk of the United States Court of Appeals in the Indian Territory, this 13th day of September 1906

M. E. Spelman Clerk.