

# ACTS

—OF THE—

# LEGISLATURE

—OF—

# WEST VIRGINIA,

AT ITS

SIXTEENTH REGULAR SESSION,

COMMENCING JANUARY 10, 1883.



WHEELING:

CHAS. H. TANEY, STATE PRINTER.

1883.

## ERRATA.

Chapter 34, page 52, line 2 from top, for "*cause*" read "*caer*."

Chapter 41, page 59, line 12 of amended section 1, for "*conroyane*" read "*conroyance*."



# ACTS OF 1883.

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## CHAPTER I.

AN ACT to amend and re-enact section two of chapter three of the code of West Virginia, concerning elections by the people, as revived, amended and re-enacted by chapter one hundred and fifty-five of the acts of one thousand eight hundred and eighty-two.

[Passed January 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section two of chapter three of the code of West Virginia, concerning elections by the people, as revived, amended and re-enacted by chapter one hundred and fifty-five of the acts of one thousand eight hundred and eighty-two, be amended and re-enacted so as to read as follows :

Code amended: section 2 of chapter 3, as amended, and re-enacted by chapter 153, acts 1882.

*Officers to be Elected and When.*

2. At the said election in the year one thousand eight hundred and eighty-two, and in every second year thereafter, there shall be elected delegates to the legislature, a senator for each senatorial district, and a commissioner of the county court. And in the year one thousand eight hundred and eighty-four, and in every fourth year thereafter, a governor, state superintendent of free schools, treasurer, auditor, attorney general, and one or more judges of the supreme court of appeals, for the state ; a prosecuting attorney, surveyor of lands, sheriff, the num-

When members of legislature, state and county officers and judges, to be elected.

ber of assessors prescribed by law for each county, and the number of justices and constables in each district in the county to which such district is entitled by law, to be from time to time ascertained and entered of record by the county court. And in the year one thousand eight hundred and eighty-four, and in every sixth year thereafter, a clerk of the circuit court and a clerk of the county court. And in the year one thousand eight hundred and eighty-eight, and every eighth year thereafter, one judge for every judicial circuit, except the first, and for the first, two judges: *Provided*, That in the year one thousand eight hundred and eighty-eight, and in every twelfth year thereafter, two judges of the supreme court of appeals shall be elected.

[Approved February 2, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER II.

AN ACT to amend and re-enact section five of chapter four of the code of West Virginia, concerning vacancies in office, as revived, amended and re-enacted in chapter ten of the acts of one thousand eight hundred and eighty-one.

[Passed January 26, 1883.]

Be it enacted by the Legislature of West Virginia :

Code amended: section 5 of chapter 4, as amended by chapter 10, acts 1881.

1. That section five of chapter four of the code of West Virginia, as revived, amended and re-enacted in chapter ten of the acts of one thousand eight hundred and eighty-one, be amended and re-enacted so as to read as follows :

### *Vacancy in Representation in Congress.*

Vacancies in representation in congress; how filled. Notice by governor, when and how.

5. If there be a vacancy in the representation from this state in the congress of the United States, the governor shall, within ten days after the facts come to his knowledge, give notice thereof by proclamation, to be published in such newspapers in the district, where such vacancy may occur, as he may deem best calculated to give information thereof to the voters of such district. In such proclamation he shall appoint some day, not more than seventy-five nor less than thirty days from the date

When election held; by whom, etc.

thereof, for holding the election to fill such vacancy, which election shall be held by the commissioners of elections in each county in the district accordingly; and said commissioners shall make return of the result of said election in the same manner as is prescribed by law in case of the election of such representative in congress for a full term.

[Approved February 2, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

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### CHAPTER III.

AN ACT to amend and re-enact section three of chapter one hundred and thirteen of the code of West Virginia, concerning the supreme court of appeals, as amended and re-enacted by chapter one hundred and fifty-six of the acts of one thousand eight hundred and eighty-two.

[Passed February 1, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section three of chapter one hundred and thirteen of the code of West Virginia, as amended and re-enacted by chapter one hundred and fifty-six of the acts of one thousand eight hundred and eighty-two, be amended and re-enacted so as to read as follows : Code amend-  
ed: section 3 of  
chapter 113, as  
amended by  
chapter 156,  
acts 1882.

3. Three sessions of the supreme court of appeals shall be held every year; one in Charleston, in the county of Kanawha, commencing on the second Wednesday in January; one in Wheeling, in the county of Ohio, commencing on the first Wednesday in June, and one in Charlestown, in the county of Jefferson, commencing on the first Wednesday in September; and continue until the business is dispatched. Sessions of su-  
preme court;  
when and  
where held.  
  
How long to  
continue.

[Approved February 8, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER IV.

AN ACT to suppress prize fighting, and to repeal chapter fifty of the acts of one thousand eight hundred and seventy-two and seventy-three.

[Passed February 1, 1883.]

Be it enacted by the Legislature of West Virginia :

Prize fighting, or aiding or abetting therein, deemed a felony: penalty

1. If any person fight a prize fight in this state, or act as second, or trainer, or time-keeper, or referee, or umpire, to any person so fighting, or if any person assist or in any way aid or abet another to fight a prize fight in this state, he shall be deemed guilty of a felony, and upon conviction thereof shall be confined in the penitentiary not less than two nor more than ten years.

Penalty for coming into state for purpose of prize fighting, etc.; or for aiding or abetting in such cases.

2. If any person come into this state for the purpose of fighting, or intending to fight, a prize fight therein, or for the purpose of acting as second to, or of training, or assisting, or in any way aiding or abetting another to fight a prize fight, he shall be deemed guilty of a misdemeanor, and, upon conviction thereof, fined not more than five hundred dollars, or shall be confined in the county jail not exceeding one year, or both, at the discretion of the court.

Duty of justice or notary when affidavit is made as to the offense mentioned in last preceding section; proceedings in such cases.

3. Upon affidavit made before any justice or notary that the affiant has knowledge or information, and believes that any person is about to come into this state for any purpose mentioned in the last preceding section, such justice or notary shall issue his warrant, directed to the sheriff or any constable of his county, requiring him to arrest and bring such person before any justice of the county, and thereupon the same proceedings shall be had as in other cases of persons charged with an offense, under chapter one hundred and fifty-six of the code.

Chapter 50, acts 1872-3, repealed.

4. Chapter fifty of the acts of one thousand eight hundred and seventy-two and seventy-three, is hereby repealed.

[Approved February 8, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER V.

AN ACT to amend and re-enact sections four and eleven of chapter one hundred of the code, concerning limited partnership.

[Passed February 7, 1883.]

Be it enacted by the Legislature of West Virginia :

1. Sections four and eleven of chapter one hundred of the code, concerning limited partnership, are hereby amended and re-enacted, so that the same shall be and read as follows :

Code amend-  
ed: sections 4  
and 11 of chap-  
ter 100.

4. No such partnership shall be deemed to be formed until such paper and a certificate of such oath, or a certified copy thereof, shall be admitted to record, as to each person signing the same, in the office of the clerk of the county court of each county in which may be the place or places of the said business, upon such acknowledgment or proof as is sufficient in the case of a power of attorney, nor until such paper and certificate, or a copy thereof, be published for six successive weeks in a newspaper, if such there be, printed in every such county. And in case any statement in such paper or certificate be false, the special shall be liable as general partners.

Limited part-  
nership: when  
deemed form-  
ed.

When special  
partner liable  
as a general  
partner.

11. No dissolution of a limited partnership shall take place, except by operation of law, before the time specified in the paper before mentioned, unless a notice of such dissolution shall be recorded in the clerk's office in which the said paper was recorded, and be published for six successive weeks in a newspaper, if such there be, in each of the counties in which may have been the place or places of business of the partnership.

How voluntary  
dissolution of  
such partner-  
ship made.

[Approved February 12, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER VI.

AN ACT to amend and re-enact section one of chapter sixty-one of the code of West Virginia, concerning estrays and drift property, as amended and re-enacted by section one of chapter forty-three of the acts of one thousand eight hundred and seventy-five.

[Passed February 7, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section one of chapter sixty-one of the code of



Code amended: section 1 of chapter 61, as amended by chapter 43, acts 1875.

West Virginia, as amended and re-enacted by section one of chapter forty-three of the acts of one thousand eight hundred and seventy-five, be amended and re-enacted so as to read as follows :

Estrays and drift property: who may take up.

Notice: how given and what to contain.

Owner to have possession of such property by paying costs.

When information of taking up such property to be given to justice.

Duty of justice in such cases.

1. Any person may take up an estray found on his land, or a boat or vessel adrift. He shall immediately post notices at three public places in the district wherein the property is so found, giving a description of the property and stating when the same was so taken up; and if the owner of said property shall not appear and claim the same within two weeks from the posting of such notice, then the person so taking said property up shall cause a like notice to be published in some weekly newspaper published in the county, if there be one, and if not, in a paper of general circulation in the county, three times; and in either case the owner may have possession of such property upon paying the costs of such posting and publishing of said notice and of keeping the property; and if the owner shall not appear and claim said property within four weeks from the date of the first publication of said notice in a newspaper, the person taking the same up shall immediately inform a justice of the district thereof, who shall issue his warrant to three freeholders, requiring them under oath to view and appraise such estray, or boat or vessel, and certify the result, with a description of the kind, marks, brand, stature, color and age of the animal, or kind, burden and build of the boat or vessel.

[Approved February 12, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER VII.

AN ACT to amend and re-enact section three of chapter ninety of the code, as amended by chapter thirty-seven of the acts of one thousand eight hundred and seventy-two and seventy-three, concerning the action of ejectment.

[Passed February 7, 1883.]

Be it enacted by the Legislature of West Virginia :

1. Section three of chapter ninety of the code, as amend-

ed by chapter thirty-seven of the acts of one thousand eight hundred and seventy-two and seventy-three, is hereby amended and re-enacted, so that the same shall read and be as follows : Code amended: section 3 of chapter 20, as amended by chapter 37, acts 1872-3.

3. Every such action shall be brought in the circuit court of the county in which the said real estate, or some part thereof, is. Action of ejectment; in what court brought.

[Approved February 12, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER VIII.

AN ACT to amend and re-enact sections one, eight and fourteen of chapter one hundred and eleven of the code, as amended by chapter sixty of the acts of one thousand eight hundred and seventy-two and seventy-three, concerning the writ of *habeas corpus*.

[Passed February 7, 1883.]

Be it enacted by the Legislature of West Virginia :

1. Sections one, eight and fourteen of chapter one hundred and eleven of the code, as amended by chapter sixty of the acts of one thousand eight hundred and seventy-two and seventy-three, are hereby amended and re-enacted, so that they shall be and read as follows : Code amended: sections 1, 8 and 14 of chapter 111, as amended by chapter 60, acts 1872-3.

1. The writ of *habeas corpus ad subjiciendum* shall be granted forthwith by the supreme court of appeals, or any circuit court, or any judge of either court, in vacation, to any person who shall, by himself, or by some one in his behalf, apply for the same by petition, showing by affidavit or other evidence, probable cause to believe that he is detained without lawful authority. Writ of *habeas corpus*; when and by whom granted. Petition for, to be verified; what to show.

8. All the material facts proved shall, when it is required by either party, be made a part of the proceedings, which, when they are had in vacation, shall be signed by the judge and certified to the clerk of the circuit court of the county in which the judgment is rendered, and be entered by him among the records of that court. Facts proved may be made part of the record; when.

Writs of *habeas corpus ad testificandum*, when and by whom granted.

14. Writs of *habeas corpus ad testificandum* may be granted by any circuit court, or any judge thereof, in vacation, in the same manner and under the same conditions and provisions as are prescribed by this chapter as to granting the writ of *habeas corpus ad subjiciendum*, as far as the same are applicable.

[Approved February 12, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER IX.

AN ACT to amend and re-enact section eleven of chapter thirty-two of the code of West Virginia, concerning regulations respecting licenses, as amended and re-enacted by chapter one hundred and seven of the acts of one thousand eight hundred seventy-seven.

[Passed February 7, 1883.]

Be it enacted by the Legislature of West Virginia :

Code amended: section 11 of chapter 32, as amended by chapter 109, acts 1877.

Licenses: certificate of good character required before granting, in certain cases.

Druggists: what required of, in granting license to.

1. That section eleven of chapter thirty-two of the code of West Virginia, as amended and re-enacted by chapter one hundred and seven of the acts of one thousand eight hundred and seventy-seven, be amended and re-enacted so as to read as follows :

11. The county court, or other tribunal acting in lieu thereof, or city, village or town council, shall not authorize any license mentioned in the first section, unless they are satisfied, and so enter on their record, journal or minutes, that the applicant for such license is not of intemperate habits; and the granting of a license to any person to carry on the business of a druggist shall not be construed to authorize him to carry on said business until he has fully complied with the provisions of chapter fifty-two of the acts of one thousand eight hundred and eighty-one, and the amendments thereto, contained in chapter one hundred and twelve of the acts of one thousand eight hundred and eighty-two, concerning pharmacy, nor to protect him from any penalty or forfeiture prescribed by said act.

[Approved February 12, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

CHAPTER X.

AN ACT to repeal chapter fifty-six of the acts of one thousand eight hundred and seventy-five, concerning the removal of causes from the county court.

[Passed February 7, 1883.]

Be it enacted by the Legislature of West Virginia :

1. The act approved December twenty-first, one thousand eight hundred and seventy-five, entitled, "An act to provide for the removal of causes pending in one court to another," is hereby repealed. Chapter 56, acts 1875, repealed.

[Approved February 12, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

CHAPTER XI.

AN ACT to amend and re-enact section one of chapter one hundred and sixty-four of the acts of one thousand eight hundred and seventy-two and seventy-three.

[Passed February 8, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section one of chapter one hundred and sixty-four of the acts of one thousand eight hundred and seventy-two and seventy-three, be, and the same is hereby, amended and re-enacted so as to read as follows: Acts 1872-3, amended, section 1 of chapter 164 of.

1. That whenever the book or books in which are required to be recorded deeds, wills or other papers relating to the title or boundaries of lands, have been, or may hereafter be burned, lost or destroyed, by reason of the burning of the clerk's office of any court, recorder's or surveyor's office, or otherwise, it shall be lawful for the Title papers, etc., destroyed by fire or otherwise; duty of county court in relation thereto.

county court of the county in which such burning, loss or other destruction took place, to appoint a commissioner to take such testimony in relation to such destroyed or lost title papers as is hereinafter provided, and such court may fill any vacancy that may occur.

[Approved February 12, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XII.

AN ACT amending and re-enacting section fifty-three of chapter fifty-four of the code of West Virginia, as amended and re-enacted by chapter seventeen of the acts of one thousand eight hundred and eighty-one, and by chapter ninety-seven of the acts of one thousand eight hundred and eighty-two.

[Passed February 5, 1883.]

Be it enacted by the Legislature of West Virginia :

Code amended: section 53 of chapter 54, as amended by acts 1881 and 1882.

Railroad corporations may extend their lines beyond either or both termini: how and when.

How such extension may be located: how constructed and operated.

1. That section fifty-three of chapter fifty-four of the code of West Virginia, be, and the same is hereby, amended and re-enacted so as to read as follows :

53. Any railroad corporation which has been or shall be organized under the general laws of this state, or deriving its franchises therefrom, or organized under special charter, may extend, with the consent of a majority of stockholders present, at any general or special meeting thereof, its line beyond either or both termini named in the articles of incorporation, or special charter, under which its line is located, and such extension may be located by the most practicable route, and may pass out of this state into any other state with the assent of such state, and back again into this state as often as may be found necessary in locating such extension; and such corporation may construct, own, or operate such extension or extensions in the same manner, and to the same extent, as if such extension or extensions had been included in the original articles of asso-

ciation, or special charter: *Provided, however,* That any railroad company organized under special charter, by extending its lines, shall not carry with it any special privileges, guaranteed it under its charter, as to such extension, but only such rights and privileges as are conferred under the general law: *Provided,* That such corporation, before commencing any such extension in this state, shall file in the office of the secretary of state a certificate stating the point at or near which such extension in this state shall commence and terminate. No railroad corporation owning or operating a railroad wholly or in part within this state, shall consolidate its capital stock with any other railroad running a parallel or competing line, without the consent of the legislature; but any such railroad corporation whose line of railroad is made, or is in process of construction, may merge, or consolidate with, or lease its railroad or any part thereof, for a term of years, to any other corporation owning or operating any connecting line of railroad whose line of road is completed, or is in process of construction, wholly or partly within this or an adjoining state, in order to make a continuous line of railroad to be run and operated with or without changes of cars, or break of bulk, or exchange or transfer of passengers or freight; and may sell to or purchase such connecting line of railroad, and may adopt another name for their said road thus merged, consolidated or connected, by filing in the office of secretary of state a declaration of the adoption of such other name, and shall publish such declaration for sixty days, in all newspapers published along the line of such railroad. But such merger, consolidation, or sale, shall be made only upon such terms and conditions as shall be agreed to by a majority of the stockholders in each of the companies so merging, consolidating, purchasing or selling: *Provided,* That such merger or consolidation shall not invalidate any action, suit, claim or demand against any or either of the companies who are parties thereto; and any such action, suit, claim or demand shall be held to be in full force against the company owning such consolidated or merged line of railroad. And in no case shall any consolidation take place, except after sixty days' notice thereof, which notice shall be given in the manner prescribed in section forty-five of this chapter: *Provided,* That this section shall not apply to the Baltimore and Ohio railroad and the Northwestern Virginia railroad so as to enlarge any powers or privileges which either of said railroads now possesses.

Proviso as to railroad companies organized under special charters.

Certificate to be filed in office of sec'y of state; what to contain.

Parallel or competing lines not to consolidate without consent of legislature.

Exception as to connecting lines.

Power to sell to or purchase such connecting lines, and to change name: what necessary in last case.

How such merger, sale, etc., made.

Suits, claims, etc., not to be invalidated by such merger, etc.

Consolidation not to take place until after notice.

Proviso as to B. & O. and Northwestern Va. railroads.

J. J. WOODS,  
*Speaker of the House of Delegates.*

THOS. J. FARNSWORTH,  
*President of Senate.*

STATE OF WEST VIRGINIA, }  
 OFFICE OF SECRETARY OF STATE, }  
 February 14, 1883. }

I certify that the foregoing act having been presented to the governor for his approval and not having been returned by him to the house of the legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

### CHAPTER XIII.

AN ACT to amend and re-enact sections three, four and eleven of chapter seventy-three of the code of West Virginia, as amended and re-enacted by chapter one hundred and forty-nine of the acts of one thousand eight hundred and eighty-two, concerning the authentication of deeds and other writings.

[Passed February 8, 1883.]

Be it enacted by the Legislature of West Virginia :

Code amend-  
 ed; sections 3,  
 4 and 11 of  
 chapter 73, as  
 amended by  
 chapter 149,  
 acts 1882.

1. That sections three, four and eleven of chapter seventy-three of the code of West Virginia, as amended and re-enacted by chapter one hundred and forty-nine of the acts of one thousand eight hundred and eighty-two, be, and the same are hereby, amended and re-enacted so as to read as follows :

Deeds and oth-  
 er writings;  
 upon what cer-  
 tificate may be  
 admitted to re-  
 cord.

3. Such clerk of the county court shall also admit any writing to record as to any person whose name is signed thereto, upon the request of any person interested therein, upon a certificate of his acknowledgment before a justice, notary public, recorder, prothonotary or clerk of any court within the United States, or a commissioner appointed within the same by the governor of this state, written or annexed to the same, to the following effect, to-wit :

"State (territory or district) of \_\_\_\_\_, county of \_\_\_\_\_, to-wit: Form of such certificate.

"I, \_\_\_\_\_, a commissioner appointed by the governor of the state of West Virginia, for the said state (or territory or district) of \_\_\_\_\_; (or I, a justice of the county aforesaid, or I, \_\_\_\_\_, recorder of said county; or I, \_\_\_\_\_, a notary of said county; or I, \_\_\_\_\_, prothonotary or clerk of the \_\_\_\_\_ court of said county), do certify that \_\_\_\_\_, whose name (or names) is (or are) signed to the writing above (or hereto annexed), bearing date on the \_\_\_\_\_ day of \_\_\_\_\_, has (or have) this day acknowledged the same before me, in my said \_\_\_\_\_.

"Given under my hand this \_\_\_\_\_ day of \_\_\_\_\_."

Or, upon a certificate so written or annexed, under the official seal of any minister plenipotentiary, *charge d'affairs*, consul general, consul, deputy consul, vice consul, consular agent, vice consular agent, commercial agent, or vice commercial agent, appointed by the government of the United States to any foreign country, or of the proper officer of any court of such country, or of the mayor or other chief magistrate of any city, town or corporation therein, that the said writing was acknowledged by such person, or proved as to him by two witnesses, before any person having such appointment, or before such court, mayor or chief magistrate. If the acknowledgment be before a notary without the state, he shall certify the same under his official seal. Notary without state to certify under seal.

#### *As to a Married Woman.*

4. When a husband and his wife have signed a writing purporting to convey real estate, she may appear before a clerk of the county court authorized to admit such writing to record, in his county, and if, on being examined, privily and apart from her husband by such clerk of the county court, and having such writing fully explained to her, she acknowledge the same to be her act, and declare that she had willingly executed the same, and does not wish to retract it, such privy examination, acknowledgment and declaration shall then be recorded by such clerk of the county court in his office; or she may appear before a justice, notary public, recorder, prothonotary or clerk of any court within the United States, or a commissioner appointed within the same by the governor of this state, and such justice, notary public, recorder, prothonotary, clerk or commissioner may so examine her, and if, after such examination, she makes such acknowledgment and declaration, shall certify the same on or annexed to the said writing, to the following effect, to-wit:

How deed of married woman acknowledged, certified and recorded, and by whom.



Form of such certificate.

“State (or territory or district of) \_\_\_\_\_, county of \_\_\_\_\_ to-wit :

“I, \_\_\_\_\_, a commissioner appointed by the governor of the state of West Virginia, for the said state (or territory or district) of \_\_\_\_\_, (or I, \_\_\_\_\_, a justice of the county aforesaid, or I, \_\_\_\_\_ recorder of said county, or I, \_\_\_\_\_, a notary of said county, or I, \_\_\_\_\_, prothonotary or clerk of the \_\_\_\_\_ court of said county), do certify that \_\_\_\_\_, the wife of \_\_\_\_\_, whose names are signed to the writing above (or hereto annexed), bearing date on the \_\_\_\_\_ day of \_\_\_\_\_, personally appeared before me in the county aforesaid, (or if it be a commissioner, in the state, territory or district aforesaid), and being examined by me privily and apart from her husband, and having the said writing fully explained to her, she the said \_\_\_\_\_ acknowledged the said writing to be her act, and declared that she had willingly executed the same and does not wish to retract it.

“Given under my hand, this \_\_\_\_\_ day of \_\_\_\_\_.”

If wife be without United States, before whom such acknowledgment taken, etc.

Notary to certify under his official seal: when.

Former defective acknowledgments cured.

Or, if the wife be without the United States, she may appear before any minister plenipotentiary, *charge d'affairs*, consul general, consul, deputy consul, vice consul, consular agent, vice consular agent, commercial agent, or vice commercial agent, appointed by the government of the United States to any foreign country, or before any court of any such country, or the mayor or other chief magistrate of any city, town or corporation therein, who shall examine her, and make such explanations as is required where the wife is in the United States; and if then she makes such acknowledgment and declaration as is so required, the person having such appointment, or such mayor, or chief magistrate, or the proper officer of such court, shall give a certificate, under his official seal, of the examination, explanation and declaration, to the effect required where the wife is in the United States, and upon or annexed to said writing in like manner. If the acknowledgment be before a notary without the state, he shall certify the same under his official seal.

11. Where the acknowledgment of any deed or other writing, or the privy examination of a married woman respecting the same, has been heretofore taken by a notary public, whether he used an official seal or not; or by two justices of the peace in any county in the state of Virginia, prior to the reorganization of the state government thereof, or by any justice out of his district or township, or it does not appear by the certificate of the justice that such acknowledgment or privy examination was taken within his district or township, the same shall

nevertheless be sufficient, unless there be other lawful objections.

[Approved February 21, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

CHAPTER XIV.

AN ACT to abolish the Kanawha Board.

[Passed February 12, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That the Kanawha Board be, and the same is hereby, Kanawha board abolished. abolished.
2. That the governor is hereby requested to appoint a Governor to appoint receiver; for what. receiver to wind up and settle the affairs of said board; and the said receiver is hereby authorized to institute Authorized to institute and prosecute all suits, etc. and prosecute all suits that shall be necessary for that purpose in his own name, and also to defend all suits now Persons having claims against board, authorized to proceed against receiver. pending against said board; and all persons having claims against said board are hereby authorized to institute suits for the same against said receiver in his fiduciary capacity: *Provided*, The same be instituted within Proviso as to such suits. one year from the passage of this act, and said receiver is authorized hereby to defend the same. Receiver to defend same.
3. The said receiver is hereby required, before entering upon the discharge of his duties, to execute a bond in the Bond of receiver; when given, penalty of, and by whom approved. penalty of ten thousand dollars with security, approved by the clerk of the circuit court of Kanawha county, said bond to be conditioned for the faithful performance of Condition of such bond. his duty under the provisions of this act.
4. The said receiver shall annually settle his accounts Settlements by receiver, when and with whom. with the auditor, and he shall be allowed a commission of five per centum on all receipts, and such expenses as shall be approved by the auditor; and so soon as he shall have wound up and adjusted the business of said board, His commission and expenses. he shall make a final settlement with the auditor, and His final settlement. he shall pay the balance into the treasury of this State, to the credit of the general school fund.
5. The said receiver shall, as soon as he is appointed Duty of receiver, after he has given bond, as to the property, etc., of board. and has given bond as aforesaid, take charge of all the property, books, assets and money of said board; and he shall also sell, either at public auction or private sale,

as he may deem best, the dredge boats, floats, flats and all other property belonging to said board, and convert the same into money.

Act not to prevent certain parties from having relief provided by former act.

Proviso as to such relief.

6. That nothing in this act shall be so construed as to prevent the parties mentioned in the first section of the act, passed on the twenty-fourth day of March, one thousand eight hundred and eighty-two, of having the relief provided by said act: *Provided*, They shall have complied with the terms of said act, within one year from the passage of this act.

[Approved February 21, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER XV.

AN ACT to establish a county court and a board of commissioners for the county of Berkeley, under the twenty-ninth section of the eighth article of the constitution of West Virginia.

[Passed February 8, 1883.]

Be it enacted by the Legislature of West Virginia :

Districts of Berkeley county: how many and how laid off.  
Present districts to remain until changed.  
Commissioners now in office to remain.  
Election of commissioners, their term of office, and how determined.

1. The county of Berkeley shall be laid off into not less than seven districts, as nearly equal as may be in territory and population. The present divisions of the said county into districts shall constitute such districts until changed by the county court hereinafter mentioned. The commissioners now in office shall remain in office for the terms for which they were respectively elected; and at the general election in one thousand eight hundred and eighty-four, the qualified voters of the said county shall elect five commissioners, no two of whom shall reside in the same district, whose term of office shall commence on the first day of January succeeding their election, and be as follows: Two shall hold their office for the term of six years, two for the term of four years each, and one for the term of two years, to be decided by lot; and biennially thereafter, at the general election, the qualified voters of said county shall elect two or three commissioners; as the case may be, for the term of six years, to fill the vacancies made by the expiration of the term of office of the commissioners previously elected. The office

of commissioner and justice of the peace shall be deemed incompatible. Each commissioner shall receive for his services two dollars per day for every day he shall attend the court, to be paid out of the county treasury. A vacancy in the office of commissioner shall be filled by the county court hereinafter mentioned.

Office of commissioner and justice incompatible.  
Pay of commissioners.  
Vacancies; how filled.

2. The said commissioners, and their successors in office, shall constitute a tribunal to be known as "the county court of Berkeley county," by which name it may sue and be sued, plead and be impleaded, and contract and be contracted with. Such tribunal shall be in lieu of the county court, established by article eight of the constitution as amended, for the transaction of the business required to be performed by the county court created by the said article; and so far as they are not inconsistent herewith, all the provisions of chapter thirty-nine of the code of West Virginia, concerning the county courts, their jurisdiction and powers, and all provisions of law respecting county courts generally, the commissioners composing such courts, and the clerks of such courts, shall be applicable to the tribunal created by this act and to the commissioners composing the same; and the clerk of the county court of Berkeley county now in office, and his successors, shall be the clerk of the tribunal hereby created. A majority of such commissioners shall be a quorum for the transaction of business.

County courts established; by what name known.  
Powers of court.  
To be in lieu of what court.

What provisions of law applicable to such court.

Who to be clerk.

Quorum.

3. The first meeting of said tribunal shall be on the twentieth day of January, one thousand eight hundred and eighty-five, or as soon thereafter as a majority of them may assemble for the purpose.

First meeting of court.

4. At the general election in one thousand eight hundred and eighty-four, the question of the adoption of the system hereby created shall be submitted to the voters of Berkeley county, voting at such election. Those voting for the said system shall have written or printed on their ballots the words, "for modification of the county court," and those voting against it shall have written or printed on their ballots the words "against modification of the county court."

When to be submitted for adoption or rejection.

Ballots: what to have written or painted thereon.

5. Such election at each place of voting shall be superintended, conducted and returned by the same officers and in the same manner as the election for members of the legislature is superintended, conducted and returned, and the result at each place of voting shall be certified and returned to the court now in existence for police and fiscal purposes in Berkeley county. Said court shall convene in special session as provided in chapter three, section twenty-one of the code, and the court shall, in all respects, be governed by the laws in relation to elections by the people (so far as they are applicable thereto).

How and by whom election superintended, conducted and returned.

To what court result certified and returned.

Special session of such court.

Majority of  
votes cast nec-  
essary to put  
act in forc e.

6. If a majority of the votes cast upon such question are for modification of the county court, this act shall be and remain of full force and effect; but if a majority of such votes be not "for the modification of the county court," this act shall be of no further force or effect.

[Approved February 22, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XVI.

AN ACT to amend and re-enact section two of chapter forty-five of the acts of one thousand eight hundred and eighty-one, concerning dentistry.

[Passed February 12, 1883.]

Be it enacted by the Legislature of West Virginia:

Acts 1881,  
amended; sec-  
tion 2 of chap-  
ter 45 of.

Dentistry;  
board of exam-  
iners to grant  
licenses to  
practice, to be  
appointed by  
board of public  
works: how.

To examine  
applicants in  
their own dis-  
trict.

When license  
to be granted.

Fee for exam-  
ination.

Proviso as to  
extracting  
teeth and as to  
persons en-  
gaged in prac-  
tice of dentis-  
try on a certain  
day.

Term of board.

1. That section two of chapter forty-five of the acts of one thousand eight hundred and eighty-one be amended and re-enacted so as to read as follows:

2. It shall be the duty of the board of public works to appoint twelve dentists, learned in the profession, three of whom shall be appointed in each congressional district, who shall constitute a board for the examination of applicants in their own district, and before which any applicant for license to practice dentistry shall appear and be examined touching his proficiency in such art or profession, and if two or more of said board shall deem the said applicant qualified to practice said profession, they shall sign said license. For making which examination the said examiners shall have a fee of two dollars each, to be paid by the applicant: *Provided*, That nothing in this act shall prevent any person from extracting teeth with or without compensation, or in any manner interfere with any person who was engaged in the practice of dentistry in this state on the fourteenth day of May, one thousand eight hundred and eighty-one. The term of office of such board shall be five years.

[Approved February 22, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XVII.

AN ACT to amend and re-enact section six of chapter one of the acts of one thousand eight hundred and eighty-one, entitled, "An act fixing the time for holding the circuit courts of the several judicial circuits in this state, as amended by the fifteenth chapter of the acts of the legislature of one thousand eight hundred and eighty-two, passed February the eighth, one thousand eight hundred and eighty-two."

[Passed February 12, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section six of chapter one of the acts of one thousand eight hundred and eighty-one, as amended by chapter fifteen of the acts of the legislature, passed February the eighth, one thousand eight hundred and eighty-two, shall be amended and re-enacted so as to read as follows :

Section 6 of chapter 1, act 1881, as amended by chapter 15, acts 1882, amended and re-enacted.

6. For the county of Jackson, on the first day of March, the first day of August, and the first day of November in each year.

Sixth circuit: commencement of terms of court in Jackson county.

For the county of Roane, on the twenty-fifth day of March, the twenty-fifth day of August, and the twenty-fifth day of November in each year.

Roane.

For the county of Clay, on the second Monday in May, on the second Monday in September, and on the second Monday in December in each year.

Clay.

For the county of Calhoun, on the fifteenth day of February, the fifteenth day of June, and the fifteenth day of October in each year.

Calhoun.

And for the county of Gilmer, on the first day of February, the first day of June, and the first day of October in each year.

Gilmer.

[Approved February 22, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XVIII.

AN ACT to amend and re-enact section eight of chapter eighty-two of the code of West Virginia, as amended and re-enacted by chapter fifty-three of the acts of one thousand eight hundred and eighty-two.

[Passed February 14, 1883.]

Be it enacted by the Legislature of West Virginia :

**Code amended:** section 8 of chapter 82, as amended by chapter 53, Acts 1882.

1. That section eight of chapter eighty-two of the code of West Virginia, as amended and re-enacted by chapter fifty-three of the acts of one thousand eight hundred and eighty-two, be, and the same is hereby, amended and re-enacted so as to read as follows :

**When guardian not allowed disbursements beyond the annual income of ward's estate.**

8. No disbursement shall be allowed to any guardian, where the deed or will under which the estate is derived does not authorize it, beyond the annual income of the ward's estate, except in the following cases :

**Cases in which such disbursements may be allowed.**

*First*—When the ward is of such tender years or infirm health that he cannot be bound out as an apprentice, or no suitable person will take him as such ; or,

*Secondly*—When (although old enough to be bound out as an apprentice) it shall be deemed best for the ward that the principal of his personal estate, or a portion thereof, should be applied towards his education or maintenance. But the guardian shall, before thus applying any part of such principal, file his petition before the circuit court of the county in which he was appointed, for permission thus to apply the whole or a portion of said principal, in which petition he shall state the facts relied on by him to induce the court to grant the prayer of the petition. The court shall appoint a guardian *ad litem* for the ward, who shall answer the said petition.

**In such cases guardian must apply to circuit court by petition.**

**What petition must state.**

**Guardian *ad litem* to answer petition.**

**Court may grant or refuse such petition.**

**What credits not allowed guardian in settlement of his accounts.**

Upon the hearing of the case the court may grant or refuse the petition as to it may seem judicious and proper. No credit shall be allowed the guardian in the settlement of his accounts for expenditures for his ward under this section, except for disbursements of the annual income of his ward's estate, and for such amounts as the said court shall have first authorized to be expended of the principal of his personal estate, as hereinbefore provided.

[Approved February 22, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XIX.

AN ACT making appropriations of public money to pay members of the legislature, and for salaries of the officers of the government, in pursuance of the forty-second section of the sixth article of the constitution.

[Passed February 17, 1883.]

Be it enacted by the Legislature of West Virginia :

1. There shall be, and are hereby, appropriated for the fiscal year ending September thirtieth, one thousand eight hundred and eighty-three, the following sums for pay of members and officers of the legislature, and for salaries of the officers of the government.

Appropriations to pay members and officers of the legislature, and salaries of officers of government.

## LEGISLATIVE DEPARTMENT.

*Senate.*

To pay for mileage allowed to members of the senate for the session commencing on the tenth day of January, one thousand eight hundred and eighty-three, the sum of one thousand one hundred and twenty-five dollars.

To pay mileage of senators.

To pay *per diem* compensation of the twenty-six members of the senate from the tenth day of January to the twenty-third day of February, one thousand eight hundred and eighty-three, four thousand seven hundred and seventy dollars.

Per diem of senators.

To pay *per diem* compensation of the officers, clerks of committees, that is to say :

Per diem of officers, etc., of senate.

To the clerk of the senate, five hundred and fifty dollars.

To two assistant clerks of the senate, five hundred and forty dollars.

To three committee clerks, five hundred and forty dollars.

To four pages, three hundred and sixty dollars.

To the sergeant-at-arms, two hundred and twenty-five dollars.

To the doorkeeper, one hundred and eighty dollars.

*House of Delegates.*

To pay mileage of sixty-five members of the house of delegates, for the session commencing on the tenth day of January, one thousand eight hundred and eighty-three, the sum of two thousand seven hundred and fifty-two dollars and eighty cents.

To pay mileage of delegates.

To pay *per diem* compensation of the members of the house of delegates, from the tenth day of January to the twenty-third day of February, one thousand eight hundred and eighty-three, four thousand seven hundred and seventy dollars.

Per diem of delegates.



dred and eighty-three, eleven thousand seven hundred and ninety dollars.

Per diem of officers, etc., of house.

To pay *per diem* compensation of the officers, clerks of committees and pages, as follows :

Clerk of house of delegates, five hundred and fifty dollars.

To four assistant clerks, one thousand and eighty dollars.

To five committee clerks, nine hundred dollars.

To sergeant-at-arms, two hundred and forty dollars.

To the doorkeeper, one hundred and eighty dollars.

To pay five pages, four hundred and fifty dollars.

#### *Executive Department.*

To pay salaries of officers of the executive department.

To pay salary of the governor, two thousand seven hundred dollars.

To pay salary of the auditor, two thousand dollars.

To pay salary of the secretary of state, one thousand dollars.

To pay salary of the treasurer, one thousand four hundred dollars.

To pay salary of attorney general, one thousand three hundred dollars.

To pay salary of state superintendent of free schools, to be paid out of the general school fund, one thousand five hundred dollars.

#### *Librarian.*

To pay salary of librarian.

To pay salary of librarian and *ex-officio* adjutant general, one thousand one hundred dollars.

#### *Keeper of the Rolls.*

Keeper of rolls.

To pay salary of the keeper of the rolls, three hundred dollars.

#### *Janitor.*

Janitor.

To pay salary of janitor, one thousand dollars.

To pay compensation allowed by law to janitor for his services during the session of the legislature, one hundred and thirty-five dollars.

#### *Judicial Department.*

To pay salaries and mileage of judges.

To pay salaries of judges of the supreme court of appeals, eight thousand eight hundred and fifty dollars.

For deficit of 1882, one hundred dollars.

To pay salaries of judges of the circuit courts, twenty-five thousand two hundred dollars.

To pay compensation allowed by law to persons who hold the courts where the judges of the circuit court cannot act, seven hundred and fifty dollars.

To pay mileage of judges of the supreme court of appeals, seven hundred and fifty dollars.

To pay mileage of the judges of the circuit courts, one thousand eight hundred dollars.

To pay salary of clerk of the supreme court of appeals, one thousand dollars. To pay clerk of supreme court.

2. Be it further enacted, That there shall be, and is hereby, appropriated for the fiscal year ending September thirtieth, one thousand eight hundred and eighty-four, the following sums for the salaries of the officers of the government: Appropriations for fiscal year ending September 30, 1884, for salaries of officers of government.

*Executive Department.*

To pay salary of the governor, two thousand seven hundred dollars. To pay salaries of officers of the executive department.

To pay salary of the auditor, two thousand dollars.

To pay salary of secretary of state, one thousand dollars.

To pay salary of treasurer, one thousand four hundred dollars.

To pay salary of attorney general, one thousand three hundred dollars.

To pay salary of state superintendent of free schools, to be paid out of the general school fund, one thousand five hundred dollars.

*Librarian.*

To pay salary of librarian and *ex-officio* adjutant general, one thousand one hundred dollars. To pay salary of librarian.

*Keeper of the Rolls.*

To pay salary of the keeper of the rolls, three hundred dollars. Keeper of rolls.

*Janitor.*

To pay salary of janitor, one thousand dollars. Janitor.

*Judicial Department.*

To pay salaries of judges of the supreme court of appeals, eight thousand eight hundred and fifty dollars. To pay salaries and mileage of judges.

To pay salaries of judges of the circuit courts, twenty-five thousand two hundred dollars.

To pay compensation allowed by law to persons who hold the courts where the judge of the circuit court cannot act, seven hundred and fifty dollars.

To pay mileage of judges of the supreme court of appeals, seven hundred and fifty dollars.

To pay mileage of the judges of the circuit court, one thousand eight hundred dollars.

To pay salary of the clerk of the supreme court of appeals, one thousand dollars. To pay salary of clerk of supreme court.

Auditor au-  
thorized to pay

No money to  
be drawn be-  
yond amount  
appropriated,  
unless, etc.

But auditor  
may pay sal-  
aries of certain  
officers for ser-  
vices actually  
rendered, etc.

3. The auditor is hereby authorized and directed, when properly demanded, to issue his warrant on the treasury in the same manner he would be required to if each item of expenditure was directed to be paid to a creditor by name; and no money shall be drawn from the treasury for the purpose herein named, during the fiscal years ending September thirtieth, one thousand eight hundred and eighty-three and one thousand eight hundred and eighty-four, respectively, beyond the amount hereby appropriated, unless the same is authorized by the constitution or some general law. But the auditor may draw his warrant on the treasury in favor of the several officers whose salaries and compensation are provided for by this act, for services actually rendered by them during the first six months of the fiscal year, beginning on the first day of October, one thousand eight hundred and eighty-four, for an amount not to exceed in the aggregate one-half of the sum appropriated for the salary or compensation of such officers, respectively, for the year ending September thirtieth, one thousand eight hundred and eighty-four.

[Approved February 17, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER XX.

AN ACT to establish the independent school district of New Cumberland, in Hancock county.

[Passed February 17, 1883.]

Be it enacted by the Legislature of West Virginia :

Independent  
school district  
authorized to  
be established;  
boundary of.

1. The following described territory of Clay district, in the county of Hancock, including the town of New Cumberland and parts of school sub-districts contained within the following boundaries, to-wit: Beginning at the Ohio river, on the line dividing Clay and Poe districts; thence east with said district line to the east line of the lands of Alexander Morrow; thence southwardly with the east line of his lands and the lands of C. R. S. Hobbs, Alexander McCloud, Basil J. Dornan, John S. Swaney, William Ward, Hugh Suthrin, Abraham Wycoff, John Campbell and Martha D. Roseberry; thence eastwardly and southwardly with the lands of Irene F. Ballantine

(excluding the half acre of land on which the Shady (Glen school house is situated); thence with the south line of the lands of the said Irene F. Ballantine to the Ohio river; thence northwardly with the meanders of said river to the place of beginning, is hereby constituted an independent school district by the name of "The independent school district of New Cumberland," subject, however, to the approval of the voters of said Clay district, as provided in the next succeeding section.

Name of such district.

2. At the regular election for school district officers held next after the passage of this act, it shall be the duty of the board of education of said Clay district to submit to the voters thereof the question of the adoption or rejection of the provisions of this act, and all persons residing in said Clay district who are entitled to vote at such election, and no others, shall be entitled to vote on such question. The election shall be by ballot, and those voting in favor of the establishment of such independent district shall have written or printed on their tickets the words "For independent district," and those voting against the establishment thereof, shall have written or printed on their tickets the words "Against independent district." Said election and all elections held under this act shall be conducted and certified and the result thereof ascertained and declared in the manner prescribed by the general school law for the election of district school officers, and all the provisions of the election laws in this state, so far as they are applicable, shall be in force and govern such election, unless herein otherwise provided. In case the votes cast at said election in favor of said independent school district exceed the number cast against it, then this act and every thing herein contained shall be of full force and effect, otherwise the same shall be inoperative and void. At the said election there shall also be elected by the qualified voters residing in said proposed independent district, a board of education for the same, consisting of a president and two commissioners, who shall be a corporation by the name of the "Board of education of the independent school district of New Cumberland," and by that name may sue and be sued, plead and be impleaded, purchase and hold so much real estate and personal property as may be necessary for the purpose of this act, and without any transfer or conveyance they shall be deemed the owners of all real and personal property within the territory aforesaid, now held or owned for free school purposes, by the board of education of said Clay district, and they shall have all the powers, perform all the duties, and be subject to all the liabilities that belong to district boards of education and trustees under the general school law of this state, except as qualified and enlarged herein.

Question submitted to vote of the people, when.

Who may vote.

Election to be by ballot: what ballot to contain.

How election conducted, certified, etc.

Vote necessary to establish district.

Board of education: when elected.

Incorporation of such board.

Powers of such board.

What property to vest in such board.

Duties, liabilities, and further powers of board.

Term of office of board.	They shall hold their offices for the term of two years, beginning on the first day of July next after their election, and until their successors are elected and qualified according to law; and in the year one thousand eight hundred and eighty-five, and biennially thereafter, a new board shall be elected at the same time, and under the same regulations that other district school officers are elected; but nothing herein contained shall be construed to prohibit the re-election and eligibility of any member of such board for two or more terms. Vacancies in the board shall be filled for the unexpired term by appointment by the board. At the said election for the rejection or adoption of the provisions of this act as aforesaid, and at every election to be held under this act until the place of voting for school district officers for said Clay district be changed according to law, the same officers shall conduct the election for both of the aforesaid districts, but a separate set of poll books and a separate ballot box shall be kept and used for each district, and the name of every person voting shall be entered on the poll books, and his ballot deposited in the ballot box that shall be kept and used for the school district in which he resides.
When new board elected.	
Members of board eligible to re-election.	
Vacancies; how filled.	
What officers to conduct election.	
How poll books and ballot boxes to be kept, etc.	
What law to govern district, except, etc.	3. The independent school district of New Cumberland herein authorized to be established, shall conform to and be governed by the general school law in this state, except where it is otherwise provided by this act.
Power of board to make levies; for what.	4. The said board may annually levy the amount prescribed in the general school law, for "Teachers' fund," and also for "Building fund," and it shall have power to borrow money for the use of said "Building fund," but such loans shall at no time amount in the aggregate to more than can be paid by a levy of forty cents on every hundred dollars for five successive years on the assessed valuation of the taxable property of the district. Nor shall such loan be made until the question shall have been first submitted to a vote of the people and have received three-fifths of all the votes cast for and against the same at an election to be called by said board, after ten days' notice.
Power to borrow money; amount limited.	
Question to be first submitted to vote of the people, etc.	
Contracts for teaching in Clay district not to be interfered with.	5. The establishment of said independent school district shall not interfere with the contracts now made for teaching the several schools within said Clay district for the school year ending on the thirtieth-day of June, one thousand eight hundred and eighty-three; but the salaries of the several teachers, and the incidental expenses of running the several schools shall be paid out of the school levies and funds in the hands of the sheriff, levied or appropriated for that purpose, for said year. But all moneys remaining, whether belonging to the teachers' or building fund of Clay district, shall, at the expiration of
School moneys of Clay district unexpended; how divided.	

the present school year, be divided between the said Clay district and the said independent district, in proportion to the amount of taxable property in each of said districts; the latest available assessment for state and county purposes shall be taken as the basis of such settlement and division; and it shall be the duty of the boards of education of said districts to make such financial settlement on the first day of July, one thousand eight hundred and eighty-three.

Basis of such  
division and  
settlement.

When financial  
settlement  
made.

[Approved February 22, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER XXI.

AN ACT continuing justices in office in counties in which the districts have been changed by the county courts, and making their acts valid.

[Passed February 19, 1883.]

Be it enacted by the Legislature of West Virginia:

1. That in any county in which the county court has changed the districts so as to reduce the number of such districts, the justices who were in office at the time said change was made shall continue in office, for the term for which they were elected, as justices of the districts in which they respectively resided after said change of districts went into effect, and their official acts shall be as valid and binding as if said change had not been made; and the official acts of any such justice done before this act takes effect are hereby declared legal and valid.

Justices con-  
tinued in office  
where districts  
have been  
changed, and  
their acts made  
valid.

[Approved February 22, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XXII.

AN ACT for the relief of E. S. Buffington, deputy sheriff  
of Cabell county.

[Passed February 19, 1883.]

Preambles.

WHEREAS, E. S. Buffington, deputy sheriff of Cabell county, was conveying one William Edwards, a prisoner convicted of felony by the circuit court of Cabell county, at the November term, 1882, from the jail of said county to the penitentiary at Moundsville; and,

WHEREAS, The said prisoner, in attempting to make his escape, jumped from the train while in full speed and was killed; and,

WHEREAS, The law makes no provision for the expenses of the officer in such cases; therefore,

Be it enacted by the Legislature of West Virginia:

Appropriation  
to pay E. S.  
Buffington; for  
what.

1. That the auditor be directed to draw a warrant on the treasurer in favor of said Buffington for the amount actually expended by him in the conveyance and burial of said prisoner, including mileage to said Buffington for the distance traveled by him, amounting in all to the sum of \$136.90.

[Approved February 22, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XXIII.

AN ACT to regulate charges on horse railroads.

[Passed February 16, 1883.]

Be it enacted by the Legislature of West Virginia:

Charges on  
horse railroads  
regulated.

1. Any corporation operating a railroad wholly by horse power, may charge for transportation of passengers, with ordinary baggage not exceeding one hundred pounds in weight, eight cents per mile, and for children, between six and twelve years of age, one-half that rate; and for freight, two cents per hundred pounds per mile. Where, at these rates, the charges would be less than twenty-five cents, that sum may be charged. But this act shall not apply to any street or suburban railroad.

2. The right of the legislature to alter, modify or repeal this act, is hereby reserved. Right reserved to alter or repeal act.

[Approved February 23, 1882.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

CHAPTER XXIV.

AN ACT to amend and re-enact section eighty-nine of chapter twenty-nine of the code of West Virginia, as amended and re-enacted by section eighty-nine of chapter one hundred and sixty-one of the acts of one thousand eight hundred and eighty-two.

[Passed February 19, 1882.]

Be it enacted by the Legislature of West Virginia :

1. That section eighty-nine of chapter twenty-nine of the code of West Virginia, as amended and re-enacted by section eighty-nine of chapter one hundred and sixty-one of the acts of one thousand eight hundred and eighty-two, be, and the same is hereby, amended and re-enacted so as to read as follows : Code amended; section 89 of chapter 29, as amended by chapter 161, acts 1882.

89. Every assessor shall be entitled to receive in consideration of his services, to be paid out of the county treasury, as other claims against the county are paid, such reasonable compensation as the county court shall determine, not less than two hundred nor more than three hundred and fifty dollars per annum, and in addition thereto he shall be allowed a commission of three per centum on the amount of state and state school taxes assessed by him on the personal property of his county or assessment district; which allowance shall be in addition to the fees allowed in section eighty-seven of this chapter, and shall be in full for all services performed under the provisions of this chapter, including the extension of the levies for state, free school, county and district purposes. There may be allowed in Ohio county, to be paid out of the county treasury to the assessors of such county, such further sums respectively as to the board of commissioners of said county may seem just; and to each assessor in Kanawha county, such sum, not exceeding eight hundred dollars, as to the county court of said county may seem just; and to each assessor in Compensation of assessors. To be in addition to fees allowed in section 87; and in full for all services, etc. Special provisions as to assessors in Ohio, Kanawha and Marshall counties.



Compensation  
of clerk of  
county court;  
how paid.

Marshall county, such sum, not exceeding six hundred dollars, nor less than three hundred dollars, as to the county court of said Marshall county may seem just: *Provided*, That the whole amount allowed to the assessor of the district in which the greater part of the city of Wheeling is situated, shall not exceed thirteen hundred dollars, and the whole amount allowed to the other assessor in such county shall not exceed six hundred dollars. The clerk of the county court shall be entitled to receive such reasonable compensation for services rendered under this chapter, other than for making out the land books, as the county court may allow, to be paid out of the county treasury.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XXV.

AN ACT making an appropriation to pay Joseph Smith, of Jackson county, for supporting a witness for the state in a case of felony.

[Passed February 19, 1883.]

Preambles.

WHEREAS, It appears by a duly authenticated copy of the record of the circuit court of Jackson county, that one Dee Muncey, a witness for the state in a case of felony, was committed to the care and custody of Joseph Smith, of said county, in order to prevent her, the said Dee Muncey, from being given into the custody and keeping of the jailer of said county; and

WHEREAS, It appears from said copy of said record that the said Smith is entitled to the sum of seventy-two dollars and forty-five cents, for keeping the said Muncey as aforesaid; therefore,

Be it enacted by the Legislature of West Virginia:

Appropriation  
to pay Joseph  
Smith: for  
what.

1. That the said sum of seventy-two dollars and forty-five cents, be, and the same is hereby, appropriated, to be paid out of the state treasury, to pay the said Joseph Smith for keeping the said Dee Muncey as aforesaid.

Auditor au-  
thorized to pay

And the auditor is hereby directed to draw his warrant on the treasury in favor of said Smith, for the amount herein appropriated.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XXVI.

AN ACT to amend and re-enact section eight of chapter one of the acts of one thousand eight hundred and eighty-one, relating to the times of holding the terms of the circuit courts.

[Passed February 20, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section eight of chapter one of the acts of one thousand eight hundred and eighty-one, be amended and re-enacted so as to read as follows :

Acts of 1881, amended; section 8 of chapter 1 of.

8. The circuit court for the several counties of the eighth judicial circuit shall hereafter commence and be held as follows :

Circuit courts; commencement of terms in the eighth circuit.

For the county of Wayne, on the first Monday in February, the first Monday in June and the first Monday in September.

For the county of Wayne.

For the county of Lincoln, on the third Monday in February, the third Monday in June and the third Monday in September.

Lincoln.

For the county of Cabell, on the first Monday in March, the first Monday in August and the first Monday in December.

Cabell.

For the county of Logan, on the first Monday in April, the first Monday in July and the first Monday in October.

Logan.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XXVII.

AN ACT to amend and re-enact section one of chapter one hundred and twenty-one of the acts of one thousand eight hundred and seventy-seven, entitled, "An act authorizing the formation of corporations for the purpose of constructing booms or dams for the purpose of stopping and securing boats, rafts, logs, masts, spars, &c., in certain counties of the state," as amended and re-enacted by chapter thirty-nine of the acts of one thousand eight hundred and eighty-one, and by chapter twelve of the acts of one thousand eight hundred and eighty-two.

[Passed February 20, 1883.]

Be it enacted by the Legislature of West Virginia :

Section 1 of chapter 121, acts of 1877, as amended by chapter 39, acts of 1881, and by chapter 12, acts of 1882, amended and re-enacted.

1. That section one of chapter one hundred and twenty-one of the acts of one thousand eight hundred and seventy-seven, entitled, "An act authorizing the formation of corporations for the purpose of constructing booms or dams for the purpose of stopping and securing boats, rafts, logs, masts, spars, &c., in certain counties of this state," as amended and re-enacted by chapter thirty-nine of the acts of one thousand eight hundred and eighty-one, and by chapter twelve of the acts of one thousand eight hundred and eighty-two, be amended and re-enacted so as to read as follows :

Incorporation of companies for constructing booms or dams authorized; with in what counties.

1. That any number of persons, not less than five, may become an incorporated company for the purpose of constructing any boom or booms with or without piers, dam or dams, in the rivers, creeks, or other streams within any of the following counties in this state, to-wit: Gilmer, Greenbrier, Summers, Raleigh, Fayette, Mineral, Pocahontas, Pleasants, Nicholas, Webster, Lewis, Wetzel, Jackson, Wyoming, Tucker, Preston, McDowell, Randolph, Mercer, Logan, Calhoun and Cabell, which may be necessary for the purpose of stopping and securing boats, rafts, logs, masts, spars, lumber and other timber.

In what waters not to be constructed.

No such boom or dam shall be constructed in any of the rivers, creeks or other streams of the state which are navigated by steamboats at an ordinary stage of water above the places where such boom or dam is proposed to be located.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

CHAPTER XXVIII.

AN ACT to amend and re-enact sections six and twenty-one of chapter eighty-seven of the code of West Virginia, as amended and re-enacted by chapter sixty-eight of the acts of one thousand eight hundred and eighty-two.

[Passed February 21, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That sections six and twenty-one of chapter eighty-seven of the code of West Virginia, as amended and re-enacted by chapter sixty-eight of the acts of one thousand eight hundred eighty-two, be amended and re-enacted so as to read as follows :

Code amended; sections 6 and 21 of chapter 87, as amended by chapter 68, acts 1882.

6. Each county court shall appoint not more than two persons who shall be known as the commissioners of accounts. The clerk of the county court in each county in which there exists a separate tribunal for police and fiscal purposes, created under article eight, section thirty-four of the constitution of one thousand eight hundred and seventy-two, shall likewise appoint some person who shall be known as the commissioner of accounts. The said commissioners of accounts shall have general supervision over all fiduciaries qualified in their county, and shall make all *ex parte* settlements of the accounts of said fiduciaries. Each commissioner shall have power to summon and compel the attendance of witnesses, to swear and examine witnesses, take their depositions, and certify their testimony; and each commissioner shall also be a conservator of the peace. When from any cause either of the commissioners of accounts is disqualified, or unable to act as to any account or accounts before him for settlement, the court or clerk may appoint some other person to act in his stead with reference to such account or accounts, and such person as to them shall have the powers and compensation, and discharge the duties of the commissioners of accounts. A state-

Commissioners of accounts; how appointed and how many

Their duties as to fiduciaries and their accounts.

Powers of such commissioners as to witnesses and their testimony.

To be conservators of the peace.

When disqualified or unable to act; how provided for.

Compensation, duties, etc., in such cases.

What statement fiduciary to exhibit before commissioner: when and where.

What statement trustee to lay before commissioner: when and where.

Commissioner's duty in relation thereto.

Failure of fiduciary: how proceeded against: penalty.

Proceedings of court in relation to commissioners' report.

Clerk's duty as to recording report.

Vouchers: when commissioner may return to party.

ment of all the money which any personal representative, guardian, curator or committee, shall have received or become chargeable with or have disbursed, within one year from the date of the order conferring his authority, or within any succeeding year, together with the vouchers for such disbursements, shall, within six months after the end of every such year, be exhibited by him before a commissioner of accounts in the county wherein the order was made conferring his authority; and a statement of all the money which any trustee, other than a trustee acting under a trust created to secure the payment of debts or to indemnify a surety, shall have received or become chargeable with or have disbursed, within a year from the date of receiving any money under the provisions of such trust, or within any succeeding year, together with vouchers for such disbursements, shall be laid by him before a commissioner of accounts of the county wherein the instrument creating the trust was first recorded; and the said commissioner shall state, settle and report to the court or clerk appointing him, an account of the transaction of any such fiduciary, as provided by law. If any such fiduciary fail to make such exhibit, the clerk of the county court, the commissioner of accounts and the circuit court, shall proceed against him in like manner, and the court shall impose the same penalty as is herein provided in cases where fiduciaries fail to return inventories of their respective estates.

21. The court, at its first term after the report may have been filed in the office of its clerk, shall examine the same, with such exceptions thereto as may be filed at any time before such examination. It shall correct any error which may appear on the exceptions, and any appearing on the face of the accounts, whether excepted to or not; and to this end may recommit the report to either of the commissioners of accounts, as often as it sees cause, or it may confirm it in whole or in a qualified manner. The clerk shall, in a book kept for the purpose, record every report which may be so confirmed, and at the foot of it the order of confirmation. Any voucher or other evidence remaining with the commissioner at the time of such confirmation, and not wanted for any further matter of inquiry before him, shall be returned by him to the party who filed the same.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each House, by a vote taken by yeas and nays, having so directed.

CHAPTER XXIX.

AN ACT amending and re-enacting the first section of the charter of the town of Martinsburg.

[Passed February 21, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section one of an act passed February twenty-ninth, one thousand eight hundred and sixty-eight, entitled, "An act amending and re-enacting the charter of the town of Martinsburg," as amended and re-enacted by an act passed February twenty-eighth, one thousand eight hundred and seventy-two, as amended and re-enacted by an act passed March twenty-seventh, one thousand eight hundred and eighty-two, be, and the same is hereby, amended and re-enacted so as to read as follows :

Section 1 of acts 1868, relating to charter of Martinsburg; as amended by acts 1872, and by acts 1882, amended and re-enacted.

1. On the fourth Monday in May, one thousand eight hundred and eighty-four, and on the same day in every alternate year thereafter, the voters of the town of Martinsburg, in the county of Berkeley, qualified to vote for members of the legislature, who shall have resided within said town for one year next preceding the election, shall elect a fit and proper person, being a free-holder and resident of said town, to serve as mayor thereof, for the period of two years, or until his successor be duly elected and qualified; and if from any cause an election cannot be held at the time appointed by this act, the mayor and council are hereby authorized and required to order an election to fill all existing vacancies, after ten days' notice by proclamation published in one or more newspapers in the said town, and posted at, at least, one public place in each ward: *Provided*, That this act shall not take effect until first submitted and ratified by a majority of the legal voters residing within the corporate limits of the town of Martinsburg, eligible to vote for members of the legislature, and who have resided within said corporate limits for one year next preceding said election, and shall be submitted at the first election held within said corporation: and this act shall not take effect until thus submitted and adopted.

Town of Martinsburg; election of Mayor for, when; who may vote.

Period for which elected.

If from any cause an election cannot be held as provided: what then.

Act not to take effect until ratified: how and when.

Who may vote.

2. All acts and parts of acts coming within the purview of this act, and inconsistent therewith, are hereby repealed.

Acts repealed.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XXX.

AN ACT to amend and re-enact section five of chapter fifty-two of the code of West Virginia, as amended by chapter eighty-eight of the acts of one thousand eight hundred and seventy, concerning corporations generally.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

Code amend-  
ed; section 5 of  
chapter 52, as  
amended by  
chapter 88, acts  
1870.

1. That section five of chapter fifty-two of the code of West Virginia, as amended by chapter eighty-eight of the acts of one thousand eight hundred and seventy, be, and the same is hereby, amended and re-enacted so as to read as follows :

When and for  
what purpose  
corporations  
may enter  
upon the lands  
of others.

5. Any company incorporated for a work of internal improvement may, by its officers, servants, or agents, enter upon lands for the purpose of examining the same, and surveying and laying out such as may seem fit to any officer or agent authorized by it, provided no injury be done to the owner or possessor of the land. But no company shall, under the authority of this section, throw open fences or enclosures on any land, or construct its work through the same or in any way injure the property of the owner or possessor, without his consent, or until the same may have been legally appropriated to the use of the company, as is provided by the laws of the state of West Virginia, relating to the condemnation and appropriation of private property for the use of companies incorporated for internal improvements. But no company under this act shall invade the dwelling house of any person, or any space within sixty feet thereof, without the consent of the owner, unless it be absolutely necessary for the construction of such road, by reason of its passing through a narrow gorge, defile or narrow space: *Provided*, That this act shall not apply to any city or incorporated town. *And provided, further*, That any company, which may have heretofore actually commenced the location of its road, may invade any space twenty feet from the dwelling house of any person or invade a nearer space, or such house, when by reason of the location of such road in or through a narrow gorge, defile or narrow space, or along or near to any stream, river or bluff, such invasion is necessary for the construction of such road.

Property not to  
be taken or in-  
jured without  
consent of  
owner, or un-  
less legally  
appropriated.

When dwell-  
ing house, etc.,  
may be in-  
vaded.

Act not to ap-  
ply to cities or  
towns.

Provision as to  
companies  
which have  
actually com-  
menced loca-  
tion of their  
road.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

CHAPTER XXXI.

AN ACT making appropriations of public money to pay general charges upon the treasury.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. There shall be, and are hereby, appropriated out of the state fund for the fiscal year ending September the thirtieth, one thousand eight hundred and eighty-three, the following sums for purposes as follows, viz :

Appropriations to pay general charges: fiscal year ending September 30, 1883.

*Penitentiary.*

For the support of convicts and pay of guards at the penitentiary, seven thousand dollars.

For the penitentiary.

For salary of superintendent, one thousand five hundred dollars.

For salary of clerk, one thousand one hundred dollars.

For salary of commissary, nine hundred dollars.

For salary of physician, five hundred dollars.

For salary of chaplain, one hundred and fifty dollars.

For furniture and repairs of buildings, five hundred dollars.

For heating dry-house and shop No. 3, six hundred and sixty-eight dollars and seventy-five cents.

For balance for rebuilding shop No. 3, destroyed by fire on April twentieth, one thousand eight hundred and eighty-two, three thousand and forty-seven dollars and twenty-five cents.

For insurance on shop No. 3, two hundred dollars.

The foregoing appropriations for the penitentiary are to be drawn from the treasury upon requisition of the board of directors, addressed to the auditor, as the same may be required.

How drawn and paid.

*Criminal Charges.*

For criminal charges, fifty-three thousand dollars.

For criminal charges.

*Lunatics in Jails.*

For support of lunatics in jails, ten thousand dollars.

For lunatics in jails.

*Normal Schools.*

For the support of the normal school and its branches, the sum of eight thousand dollars, to be paid according to the provisions of section ninety-six of chapter forty-five of the code, as amended and re-enacted by chapter fifteen of the acts of one thousand eight hundred and eighty-one,

For the normal school and its branches.



For repairs to Marshall college building, three hundred dollars.

For repairs to Shepherd college building, five hundred dollars.

Expenses of regents.

For expenses of regents, three hundred dollars.

*The University.*

For the university.

For the expenses of the regents of the West Virginia university, five hundred dollars.

For contingent expenses of the university, three thousand five hundred dollars.

For salaries of teachers at the university, ten thousand dollars.

For repairs at the university, five hundred dollars.

How drawn and paid.

The foregoing appropriations for the university to be drawn from the treasury upon orders of the executive committee, addressed to the auditor, except that the "expenses of the regents" shall be paid on the order of the governor.

*Institution for the Deaf, Dumb and Blind.*

For institution for deaf, dumb and blind.

For the current expenses of the institution for the deaf and dumb and the blind, twenty-three thousand four hundred and fifty dollars.

For transportation of indigent pupils, seven hundred dollars.

How drawn and paid.

The foregoing appropriations for the institution of the deaf, dumb and blind to be drawn from the treasury upon the orders of the board of directors, addressed to the auditor.

*Hospital for the Insane.*

For hospital for insane.

For current expenses of the hospital for the insane, seventy-eight thousand nine hundred and thirty-six dollars.

For transportation of patients, four thousand five hundred dollars.

For repairing, roofing and tin-piping to hospital for insane, three hundred and fifty dollars.

For repairing, heating and steam apparatus, one thousand dollars.

For carpenter's department for hospital for insane, one thousand five hundred and fifty dollars.

For new laundry department, apparatus, two thousand dollars.

For library for hospital for insane, three hundred dollars.

For furnishing fund, two thousand dollars.

For ice house, one thousand five hundred dollars.

For furniture, one thousand dollars.

For general repair fund, two thousand dollars.

To refund to current expense fund amount borrowed for transportation of patients during the year one thousand eight hundred and eighty-two, one thousand and sixteen dollars and sixty-five cents.

The foregoing appropriations for the hospital for the insane to be drawn from the treasury upon the order of the board of directors, addressed to the auditor, at the beginning of each month, in such amounts as may be then needed. How and when paid.

*Contingent Legislative Expenses.*

For contingent expenses of the Senate, five hundred dollars. For contingent legislative expenses.

For contingent expenses of the house of delegates, seven hundred and sixty-six dollars and sixteen cents.

*Executive Department.*

For civil contingent fund, eight thousand dollars.

For contingent expenses of auditor's office, and pay of extra clerks, one thousand five hundred dollars. For contingent expenses of executive departments: adjutant general and librarian.

For contingent expenses of treasurer's office, three hundred dollars.

For contingent expenses of secretary of state's office, eight hundred dollars.

For contingent expenses of attorney general, two hundred dollars.

For contingent expenses of state librarian, one hundred dollars.

For contingent expenses of adjutant general, one hundred dollars.

The foregoing appropriations to be drawn upon the requisitions or orders of the officers to whom said funds are respectively appropriated. How paid.

*Salaries of Clerks.*

To pay salary of private secretary of the governor, one thousand dollars. For pay of clerks in the executive departments.

To pay salary of clerk to secretary of state, one thousand two hundred dollars.

To pay salary of clerk in treasurer's office, one thousand two hundred dollars.

To pay salaries of clerks in auditor's office, five thousand six hundred dollars.

To pay salary of clerk in attorney general's office, one thousand dollars.

To pay salary of clerk in the office of state superintendent of free schools, to be paid out of the general school fund, one thousand dollars.

*Capitol Building.*

For capitol building.

For capitol building, at Charleston, for eighteen hundred and eighty-three, thirtythousand dollars, to be drawn upon the order of the board of public works.

*Judicial Department.*

For judicial department.

For contingent expenses of courts, two thousand dollars.

Printing reports.

For printing and binding the supreme court reports, three thousand dollars.

*Overpaid Taxes.*

To refund overpaid taxes.

For refunding over payments made at the treasury on account of taxes, licenses, fines and commissions, to be paid out of the fund into which the payment was made, upon such form of voucher as may be prescribed by the auditor, two thousand dollars.

*Erroneous Assessments.*

To refund taxes erroneously assessed.

For refunding taxes erroneously assessed, collected and paid into the treasury, to be paid out of the fund into which the taxes were paid, five hundred dollars.

*County and District Taxes.*

To refund county and district taxes for redemption of lands.

For refunding to counties, county and district taxes paid into the treasury for the redemption of lands, such amount is hereby appropriated as will be necessary to refund to the counties entitled thereto the taxes so paid into the treasury. For refunding county, district and municipal taxes paid into the treasury by railroad companies, such sum is hereby appropriated as will be necessary to refund to each county, district and municipal corporation the amount of such taxes as may be paid into the treasury to the credit of such county, district and municipal corporation.

For refunding county, district and municipal corporations.

*Public Printing.*

For public printing and stationery.

For public printing and binding, twenty-two thousand dollars.

For supplying stationery and printing paper for state use, fourteen thousand dollars.

*Civil Suits.*

For civil suits, etc.

For expenses of civil suits and pay of state agents, one thousand dollars,

*Fish Commissioners.*

To pay expenses of fish commissioners, five hundred dollars. Fish Commissioners.

*Vaccine Agents.*

To pay salary of vaccine agents, to be drawn upon the order of the governor, one hundred and fifty dollars. To pay vaccine agents.

*Interest.*

To pay interest on money borrowed of the school fund, seven thousand six hundred and fifty dollars. To pay interest.

*Miscellaneous.*

To pay Samuel Voltz for extra labor employed in preparing the halls of the house of delegates and the senate chamber for the use of the legislature, and two dollars per day during the session of the legislature for extra labor, one hundred and fifty-three dollars. To pay Samuel Voltz.

To pay expenses of commissioners appointed to locate the boundary line between this state and Pennsylvania in pursuance of the provisions of chapter sixty-eight of the acts of one thousand eight hundred and seventy-nine, one thousand dollars. To pay expenses of commissioners to locate boundary line.

For purchase of books for state library at Wheeling, five hundred dollars; to be drawn on the order of the supreme court of appeals, and expended under the direction of the court. For books for library. How drawn.

To refund to W. J. Johnston, late contractor for printing, the amount paid by him for discount on bills for printing and binding, for which no appropriation was made, two hundred and seventeen dollars and thirty-three cents. To refund to W. J. Johnston.

To pay amount due the school fund, on account of the use for general purposes of the amount of taxes collected on the revenues of corporations from April twelfth, one thousand eight hundred and seventy-three, to December, one thousand eight hundred and seventy-five, eleven thousand two hundred and forty-seven dollars and ten cents. To pay amount due school fund; for what.

To pay interest thereon from January first, one thousand eight hundred and seventy-four, to July first, one thousand eight hundred and eighty-three, six thousand four hundred and ten dollars and eighty-five cents. To pay interest on same.

2. Be it further enacted, That there shall be, and are hereby, appropriated out of the state fund for the fiscal year ending September thirtieth, one thousand eight hundred and eighty-four, the following sums for purposes as follows, viz: Appropriations to pay general charges for fiscal year ending Sept. 30, 1884.

*Penitentiary.*

For the penitentiary.

For the support of convicts and pay of guards at the penitentiary, four thousand dollars.

For salary of superintendent, one thousand five hundred dollars.

For salary of clerk, one thousand one hundred dollars.

For salary of commissary, nine hundred dollars.

For salary of physician, five hundred dollars.

For salary of chaplain, one hundred and fifty dollars.

For furniture and repairs, one thousand dollars.

For insurance on shops, three hundred and fifty-five dollars.

For insurance on laundry, thirty-five dollars.

How drawn and when paid

The foregoing appropriations for the penitentiary are to be drawn from the treasury upon requisitions of the board of directors, addressed to the auditor, as the same may be required.

*Criminal Charges.*

For criminal charges.

For criminal charges, fifty-three thousand dollars.

*Lunatics in Jails.*

For lunatics in jails.

For support of lunatics in jails, eight thousand dollars.

*Institution for the Deaf, Dumb and Blind.*

For institution for deaf, dumb and blind.

For current expenses of the institution for the deaf, dumb and blind, twenty-three thousand dollars.

For transportation of indigent pupils, seven hundred dollars.

For insurance on building, four hundred and ninety dollars.

How paid.

The foregoing appropriations for the institution for the deaf, dumb and blind, to be drawn from the treasury, upon the orders of the board of directors addressed to the auditor.

*Normal Schools.*

For the normal school and its branches.

For the support of the normal school and its branches, the sum of eight thousand dollars, to be paid according to the provisions of section ninety-six of chapter forty-five of the code, as amended and re-enacted by chapter fifteen of the acts of one thousand eight hundred and eighty-one.

Expenses of regents.

For expenses of regents, three hundred dollars.

*The University.*

For the university.

For expenses of the regents of the West Virginia university, five hundred dollars.

For contingent expenses of the university, three thousand five hundred dollars.

For salaries of teachers at the university, ten thousand dollars.

For repairs at the university, five hundred dollars.

The foregoing appropriations for the university to be drawn from the treasury upon orders of the executive committee, addressed to the auditor, except that the "expenses of the regents" shall be paid on the order of the governor. How paid.

*Hospital for the Insane.*

For current expenses of the hospital for the insane, seventy-eight thousand nine hundred and thirty-six dollars. For hospital for insane.

For transportation of patients, four thousand five hundred dollars.

For carpenter's department, one thousand five hundred and fifty dollars.

For furnishing fund, two thousand dollars.

For general repair fund, two thousand dollars.

For insurance on building, one thousand four hundred and fifty dollars.

The foregoing appropriations for the hospital for the insane, to be drawn from the treasury upon the orders of the board of directors, addressed to the auditor, at the beginning of each month, in such amounts as may be then needed. How and when paid.

*Executive Department.*

For civil contingent fund, eight thousand dollars.

For contingent expenses of auditor's office and pay of extra clerks, one thousand five hundred dollars. For contingent expenses of executive departments: adjutant general and librarian.

For contingent expenses of treasurer's office, three hundred dollars.

For contingent expenses of secretary of state's office, eight hundred dollars.

For contingent expenses of attorney general's office, two hundred dollars.

For contingent expenses of state librarian, one hundred dollars.

For contingent expenses of adjutant general, one hundred dollars.

The foregoing appropriations to be drawn upon the requisition or orders of the officers to whom said funds are respectively appropriated. How paid.

*Salaries of Clerks.*

To pay salary of private secretary to the governor, one thousand dollars.

To pay salaries of clerks in executive departments.

To pay salary of clerk to secretary of state, one thousand two hundred dollars.

To pay salary of clerk in treasurer's office, one thousand two hundred dollars.

To pay salaries of clerks in Auditor's office, five thousand six hundred dollars.

To pay salary of clerk in attorney general's office, one thousand dollars.

To pay salary of clerk in the office of the state superintendent of free schools, to be paid out of the general school fund, one thousand dollars.

#### *Capitol Building.*

For capitol building.

For the construction of capitol building, at Charleston, twenty thousand two hundred and forty-seven dollars; to be drawn upon the order of the board of public works.

How paid.

#### *Judicial Department.*

For contingent expenses of courts, and printing, etc. reports.

For contingent expense of courts, two thousand dollars.

For printing and binding supreme court reports, three thousand dollars.

#### *Overpaid Taxes.*

For refunding overpaid taxes.

For refunding over-payments made at the treasury on account of taxes, licenses, fines and commissions, to be paid out of the fund into which the payment was made, upon such form or voucher as may be prescribed by the auditor, two thousand dollars.

#### *Erroneous Assessments.*

For refunding taxes erroneously assessed, etc.

For refunding taxes erroneously assessed, collected and paid into the treasury, to be paid out of the fund into which the taxes were paid, five hundred dollars.

#### *County and District Taxes.*

For refunding county and district taxes for redemption of land.

For refunding to counties, county and district taxes paid into the treasury for the redemption of land, such amount is hereby appropriated as will be necessary to refund to the counties entitled thereto the taxes so paid into the treasury.

For refunding county, etc., and municipal taxes paid by railroads.

For refunding county, district and municipal taxes paid into the treasury by railroad companies, such sum is hereby appropriated as will be necessary to refund to each county, district and municipal corporation the amount of such taxes as may be paid into the treasury to the credit of such county, district and municipal corporation.

*Public Printing.*

For public printing and binding, nine thousand dollars. For printing, stationery, etc.  
 For supplying stationery and printing paper for state use, ten thousand dollars.

*Civil Suits.*

For expenses of civil suits and pay of state agents, one thousand dollars. For civil suits.

*Fish Commissioners.*

To pay expenses of fish commissioners, five hundred dollars. Fish commissioners.

*Vaccine Agents.*

To pay salary of vaccine agents, to be drawn upon the order of the governor, one hundred and fifty dollars. To pay vaccine agents.

*Interest.*

To pay interest on money borrowed of the school fund, seven thousand six hundred and fifty dollars and sixty-nine cents. To pay interest.

3. Be it further enacted, That no sums of money shall be paid out of the treasury during the fiscal years ending on the thirtieth day of September, one thousand eight hundred and eighty-three and one thousand eight hundred and eighty-four, beyond the amounts hereby appropriated, unless the same be provided for by the constitution or some general law. But in addition to the sums hereby appropriated for each of said fiscal years, the auditor may, after the expiration of said fiscal year, ending on the thirtieth day of September, one thousand eight hundred and eighty-four, and during the first six months of the fiscal year beginning on the first day of October, one thousand eight hundred and eighty-four, make payments to the following institutions, officers and persons, upon proper vouchers, of sums of money not exceeding in the aggregate one-half of the amount appropriated for the same purposes for the fiscal year ending September thirtieth, one thousand eight hundred and eighty-four, that is to say: for the support of convicts and pay of guards at the penitentiary; for salary of officers of the penitentiary; for criminal charges; for the support of lunatics in jails; for the pay of teachers at university; for current expenses of the institution of the deaf, dumb and blind; for current expenses of the hospital for the insane; for contingent expenses of the different executive officers, and of the library and adjutant general; for pay of clerks in the executive offices; for

No money to be paid beyond appropriations.

Exception. What payments may be made to public institutions, officers, etc., after end of fiscal year.



printing and binding supreme court reports; for refunding overpaid taxes, and for taxes erroneously assessed, and for public printing and binding, and for supplying stationery; and during the said six months the auditor may pay all proper charges for refunding to counties and districts, taxes for county and district purposes upon lands redeemed at the auditor's office; and, also, taxes assessed against railroads for county and district purposes, which may be presented to him for payment. And there are hereby appropriated out of the state fund for the year ending September thirtieth, one thousand eight hundred and eighty-five, sums sufficient to make the payments authorized by this section.

Appropriation  
make such  
payments.

Superintend-  
ents of public  
institutions to  
furnish item-  
ized accounts;  
of what; to  
whom.

What state-  
ment by treas-  
urer, etc., of  
public institu-  
tions to accom-  
pany warrant,  
etc., on auditor

Disbursing  
officers of con-  
tingent funds;  
what account  
to furnish leg-  
islature.

4. The superintendents of the several public institutions of this state shall furnish to the board of directors and regents of their respective institutions, itemized accounts of all money paid out on account of appropriations for contingent expenses and repairs, and when audited and allowed, the directors and regents, respectively, shall include such itemized accounts in their reports as are directed by law to be made. Every warrant or requisition upon the auditor for any part of the moneys herein and hereby appropriated for the penitentiary, the university, the hospital for the insane, and the institution for the deaf, dumb and blind, shall be accompanied by a statement of the treasurer or financial officer of such institution, showing how much money is in his hands to the credit of such institution on the day such draft or requisition is forwarded for payment. And the disbursing officers of the various contingent funds are hereby required to furnish the succeeding legislature an itemized account of the distribution of said funds.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER XXXII.

AN ACT to amend and re-enact section one of chapter sixty of the code of West Virginia, as amended and re-enacted by chapter one hundred and fifteen of the acts of one thousand eight hundred and eighty-two, concerning fences.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section one of chapter sixty of the code of West Virginia, as amended and re-enacted by chapter one hundred and fifteen of the acts of one thousand eight hundred and eighty-two, be amended and re-enacted so as to read as follows :

Code amended; section 1 of chapter 60, as amended by chapter 115, acts 1882.

1. Every fence of the height and description herein-after mentioned, shall be deemed a lawful fence as to any stock named in the third section, which could not creep through the same, that is to say :

Lawful fences; kind and height of.

I. If built of common rails, known as the worm fence, four and one-half feet high.

II. If built with posts and rails, or posts and plank, or pickets, four feet high.

III. If built with stone, two feet wide at the base, three and one-half feet high.

IV. If a hedge fence, four feet high. If any such fence be built upon a mound, the same from the bottom of the ditch shall be included in estimating the height of the fence.

V. If built with posts and rails, or posts and plank, or pickets, or posts and barbed wire, four feet high. If made of barbed wire, shall consist of not less than five strands, the first strand eight inches, the second strand fifteen inches, the third strand twenty-four inches, the fourth strand thirty-six inches, and the fifth strand forty-eight inches, from the ground; upon the fourth strand shall be placed blocks not less than two inches square and not more than two feet apart; or in place of the fourth wire a plank may be used, not less than six inches wide and one inch thick.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER XXXIII.

AN ACT to provide for the payment of state school funds to Mason county.

[Passed February 22, 1883.]

Preambles.

WHEREAS, The county superintendent of free schools in Mason county, in making his last enumeration report for said county, was led into error by misunderstanding the report of the secretary of the board of education of Graham district in said county; and,

WHEREAS, On account of such error, the number of youths in said district, as reported by the county superintendent, was two hundred and twenty-seven less than the actual number reported by the secretary of said district; and,

WHEREAS, In consequence of said error, the county was deprived of its just proportion of the state school fund; therefore,

Be it enacted by the Legislature of West Virginia :

Payment of  
State school  
fund to Mason  
county; how  
and when.

1. That the auditor is hereby authorized and instructed to draw his warrant on the state treasurer, payable from the state school fund, for the sum of two hundred and seventy-four dollars and sixty-seven cents, in favor of the school fund of Mason county, to be paid to the sheriff of said county, on the proper requisition of the county superintendent.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XXXIV.

AN ACT to amend and re-enact sections twenty-two and twenty-three of chapter forty-four of the code of West Virginia, as amended by chapter one hundred and fifty-nine of the acts of one thousand eight hundred and eighty-two.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That sections twenty-two and twenty-three of chap-

ter forty-four of the code of West Virginia, as amended by chapter one hundred and fifty-nine of the acts of one thousand eight hundred and eighty-two, be and the same is hereby, amended and re-enacted so as to read as follows:

Code amended: sections 22 and 23 of chapter 44, as amended by chapter 159, acts 1882.

22. Corporations may be formed under the provisions of the first twenty-four sections of chapter fifty-four of this code for the purpose of bridging the Ohio river. Any such corporation or any railroad corporation is hereby authorized to construct and maintain a bridge across said river, in the manner now, or which may hereafter be, provided by the congress of the United States, and upon complying with the requirements, conditions and provisions so prescribed, and not otherwise; and such corporation is authorized to take tolls for the passage of persons, railroad cars, engines, vehicles and other things passing on and over such bridge.

Bridging Ohio river; corporations may be formed for; authority to bridge; how and by whom.

Authority to collect tolls.

Any such corporation may obtain the real estate necessary for the construction of its bridge and the approaches thereto, under the provisions of chapter forty-two of this code, and may purchase from any other corporation which may have taken steps toward the erection of a bridge in the manner aforesaid, all the rights, franchises and property it may have acquired; subscriptions to the stock or bonds of any such corporation may be made by counties, districts and municipal corporations, in the manner provided for in chapter thirty-nine of this code; and subscriptions may be made thereto by other corporations, including railroad corporations, with the assent of the holders of two-thirds of the stock of any such corporation, at any general or special meeting of its stockholders.

May obtain real estate for construction of bridge and approaches thereto.

May purchase rights, etc.; what.

Subscriptions to stock, etc.; how and by whom made.

The provisions of this section as to the building of a railroad bridge across the Ohio river shall extend to and include the Great Kanawha and the Big Sandy rivers; and no railroad bridge, except as has been or may be provided by law, shall be built over either of said rivers in any way or manner than is or shall be provided by the congress of the United States, as to the Ohio river.

Provisions of section, as to railroad bridges, to extend to the Great Kanawha and Big Sandy rivers.

23. Every bridge across the Ohio river hereafter erected or commenced, wholly or in part within the jurisdiction of this state, contrary to the provisions of the next preceding section, and every railroad bridge across the Great Kanawha or Big Sandy river hereafter erected or commenced, wholly or in part within the jurisdiction of this state, contrary to the provisions of the next preceding section, shall be deemed a public nuisance, and so far as the same is within the said jurisdiction, may be abated and the construction thereof prevented and enjoined by presentment, indictment, or bill in equity in

When bridge across Ohio river, and railroad bridge across certain other rivers, deemed nuisances, and may be abated.

How construction of prevented, etc.

the name of the state, or other remedy appropriate to the cause.

Duty of attorney general and prosecuting attorneys in relation thereto.

And it shall be the duty of the attorney general, as well as of the prosecuting attorney of the proper county, to cause proper proceedings to be instituted and prosecuted to abate, prevent and enjoin such work, as soon as they shall be credibly informed that the same has been or is about to be commenced.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XXXV.

AN ACT changing the boundary line of the counties of Calhoun and Gilmer, and annexing to Calhoun county a portion of the county of Gilmer.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

Boundary line between Calhoun and Gilmer counties changed; annexing to the former a portion of the latter.

1. That so much of the boundary lines of Gilmer county as are on, and between the Straight fork of the Bear fork of Steer creek and the main fork of said Bear fork, be changed and established so as to read as follows: Beginning at the county line where the line between the lands claimed by W. S. Stump and the heirs of Alexander H. Stump, crosses the "Long straight" of the Gilmer, Ripley and Ohio turnpike, and running thence with said line south forty-one degrees, east eighty poles to the corner of lands claimed by Wallace and Bennett on the dividing ridge between the said straight and main forks of Bear fork; thence with the line of said Wallace and Bennett south forty degrees, west two hundred and sixty poles to the corner of lands claimed by S. E. Phillips; thence south forty degrees, west three hundred and ten poles to a locust, corner of a fifty acre tract claimed by Henry C. Lockney; thence south forty degrees, west two hundred and thirty poles to a corner of a sixty-three acre tract of land claimed by said Lockney; thence south forty degrees, west four hundred poles to the present county line between said counties on the dividing ridge between the waters of Crummie's creek and the said Bear fork; and the lines of the said counties of Calhoun and Gilmer, are hereby changed and established so as to conform to

the changes herein made in the lines of said counties, and the territory embraced in the lines as hereinbefore recited shall constitute and be a part of the county of Calhoun.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

### CHAPTER XXXVI.

AN ACT to prohibit the obstruction of the public streams of this state by falling and leaving timber in the same.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That any person who shall fall timber and permit the same to remain in any of the streams of this state, that have been or may hereafter be declared public highways in the manner provided by law, that will obstruct the running of boats, rafts, staves, ties or timber of any kind, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined not less than ten nor more than one hundred dollars for each offense.

Obstruction of public streams prohibited, by falling and leaving timber in same.

Penalty.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

### CHAPTER XXXVII.

AN ACT to authorize railroad corporations, to become surety for or guarantee the debts of railroad companies.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. Any railroad company may, with the assent of the holders of two-thirds of its stock, had by a vote at a stockholders' meeting, become surety for, or guarantee

Railroad corporations authorized to become surety for, or guarantee debts, etc., of railroad companies; how.

Not authorized to consolidate stock, etc., with parallel or competing lines; nor to obtain possession of such lines by lease, etc.

the bonds, stock or debt, of such railroad company, or in any other manner, aid such railroad company in the construction of its railroad, or other works or improvements, and with like consent, may lease its road to any other railroad corporation within this state.

2. This act shall not be construed to authorize any railroad corporation to consolidate its stock, property or franchise, with any other railroad owning a parallel or competing line, nor to obtain the possession or control of such parallel or competing line by lease or other contract.

[Approved February 23, 1853.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XXXVIII.

AN ACT to amend and re-enact section eleven of chapter one hundred and five of the code of West Virginia, as amended and re-enacted by chapter ninety-five of the acts of one thousand eight hundred and eighty-two.

[Passed February 22, 1853.]

Be it enacted by the Legislature of West Virginia :

Code amended; section 11 of chapter 105, as amended by chapter 95, acts 1852.

1. That section eleven of chapter one hundred and five of the code of West Virginia, as amended and re-enacted by chapter ninety-five of the acts of one thousand eight hundred and eighty-two, be amended and re-enacted so as to read as follows :

Lands sold for school fund.

Costs of proceedings: how ascertained and taxed; how adjusted and paid.

11. The costs of the proceedings shall be ascertained and taxed by the clerk under the direction of the court, and, except as provided in the next preceding section, paid out of the proceeds of the sale of the said real estate, and not otherwise, to the several persons entitled thereto, if sufficient for the purpose; but if the proceeds are not sufficient to pay the whole of such costs, the same shall be paid therefrom to the several persons entitled thereto

When commissioner of school land to pay taxes due to county and district, on such land, to sheriff of such county.

*pro rata*. If the residue of the proceeds of the sale of any such real estate after the payment of such costs and commissions, and expenses of the commissioner of school lands, as provided in the next preceding section, be sufficient to pay all the state, county and district taxes that may be due on said land, the said commis-

sioner of school lands, shall pay any taxes on said land, that may be due to the county and district in which said real estate lies, to the sheriff of such county, and he shall pay the balance of said proceeds into the treasury of the state for the benefit of the school fund; but if said proceeds are not sufficient to pay all of the taxes as aforesaid, then they shall be paid into the treasury of the state and to the said sheriff in the proportion that all the taxes on such real estate due the state, and the taxes due the said county and district on such real estate, bear to the sum to be so distributed; and when any money is paid to any sheriff under this section, he shall divide the same between the said county and district, according to the amount of taxes on said real estate due to each; he shall, within thirty days after receiving the same, notify the clerk of the county court, and the clerk of the board of education, of said district, respectively, of the amount so paid him for said county and for said district, and he shall be charged with, and account for such money, as for other moneys collected by him; and the said commissioner of school lands shall make a report of all his proceedings hereunder to the circuit court of the county.

Where balance of proceeds paid.

If proceeds not sufficient to pay all taxes; what then.

Duty of sheriff when money is paid him under this section

Who to notify.

How and with what to be charged.

Report to be made by commissioner to circuit court.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each House, by a vote taken by yeas and nays, having so directed.

CHAPTER XXXIX.

AN ACT to amend and re-enact section thirty-five of chapter fifty-eight of the code of West Virginia, as amended and re-enacted by chapter sixty-seven of the acts of one thousand eight hundred and eighty-two, concerning insane persons.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia:

1. That section thirty-five of chapter fifty-eight of the code of West Virginia, as amended and re-enacted by chapter sixty-seven of the acts of one thousand eight hundred and eighty-two, be amended and re-enacted so as to read as follows:

Code amended: section 35 of chapter 58, as amended by chapter 67, acts 1882.

35. The allowance to the jailer for the maintenance



Insane persons; allowance to jailers for maintenance of; by whom fixed; amount for clothing.

Certificate required before such allowance paid; what to contain.

and care of a lunatic shall be fixed by the court in whose jail he is confined. No more shall be allowed for his clothing than thirty dollars a year. No such allowance shall be audited and paid unless it appear in the certificate of it that the jailer proved to the court that immediately after the commitment of the lunatic, and at least once in every twenty days thereafter, application was made to the board of directors of the hospital for admission, and that such application was refused for want of room, or that such applications were not continued because the admission of the lunatic had been refused for some other cause than want of room, and it further appears in such certificate that the jailer complied in due time with the provisions of section thirty-one of this chapter.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER XL.

AN ACT to amend and re-enact sections three and four of chapter fifty-eight of the acts of one thousand eight hundred and seventy-two and seventy-three, approved March twenty-fourth, one thousand eight hundred and seventy-three.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

Acts 1872-3 amended; sections 3 and 4 of chapter 58 of.

1. That sections three and four of chapter fifty-eight of the acts of one thousand eight hundred and seventy-two and seventy-three, approved March twenty-fourth, one thousand eight hundred and seventy-three, be, and the same are hereby, amended and re-enacted so as to read as follows :

Citizens who aided or participated in late war; when court shall suspend proceedings upon certain judgments or decrees against; until when.

3. That if it be alleged by petition under oath of the defendant, or his personal representative, to the court in which any judgment or decree shall have been rendered, or to any court to which such judgment shall have been, or shall be transferred, that such judgment or decree was recovered or rendered because of an act done according to the usages of civilized warfare in the prosecution of

said war, the court shall order said petition to be docketed, and shall cause the plaintiff in such judgment or decree to be summoned to appear at the next term of such court, to answer such petition, and shall suspend proceedings to enforce such judgment or decree, until the questions arising upon such petition be determined.

If the plaintiff in such judgment fail to appear and answer said petition after summons has been duly served upon him, and the allegations of such petition be proven, judgment shall be rendered by the court that such judgment shall never be enforced, or attempted to be enforced, by execution or other process or proceeding; and if the plaintiff in such judgment shall appear and answer said petition, the issue made up shall be submitted to a jury, to be drawn as other juries are drawn, who shall be sworn to find whether such judgment or decree was recovered or rendered because of an act done according to the usages of civilized warfare in the prosecution of said war; and if the verdict of the jury upon such issue be in favor of the petitioner, such judgment shall be rendered by the court as in a case where the allegations of such petition are proven as above provided for; and if the verdict be in favor of the plaintiff in such judgment, the said petition shall be dismissed; and in either case, the party prevailing shall recover his costs. The court may set aside the verdict of the jury and award a new trial, and appeals may be had, as in other cases.

If plaintiff in such judgment fail to appear, etc. what judgment court shall render.

If such plaintiff appear, etc. issue to be tried by jury; how jury drawn; how sworn.

Verdict of jury; what judgment to be rendered on.

Party prevailing to recover costs.

New trial and appeal.

4. If any judgment or decree rendered in this state because of any act or acts done in the late war between the government of the United States and a part of the people thereof, on either side, according to the usages of civilized warfare in the prosecution of said war, is sought to be enforced against the defendant or defendants therein, the circuit court of the county in which such judgment or decree was rendered, or in which it is sought to be enforced, may and shall have full jurisdiction to enjoin the enforcement thereof, and upon being satisfied by testimony taken, that such judgment or decree was rendered because of any such act or acts so done, shall set the same aside and declare it void, and decree that the same shall never be enforced by execution or other process; or, if any such judgment or decree, as is mentioned in the last section, is sought in any way to be enforced in any of the courts of this state upon the chancery side thereof, such court in which such judgment or decree is sought to be enforced, may and shall, upon being satisfied by testimony taken, that it was rendered because of an act or acts done in the said late war, according to the usages of civilized warfare in the prosecution of said war, declare the same to be void and decree that the same shall never be enforced; or, if any such judgment or de-

When and what court shall enjoin enforcement of judgments or decrees for acts done during late war, etc. when shall set same aside and declare void, etc.

Duty of court when such judgment or decree is sought to be enforced in chancery.

Duty of court where such judgment or decree appears of record to be a lien on real estate.

In any proceeding mentioned, court may impanel jury; when; what to try.

Verdict: what court to declare and decree.

cree as is mentioned in this section, appear of record to be a lien upon any real estate of any defendant therein, in this state, the circuit court of the county in which such lien so appears, may and shall have jurisdiction, upon proper bill filed, to declare such judgment or decree void, and remove such apparent lien as a cloud upon the title of such real estate, and upon being satisfied by proper testimony that such judgment or decree was rendered because of any such act or acts so done, may and shall declare the same void, and that the same is not and shall not be a lien upon said real estate; and, if in any of the proceedings mentioned in this section, it is desired by either party thereto, the court may impanel a jury to try whether such judgment or decree complained of was recovered or rendered because of an act or acts done, in the late war between the government of the United States and a part of the people thereof, according to the usages of civilized warfare in the prosecution of said war, and if the verdict of the jury so impaneled shall be that such judgment or decree was rendered because of any such act or acts so done, the court shall thereupon declare such judgment or decree void and of no effect, and decree that the same shall never be enforced.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XLI.

AN ACT to amend and re-enact section one of chapter fifty-seven of the code of West Virginia, as amended and re-enacted by chapter eighty-six of the acts of one thousand eight hundred and seventy-two and seventy-three, and section one of chapter thirty-three of the acts of one thousand eight hundred and eighty-two, and sections four and nine of chapter fifty-seven of the code of West Virginia, as amended and re-enacted by chapter eighty-six of the acts of one thousand eight hundred and seventy-two and seventy-three.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section one of chapter fifty-seven of the code of

of West Virginia, as amended and re-enacted by chapter eighty-six of the acts of one thousand eight hundred and seventy-two and seventy-three, and section one of chapter thirty-three of the acts of one thousand eight hundred and eighty-two, and sections four and nine of chapter fifty-seven of the code of West Virginia, as amended and re-enacted by chapter eighty-six of the acts one thousand eight hundred and seventy-two and seventy-three, as amended and re-enacted so as to read as follows:

Code amended: section 1 of chapter 57, as amended by chapter 86, acts 1872-3, and by chapter 33, acts 1882; also sections 4 and 9 of chapter 57 of code, as amended by chapter 86, acts 1872-3.

1. Every conveyance, devise or dedication which has been made since the first day of January, one thousand seven hundred and seventy-seven, and every conveyance of land which shall hereafter be made for the use or benefit of any church, religious sect, society, congregation or denomination, as a place of public worship, or as a burial place, or as a residence for a minister, shall be valid, and shall be construed to give the local society or congregation of such church to whom it was so conveyed, devised or dedicated, the control thereof, except as herein provided; and the land shall be held for such purpose and no other. Any conveyance of property for the use of two or more contiguous congregations, shall be construed to give such contiguous congregations the equitable title to such property: *Provided, however,* That no lot of ground used for church purposes shall be taken from the members of the church that purchased the same, or for whose use or benefit it was conveyed, devised or dedicated.

Conveyances, etc., heretofore or hereafter made to any church, etc., legalized: how construed.

Conveyance to two or more contiguous congregations: how construed. *Proviso.*

4. The circuit court of the county, wherein any such lands as are mentioned in the first section of this chapter, or the greater part thereof, may lie, on the application of a majority of the members of such church, religious sect, society, congregation or denomination, or in case of land conveyed as a place of residence for a minister in charge of a district or circuit, on the application of the duly constituted authorities of such district or circuit of such church, religious sect, society or denomination, may from time to time appoint trustees, either when there were or are none, or in place of former trustees, and change those so appointed whenever it may appear to the court proper to effect or promote the purpose of the conveyance, devise or dedication, and secure the same to the use of those justly entitled thereto; and the legal title to such land shall, for that purpose, be vested in the said trustees for the time being and their successors.

Trustees of church property: when and what court to appoint may change trustees.

What title to vest in such trustees.

9. Whenever any such board of trustees shall deem that the interest of those for whose use it holds any such real estate will be promoted by a sale thereof, it shall be lawful for such board to file a petition in equity in the circuit court of the county in which such lands, or the greater part thereof, may lie, therefor, and such proceed-

Trustees may sell such real estate: when and how.

Proceedings on petition to sell. ings shall thereafter be had upon such petition as in a suit in chancery regularly brought and prosecuted in said court.

Order of publication: what to state; how printed and published. An order of publication stating the filing of such petition and the object thereof, shall be posted on the court house door, and at some conspicuous place on the premises, and published for such time and in such manner as the court may prescribe; and any person interested may appear and resist such application. Upon the execution

When court may order sale of such land, and dispose of proceeds. of such order, it shall be lawful for such court, if a proper case be made, and the court be of opinion that the rights of others will not be violated thereby, to order a sale of such land and make such disposition of the proceeds thereof as may be right and proper, and not inconsistent with the purposes for which the trust was created:

Proviso as to sale of land mentioned in first section. *Provided*, That no such sale of land mentioned in the first section of this chapter shall be made unless it appear to the court that the majority of the members of such church, religious sect, society, congregation or denomination, desires the same; but in any case where the authority to administer the affairs of such church, religious sect, society, congregation or denomination, is, by its rules and ecclesiastical polity, committed to a delegated or select body, such sale may be when it appears that such delegated or select body desires the same.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XLII.

AN ACT to authorize and empower the county court of Hampshire county to settle, adjust and compromise suits and controversies with the Baltimore and Ohio railroad in reference to taxes due said county.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia:

County court of Hampshire county authorized and empowered to adjust and compromise suits, etc., with B. & O. Railroad for taxes due said county.

1. That the county court of Hampshire county be, and is hereby, empowered and authorized to settle, adjust and compromise, in such manner and on such terms as it may deem proper, all suits and controversies existing with the Baltimore and Ohio railroad company in reference to county, township and district taxes claimed by the said county court to have heretofore accrued against and to be due from said company.

2. The provisions of section sixty-seven of chapter twenty-nine of the code of West Virginia, as amended by chapter one hundred and sixty-one, page five hundred and fifty-seven, of the acts of one thousand eight hundred and eighty-two, so far as they prohibit the county court from making any compromise, remitting or releasing the taxes assessed against said Baltimore and Ohio railroad company and imposes a penalty on the members thereof for so doing, and directs the sheriff to collect the taxes, are hereby declared not to apply to any compromise or release made by said county court under the provisions of this act.

Provisions of section 67, chapter 29, acts 1882, prohibiting such compromise, etc., not to apply to compromise, etc., made under this act.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

CHAPTER XLIII.

AN ACT providing for the submission of the proposed amendment of section seven of article four of the constitution of the state, to the voters thereof for ratification or rejection.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That the question of the ratification or rejection of the proposed amendment of section seven of article four of the constitution of the state, contained in the joint resolution of the legislature adopted on the twenty-first day of February, one thousand eight hundred and eighty-three, shall be submitted to the voters of the state at the next general election to be held in the year one thousand eight hundred and eighty-four.

Constitutional amendment: when submitted for ratification or rejection.

2. The voting upon said question shall be by ballot, and those voting for said amendment shall have written or printed on their ballots the words "constitutional amendment, section seven, article four, for ratification," and those voting against said amendment shall have written or printed on their ballots the words "constitutional amendment, section seven, article four, for rejection;" but no ballot shall be rejected in ascertaining the result of said election at any place of voting because all of said words are not written or printed thereon if it sufficiently appear what the voter intended. The said election at each place of voting shall be superintended,

Voting: by ballot: what must be written or printed on ballots.

For what ballot not to be rejected.

How election superintended, conducted, etc.

conducted and returned, and the result thereof ascertained by the same officers and in the same manner as the election of the members of the legislature is superintended, conducted and returned, and the result ascertained at said election; and all the provisions of the law relating to general elections, as far as applicable, shall apply to the election held under the provisions of this act, except where it is herein otherwise provided.

What provisions of law to apply: except, etc.

Result of election; when, how and by whom certified

3. When the result of said election at every place of voting is ascertained as aforesaid, the commissioners, or a majority of them, and the canvassers, (if there be any) or a majority of them, shall sign two certificates of the result thereof to the following effect:

Form of certificate.

“We, the undersigned, who acted as commissioners (or commissioners and canvassers as the case may be) of the election held at \_\_\_\_\_, in the district of \_\_\_\_\_, in the county of \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_, one thousand eight hundred and eighty-four, upon the question of the ratification or rejection of the proposed constitutional amendment of section seven of article four, do hereby certify that being first duly sworn, we have held said election fairly and impartially, and the result thereof is as follows:

“For ratification, \_\_\_\_\_ votes; for rejection, \_\_\_\_\_ votes.

“Given under our hands this \_\_\_\_\_ day of \_\_\_\_\_, one thousand eight hundred and eighty-four.”

Certificates must correspond.

The said two certificates shall correspond with each other in all respects, and contain the full and true returns of said election at each place of voting on said question.

What to contain.

When, by whom, and to whom such certificates delivered.

The said commissioners, or one of them, shall, within four days, excluding Sundays, after the day on which the election was held, deliver one of said certificates to the clerk of the county court, and the other certificate to the clerk of the circuit court of the county.

When and before whom such certificates to be laid.

4. The said certificates shall be laid before the commissioners of the county court at the same time the ballots, poll books and certificates of the election for members of the legislature are laid before them; and as soon as the result of said election in the county upon the question of ratification or rejection is ascertained, two certificates of such result shall be made out and signed by said commissioners in the form or to the effect following:

Two certificates of result in each county to be made, and signed; by whom.

Form of such certificate.

“We, the undersigned commissioners of the county court, of the county of \_\_\_\_\_, having carefully and impartially examined the returns of the election held in said county in each district thereof, on the \_\_\_\_\_ day of \_\_\_\_\_, one thousand eight hundred and eighty-four, on the question of the ratification or rejection of the proposed amendment of section seven of article four of the

constitution of the state, do hereby certify that the result of such election in said county is as follows :

“For ratification, ——— votes ; for rejection, ——— votes.

“In witness whereof, we, the said commissioners, have hereto signed our names this ——— day of ———, one thousand eight hundred and eighty-four.”

One of which shall be filed in the office of the clerk of the county court, and the other forwarded by mail to the secretary of state, who shall file and preserve the same, until the day on which the result of said election in the state is to be ascertained, as hereinafter stated.

How such certificates disposed of.  
Duty of Secretary of State as to one sent him

5. On the twenty-fifth day after said election is held, or as soon thereafter as practicable, the said certificate shall be laid before the governor, whose duty it shall be to ascertain therefrom the result of said election in the state, and declare the same by proclamation published in some one or more newspapers printed at the seat of government. If a majority of the votes cast at said election be for ratification, the said proposed amendment shall be in force and effect from the time of such ratification, and be part and parcel of the constitution of the state, in the place of section seven of article four, as it now stands.

When certificate laid before governor; his duty in ascertaining and declaring result.  
Majority vote ratifies.  
When to be in force, etc.

6. It shall be the duty of the governor to cause the said proposed amendment to be published at least three months before the said election, in some newspaper in every county in the state in which a newspaper is printed, the expenses of which shall be paid out of the contingent fund.

Publication of amendment; duty of governor as to.  
Expenses of, how paid.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

CHAPTER XLIV.

AN ACT amending and re-enacting section four of chapter eighty-eight of the acts of one thousand eight hundred and seventy-seven, entitled, “An act creating an independent school district in New Creek district, in the county of Mineral.”

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section four of chapter eighty-eight of the acts



Acts of 1877 amended; section 4 of chapter 88 of.

School law to govern district; except, etc.

Board of education empowered to create a debt, etc., for building or purchasing school houses; under what restrictions.

Notice to be given by board; how.

of one thousand eight hundred and seventy-seven, entitled, "An act creating an independent school district in New Creek district, in the county of Mineral," be amended and re-enacted so as to read as follows :

4. The said independent school district shall be subject to the general law, except where it is herein otherwise provided ; and the board of education of said independent school district shall have power to create an indebtedness and issue bonds therefor, for the purpose of building or purchasing a school house or school houses within the said district, under the restrictions and provisions of section eight of article ten of the constitution, and upon the vote required by said section ; said board of education giving at least four weeks notice of such election by publication in some newspaper, if any there be, published in said independent district, and by printed notices posted at at least three public places in such independent district.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER XLV.

AN ACT to amend and re-enact section seven of chapter one of the acts of one thousand eight hundred and eighty-one, fixing the time for holding the circuit courts in the several judicial circuits in this state.

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

Acts of 1881 amended; section 7 of chapter 1 of.

Seventh judicial circuit; commencement of terms in Mason county.

Putnam.

1. That section seven of chapter one of the acts of one thousand eight hundred and eighty-one, be amended and re-enacted so as to read as follows :

7. For the county of Mason, on the first Monday in February, the first Monday in May, and the first Monday in September.

For the county of Putnam, on the fourth Monday in February, the fourth Monday in May, and the fourth Monday in September,

For the county of Kanawha, on the second Monday in <sup>Kanawha.</sup> March, the second Monday in June, and the first Monday in December.

2. All acts and parts of acts inconsistent with this act <sup>Acts repealed.</sup> are hereby repealed.

[Approved February 23, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

CHAPTER XLVI.

AN ACT to amend and re-enact section four of chapter fifteen of the code of West Virginia, as amended and re-enacted by chapter thirty-six of the acts of one thousand eight hundred and eighty-two, entitled, "An act concerning the secretary of state and the supreme court reports."

[Passed February 8, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section four of chapter fifteen of the code of West Virginia, as amended and re-enacted by chapter thirty-six of the acts of one thousand eight hundred and eighty-two, be amended and re-enacted so as to read as follows : <sup>Code amend- ed: section 4 of chapter 15 as amended by chapter 36, acts 1882.</sup>

4. The secretary of state shall deliver one copy of each volume of the said reports, as soon as practicable, to the West Virginia university ; one copy to the attorney general ; one copy to each judge of the supreme court of appeals, and of the circuit courts, and of the municipal court of the city of Wheeling ; one copy to the West Virginia historical society, and transmit two copies to the congressional law library at Washington, District of Columbia ; five copies to the Ohio county library at Wheeling ; five copies to the law association of Jefferson, at Charlestown ; and five copies to the clerk of the supreme court of appeals, for the use of said court at Charleston ; and the copies delivered to the attorney general and to the judges of the circuit courts and the judge of the municipal court of the city of Wheeling, shall be the property of the office, and shall be turned over to their successors in office. He shall also have power to ex- <sup>Supreme court reports: duty of secretary of state as to the distribution of.</sup> <sup>In what cases to remain property office.</sup>

Power of secretary of state to exchange with other states; how disposed of.

change two copies of each volume of said reports for two copies of the current volumes of the reports of each of the states of the union, to be sent one each to the state library of this state, and to the law association of Jefferson, at Charlestown.

[Approved February 24, 1853.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XLVII.

AN ACT to amend and re-enact section forty-nine of chapter thirty-nine of the code of West Virginia, as revived, amended and re-enacted by chapters five, twenty-four and twenty-five of the acts of the legislature of one thousand eight hundred and eighty-one, as amended and re-enacted by chapter one hundred and twenty-five of the acts of the legislature of one thousand eight hundred and eighty-two.

[Passed February 16, 1853.]

Be it enacted by the Legislature of West Virginia :

Code amended; section 49 of chapter 39, as amended by chapters 5, 24 and 25 acts 1851, and by chapter 125, acts 1852.

1. That section forty-nine of chapter thirty-nine of the code of West Virginia, as revived, amended and re-enacted by chapters five, twenty-four and twenty-five of the acts of the legislature of one thousand eight hundred and eighty-one, as amended and re-enacted by chapter one hundred and twenty-five of the acts of the legislature of one thousand eight hundred and eighty-two, be, and the same is hereby, amended and re-enacted so as to read as follows :

Allowances by county courts to certain county officers; how paid.

49. The county court of every county shall allow annually to the county officers hereinafter mentioned, for their public services, for which no other fee or reward is allowed by law, such sums, to be paid out of the county treasury, as are deemed reasonable by the court within the limits ascertained by law, that is to say : The sheriff not to exceed two hundred dollars, except that the sheriffs of Cabell, Fayette, Jackson, Greenbrier, Lewis, Mason, Marshall, Marion, Monongalia, Morgan, Putnam, Pres-

To sheriff; except, etc.

ton, Ritchie and Wood counties shall be allowed a sum not to exceed three hundred dollars, and to the sheriffs of Kanawha and Ohio counties a sum not exceeding five hundred dollars.

To the clerk of the circuit court not to exceed two hundred dollars, except that the clerk of the circuit court of Ohio county shall be allowed annually not less than five hundred nor more than twelve hundred dollars, and of Berkeley, Barbour, Cabell, Fayette, Greenbrier, Jackson, Kanawha, Lincoln, Lewis, Marion, Mason, Marshall, Putnam, Ritchie, Upshur, Wetzel and Wood counties a sum not to exceed six hundred dollars each.

To the clerk of the county court a sum not to exceed two hundred dollars, except that the clerks of the county courts of Barbour, Greenbrier, Jefferson, Lincoln, Lewis, Monroe, Putnam, Randolph, Ritchie, Tyler, Taylor, Upshur and Wayne counties shall be allowed a sum not to exceed three hundred dollars, and to the clerks of the county courts of Berkeley, Ohio, Cabell and Fayette counties a sum not to exceed the sum of five hundred dollars; to the clerks of the county courts of Marion, Marshall, Mason, Monongalia, Jackson, Kanawha, Preston, Wetzel and Wood counties a sum not exceeding six hundred dollars each.

To the prosecuting attorney not less than two hundred nor more than four hundred dollars, except as follows: In the counties of Barbour, Berkeley, Greenbrier, Harrison, Jackson, Jefferson, Monongalia, Lewis, Preston, Randolph and Wetzel not less than three hundred nor more than six hundred dollars; in the counties of Cabell, Fayette, Marion, Marshall, Summers and Taylor, not less than five hundred nor more than one thousand dollars; in the counties of Kanawha, Mason and Wood not less than five hundred nor more than twelve hundred dollars; in the county of Ohio not less than five hundred nor more than two thousand dollars.

But no extra compensation shall be granted or allowed to any public officer, agent, servant or contractor, after the services shall have been rendered or the contract made, nor shall the salary of any public officer be increased or diminished during his term of office. And it shall be the duty of the prosecuting attorney to attend to and prosecute or defend, as the case may be, all actions, suits and proceedings in which his county, or any district therein, is interested, without additional compensation.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

To clerk of circuit court, except, etc.

To clerk of county court, except, etc.

To prosecuting attorney: except, etc.

No extra compensation allowed, etc.; nor salary increased, etc.

Duty of prosecuting attorney: no additional pay for such duty.

*as Berkeley before Cabell*

## CHAPTER XLVIII.

AN ACT requiring the owners of dams, locks and dams, booms, piers and other obstructions to the navigation of Elk river, at any point on said river from its mouth to the mouth of Big Sandy, to remove such obstructions and to provide for the institution of proper legal proceedings in the name of the state, by the attorney general, to abate any such obstructions.

[Passed February 19, 1883.]

Be it enacted by the Legislature of West Virginia :

Elk river; obstructions to navigation of, to be removed; by whom; when.

1. That in case there is now any dam, lock and dam, boom, pier or other obstruction in the Elk river at any point on said river from its mouth, at the city of Charleston, Kanawha county, to the mouth of Big Sandy on said river, which obstructs navigation on said river, it shall be the duty of the owner or owners of said dam, lock and dam, boom, pier or other obstruction, within nine months after the passage of this act, to remove the same.

When such obstructions deemed public nuisance, and may be abated.

2. In case of the failure of the owner or owners of such dam, lock and dam, boom, pier or other obstruction on said river to remove the same within the time prescribed in this act, such dam, lock and dam, boom, pier or other obstruction on said river shall, from and after said time, be taken and deemed a public nuisance, and may be abated as hereinafter provided.

Duty of attorney general as to abating such nuisances.

3. It shall be the duty of the attorney general of this state to institute and prosecute, in the name of the state, proper legal proceedings to abate such dam, lock and dam, boom, pier and other obstructions on said river which obstruct navigation on said river between the points hereinbefore named.

Removal of any boom, etc., now in said river, not required, if sufficient channel be provided for passage of boats, etc.

No additional rights conferred.

4. This act shall not be construed to require the removal of any boom or pier now in said river, provided the owner of such boom or pier shall, within the time prescribed in the first section of this act, construct and thereafter maintain a chute or channel around such boom or pier of sufficient width to secure the passage of boats and rafts; and this act shall not be construed to give to the owner of any boom or pier any rights that such owner does not now have under the law.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER XLIX.

AN ACT to amend and re-enact sections fifteen and sixteen of chapter one hundred and twenty-four of the code of West Virginia, as amended and re-enacted by chapter one hundred and seventeen of the acts of the legislature of one thousand eight hundred and eighty-two, concerning process and the order of publication.

[Passed February 19, 1853.]

Be it enacted by the Legislature of West Virginia :

1. That sections fifteen and sixteen of chapter one hundred and twenty-four of the code of West Virginia, as amended and re-enacted by chapter one hundred and seventeen of the acts of one thousand eight hundred and eighty-two, be amended and re-enacted so as to read as follows :

Code amended: sections 15 and 16 of chapter 124, as amended by chapter 117, acts 1852.

15. When, by the return of any officer of process issued to answer any appeal or *supersedeas* now pending or which may be hereafter pending in the supreme court of appeals in this state, or when, from affidavits filed with the clerk of the said court, it shall appear that the appellee or defendant in any such appeal or *supersedeas* is a non-resident of this state, or that the names or places of residence of such parties are unknown, so that process cannot be served upon them, where such service may be necessary, it shall be lawful for the clerk of said court, upon application, to take and issue, on the first Monday in any month, an order of publication against such absent or unknown parties, requiring them to appear on a certain day, to be designated in said order, then and there to answer the said appeal or *supersedeas* and to have a rehearing of the whole matter therein contained.

Order of publication by clerk of court of appeals authorized; when; in what cases; what such order to contain.

16. Such order of publication shall be entered by the clerk in a suitable book kept by him for the purpose and signed by him, and a certified copy of such order shall be inserted once a week for four successive weeks in some newspaper to be named therein, and a copy of said order shall be posted at the front door of the building in which said court is held in the grand division in which

How such order entered, published and posted.

Effect of such order.

Proviso as to the execution of such order.

the cause is to be heard; and when it shall appear that said order of publication has been duly published and posted as aforesaid, the court may proceed to hear and decide such cause in the same manner as if the said parties had been personally served with process: *Provided, however,* That the order of publication shall have been executed, as aforesaid, at least thirty days before the day on which any such cause may be called for hearing.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER L.

AN ACT to amend and re-enact section three of chapter sixty-eight of the code of West Virginia, as amended and re-enacted by chapter fifty-nine of the acts of one thousand eight hundred and seventy-seven, concerning grants and the repeal of patents.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia:

Code amended; section 3 of chapter 68 as amended by chapter 59, acts 1877.

Entries on lands made before June 20, 1863, and no grant received; how and when parties entitled, may receive a grant therefor.

Proviso as to lands sold by commissioner of school lands

1. That section three of chapter sixty-eight of the code of West Virginia, as amended and re-enacted by chapter fifty-nine of the acts of one thousand eight hundred and seventy-seven, be amended and re-enacted so as to read as follows:

3. All entries on lands in this state made before the twentieth day of June, one thousand eight hundred and sixty-three, under the provisions of the laws in force on that day, and which were surveyed in the manner prescribed by law and in force on the said twentieth day of June, one thousand eight hundred and sixty-three, for which the parties entitled to the same have received no grant from the commonwealth of Virginia, or this state, and who have paid the state and other taxes due thereon for five years, may, on or before the first day of June, one thousand eight hundred and eighty-four, file with the secretary of state a plat and certificate of survey of such entry, and receive a grant therefor, as provided in this act: *Provided, however,* This act shall not affect the title of any party to lands purchased under a sale made by a

commissioner of school lands, or any sale made by such commissioner.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

CHAPTER LI.

AN ACT to reform, alter and modify the county court of the county of Preston, under the twenty-ninth section of the eighth article of the constitution of this state.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. The county of Preston shall be laid off into eight districts as nearly equal as may be in territory and population. The present divisions of said county into districts shall constitute such districts until changed by the county court hereinafter mentioned, and according to law. The county court established in the said county by the adoption of the eighth article of the constitution of this state is hereby reformed, altered and modified, that is to say : The county court of the county of Preston shall be composed of eight commissioners, who shall be elected by the voters of said county. No two of the commissioners shall ever be residents of the same district ; and should two or more persons be voted for who are residents of the same district, the one having the highest number of votes shall be declared elected, and the votes cast for the others shall be void. Should any commissioner remove from the district of which he was a resident at the time of his election, his office shall thereby become vacant. The office of commissioner and of justice of the peace shall be deemed incompatible. Each commissioner shall receive for his services two dollars for each day he shall attend the court, to be paid out of the county treasury.

Preston county districted.  
Present districts to be such districts until changed.  
County court altered and modified; how.  
No two commissioners to reside in same district; where two or more persons voted for who reside in same district, which one elected.  
Removal vacates office.  
What offices incompatible.  
Pay of commissioner.

2. At the school election, in the year one thousand eight hundred and eighty-three, there shall be elected by the voters of said county, eight commissioners, whose term of office shall be as follows : the term of office of the commissioners who are residents of the districts of Grant, Portland, Lyon and Reno, shall continue until the first day of January, one thousand eight hundred and

Commissioners, when elected.  
Their term of office.



eighty-five; and the term of office of the commissioners who are residents of the districts of Kingwood, Valley, Pleasant and Union, shall continue until the first day of January, one thousand eight hundred and eighty-seven.

Election of commissioners: further provision as to their term of office.

3. At the general election, in the year one thousand eight hundred and eighty-four, and at each succeeding general election, there shall be elected, by the voters of said county, four commissioners, whose term of office shall commence on the first day of January next after their election, and continue for four years.

What provisions of law applicable to court and commissioners.

4. So far as they are not inconsistent herewith, all the provisions of chapter thirty-nine of the code of West Virginia, "concerning county courts," their jurisdiction and powers, and all provisions of law respecting county courts generally, the commissioners composing such courts, and the clerks of such courts, shall be applicable to the county court herein provided and to the commissioners composing the same; and the clerk of the county court of Preston county now in office, and his successors, shall be the clerk of the county court herein provided. A majority of such commissioners shall be a quorum for the transaction of business.

Who to be clerk of court.

Quorum.

First meeting of court: when held: election of president.

5. The first meeting of the county court herein provided, shall be held on the twentieth day after the school election, in the year one thousand eight hundred and eighty-three, or as soon thereafter as a majority of them may assemble for the purpose, at which time, and annually thereafter, at their first meeting in each year, or as soon thereafter as practicable, they shall elect one of their number president of the court.

Adoption of system: when submitted.

Nature of such election: how.

Ballots: what to have written or printed thereon.

6. At the school election, in the year one thousand eight hundred and eighty-three, the question of the adoption of the system provided by this act shall be submitted to the voters of the county of Preston voting at such election. Notice of such election shall be given by the publication of this act in each of the newspapers published in said county, once in each week for two successive weeks. Those voting for the said system shall have written or printed on their ballots the words, "For modification of the county court," and those voting against it shall have written or printed on their ballots the words, "Against modification of the county court."

How election superintended, conducted, etc.: result, how and to what court certified.

7. Such election, at each place of voting, in said county, shall be superintended, conducted and returned by the same officers and in the same manner as the election of school officers is superintended, conducted and returned, and the result at each place of voting shall be certified and returned to the county court now in existence in Preston county. Said court shall convene in special

session as provided in chapter three, section twenty-one of the code of West Virginia, and shall in all respects be governed by the laws in relation to elections by the people, so far as they are applicable thereto.

Special session of such court for what; what law to govern.

8. If a majority of the votes cast upon the question be "For the modification of the county court," this act shall be and remain in full force and effect; but if a majority of such votes be not "For modification of the county court," this act shall be of no further force or effect.

Vote necessary to adopt or reject provisions of act.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER LII.

AN ACT amending and re-enacting section sixty-seven of chapter twenty-nine of the code of West Virginia, as amended and re-enacted by chapter one hundred and sixty-one of the acts of one thousand eight hundred and eighty-two, concerning assessment of taxes.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section sixty-seven of chapter twenty-nine of the code of West Virginia, as amended and re-enacted by chapter one hundred and sixty-one of the acts of one thousand eight hundred and eighty-two, be, and the same is hereby, amended and re-enacted so as to read as follows :

Code amended: section 67 of chapter 29, as amended by chapter 161, acts 1882.

*Taxation of Railroad Corporations, &c.*

67. The president, vice president, secretary or principal accounting officers of any corporation or company owning or operating a railroad, or railway, wholly or in part within this state, for the transportation of freight, or passengers, or both, for compensation, shall make a return in writing to the auditor on or before the first day of April in each year, which shall be signed and sworn to by one of said officers, showing in detail the following particulars for the year ending on the thirty-first day of December next preceding, viz :

Railroad corporations, taxation of: return to be made to auditor: by whom: when: for what time.

Detailed particulars to be given in such return.

*First*—The whole number of miles of railroad owned, operated or leased by such corporation or company within this state.

Further detailed particulars to be given.

*Second*—If such road so owned, operated or leased by such corporation or company be partly within and partly without this state, the whole number of miles thereof within this state, and the whole number of miles without the same, including its branches in and out of the state.

Further detailed particulars to be given in such return.

*Third*—Its railroad track in each county in this state through which it runs; giving the whole number of miles of road in the county, including the track and its branches, and side and second tracks, switches and turnouts therein, and the fair cash value per mile of such railroad in each county, including in such valuation such main track, branches, side and second tracks, switches and turnouts.

Further detailed particulars to be given in such return.

*Fourth*—All its rolling stock; giving a detailed statement of the number of cars, including passenger, mail, express, baggage, freight and other cars of every description, and the fair cash value of all such cars used wholly, or in part, in this state, distinguishing between such as are used wholly in this state and such as are used partly within and partly without the state; the whole number of engines, including their appendages used wholly or in part within this state, distinguishing between such as are used wholly within this state and such as are used partly within and partly without the same, and the fair cash value of such as are used wholly within the state, and such as are used partly within and partly without the state; and the proportional value of such cars and engines used by it partly within and partly without the state, according to the time used and the number of miles run by such cars and engines in and out of the state; and the proportional cash value thereof to each county in this state within which such railroad runs.

Further detailed particulars to be given in such return.

*Fifth*—Its depots, station houses, freight houses, machine and repair shops and machinery therein, and all other buildings, structures and appendages connected thereto or used therewith, together with all other real estate other than its railroad track, owned or used by it in connection with its railroad, and not otherwise taxed, including telegraph lines owned or used by it, and the fair cash value of all buildings and structures, and all such machinery and appendages, and of each parcel of such real estate, including such telegraph line, and the cash value thereof in each county in this state in which it is located.

Further detailed particulars to be given.

*Sixth*—Its personal property of every kind whatsoever, including money, credits and investments, wholly held or used in this state, showing the amount and value thereof in each county.

*Seventh*—Its actual capital stock and the number, amount and value in cash, of the shares thereof; the amount of its capital stock actually paid in; the total amount of its bonded indebtedness, and of its indebtedness not bonded; its gross earnings for the year, including its earnings from its telegraph lines, which shall be stated separately, on the whole length of its road, including the branches thereof, in and out of the state, and also such earnings within this state on way freight and passengers, and the proportion of such earnings in this state on through freight and passengers carried over its lines in and out of the state, to be ascertained by the number of miles the same were carried by it within and the number of miles without the state.

Further detailed particulars to be given in such return to auditor.

*Eighth*—Its gross expenditure for the year, giving a detailed statement thereof under each class or head of expenditure. If any corporation or company fail to make such return to the auditor as herein required, it shall be guilty of a misdemeanor and fined one thousand dollars for each month such failure continues. Prosecutions for such failure shall be in the county wherein the seat of government is. If such return be made to the auditor, he shall lay the same, as soon as practicable thereafter, before the board of public works, and if such return be satisfactory to the board it shall approve the same, and by an order entered upon its records, direct the auditor to assess the property of such corporation or company, with taxes, and he shall thereupon assess the same as hereinafter provided. But if such return be not satisfactory to the board, or if any such company fail to make such return as herein required, said board of public works shall proceed in such manner as to it may seem best to obtain the facts and information required to be furnished by such return; and to this end the said board may send for persons and papers, and may compel the attendance of any person and the production of any paper necessary, in the opinion of said board, to enable it to obtain the information desired for the proper discharge of its duties under this section. Any expenses necessarily incurred by said board in procuring such information shall be paid by the governor out of the contingent fund. If any person shall refuse to appear before said board when required by it to do so, as aforesaid, or shall refuse to testify before said board in regard to any matter as to which said board may require him to testify, or if any person shall refuse to produce any paper in his possession or under his control, which said board may require him to produce, every such person shall be guilty of a misdemeanor, and fined five hundred dollars, and shall be imprisoned not less than one nor more than six months, at the discretion of the court. Prosecutions against any such person shall also be in the county wherein the seat

Further detailed particulars to be given.

Fine on company for failure to make such return.

Prosecutions for such failure; where.

Auditor to lay such return before board: if approved, what then.

If such return be not approved, or company fail to make same, how board to proceed to obtain the facts, etc., required.

Expenses of such proceedings; how paid.

Refusing to appear or testify before board, or to produce any paper required, deemed a misdemeanor; penalty.

Prosecutions against person so refusing, etc.; where.

Board to assess and fix fair cash value of property of company: when and how.

of government is. As soon as possible, after the board of public works shall have procured the necessary information to enable it to do so, said board shall proceed to assess and fix the fair cash value of all the property of said corporation or company hereinbefore required, to be returned by it to the auditor, so far as the said board has been able to ascertain the same, in each county through which the railroad of any such corporation or company runs. In ascertaining such value, the board shall consider any return which may have been previously made to the auditor by such corporation or company, and all the evidence and information it has been able to procure by the means aforesaid, and all such as may be offered by such corporation or company. And the decision of said board thereon made shall be final, unless the same be appealed from within thirty days after such decision comes to the knowledge of the president, vice-president, secretary, or principal accounting officer, or the attorney, of such corporation or company transacting business for it in the county wherein the seat of government is, in the manner following: Any corporation or company claiming to be aggrieved by any such decision, may, within the time aforesaid, appeal therefrom as to the assessment and valuation made within each county through which its road runs, to the circuit court of such county; and such appeal shall have precedence over all other cases on the docket of such court, and be tried in the shortest time possible after such appeal is docketed. The court shall hear all such legal evidence on such appeal as may be offered by the state, county, district or municipal corporation, and by the corporation or company taking such appeal. And if the court be satisfied that the value so fixed is correct, it shall confirm the same; but if it be satisfied that the value so fixed by said board is either too high or too low, the court shall correct the valuation so made, and ascertain and fix the true value of such property according to the facts proved, and certify such value to the auditor. In case the lists and valuations of the property filed with the auditor as aforesaid, be satisfactory to the board of public works, and in cases where an assessment of the property of such company is made by the board of public works as aforesaid, the auditor shall immediately certify to the county court of each county through which such railroad runs, the value of the property therein of every such company as valued or assessed as aforesaid, and it shall be the duty of such court to apportion the whole of such value between such districts and independent school districts in their county through which said road runs, as near as may be according to the value thereof, and then a proportional valuation to each municipal corporation in their county through which said road runs according to the value

What board to consider in ascertaining such value.

Decision of board final, unless appealed from: when appeal must be taken.

Company may appeal: when and how.

Such appeal to have precedence, etc.

What testimony court may hear.

Duty of court as to confirming or correcting such valuation: corrected value to be certified to auditor.

What auditor to certify: to county court if lists, etc., filed with him be satisfactory to board, and where assessment is made by board.

Duty of such court when auditor so certifies.

thereof. It shall be the duty of the clerk of the county court of every county through which any railroad runs, within thirty days after the county and district levies are laid by such court, to certify to the auditor the apportionment made by the county court as aforesaid, and the amount levied upon each one hundred dollars value of the property in the county for county purposes, and on the value of the property in each magisterial district through which such railroad is located, for district purposes. It shall also be the duty of the secretary of the board of education of every school district and independent school district through which the railroad runs, in each county, within thirty days after the levy is laid therein for free school and building purposes, or either, to certify to the auditor the amount so levied on each one hundred dollars value of the property therein for each of said purposes; and it shall be the duty of the recorder, clerk or other recording officer of every municipal corporation, through which such railroad runs, within the same time after a levy is laid therein for any of the purposes authorized by law, to certify to the auditor the amount levied upon each one hundred dollars value of the property therein for each and every purpose.

Clerk of county court to certify to auditor; what and when.

Secretary of Board of Education to certify to auditor; what and when.

Recorder, etc., of municipal corporation to certify to auditor; what and when.

Any clerk of a county court, secretary of a board of education, or recorder, clerk or other recording officer of a municipal corporation, who shall fail to perform any of the duties herein required of him shall be guilty of a misdemeanor, and fined not less than one hundred nor more than five hundred dollars. In case of the failure of any such officer to furnish to the auditor the certificate herein required, the auditor may obtain the rate of taxation for any of said purposes from the copies of the land books on file in his office, if the same be found in such books, and if not, in such other way or manner as he may deem necessary or proper for the purpose. As soon as possible after the value of the property of such corporation or company is fixed by the board of public works, or by the circuit court on appeal as aforesaid, and after he shall have obtained the information herein provided for to enable him to do so, the auditor shall assess and charge the property of every such corporation or company with the taxes properly chargeable thereon, in a book to be kept by him for that purpose, as follows:

Fine for failing to so certify.

How auditor may obtain rate of taxation, if any such officer fail to furnish certificate required.

Auditor to assess and charge property of company with taxes; when; how.

First.—With the whole amount of taxes upon its property for state and state school purposes.

For what purposes.

Second.—With the whole amount of taxes on its property, in each county through which its road runs, for county purposes.

Third.—With the whole amount of taxes on its property in each magisterial district through which its road runs, for road and other district purposes other than free school and building purposes.

Fourth.—With the whole amount of taxes on its property in each school district and independent school district through which its road runs, for free school and building purposes; and,

Fifth.—With the whole amount of taxes on its property in each municipal corporation through which its road runs, for each and all of the purposes for which a levy therein is made by the municipal authorities of such corporation.

Upon what grounds only an injunction awarded to restrain collection of such taxes.

Auditor to transmit statements of all taxes, etc., charged to officer of company; when and how.

When company to pay taxes, etc., into treasury; deduction for prompt payment.

When auditor to add ten per centum to amount; for what.

Auditor to certify amount of taxes, etc., to sheriff.

Duty of sheriff as to collecting, etc., such taxes; his duty as to school taxes, etc., collected.

No tax to be remitted or compromised by any authority.

And no injunction shall be awarded by any court or judge to restrain the collection of the taxes, or any part of them so assessed, except upon the ground that the assessment thereof was in violation of the constitution of the United States, or of this state, or that the same were fraudulently assessed, or that there was a mistake made by the auditor in the amount of taxes properly chargeable on the property of said corporation or company; and in the latter case, no such injunction shall be awarded unless application be first made to the auditor to correct the mistake claimed, and the auditor shall refuse to do so, which facts shall be stated in the bill. The auditor shall, as soon as possible after he completes the said assessments, make out and transmit, by mail or otherwise, a statement of all taxes and levies so charged, to the president, vice president, secretary or principal accounting officer of such corporation or company. And it shall be the duty of such corporation or company so assessed and charged, to pay the whole amount of such taxes and levies upon its property, into the treasury of the state, by the twentieth day of January next after the assessment thereof, subject to a deduction of two and a half *per centum* upon the whole sum, if the same be paid on or before that day. If any such corporation or company fail to pay such taxes and levies by the said twentieth day of January, the auditor shall add ten *per centum* to the amount thereof, to pay the expenses of collecting the same, and shall certify to the sheriff of each county the amount of such taxes and levies assessed within his county; and it shall be the duty of every such sheriff to collect and account for such taxes and levies in the same manner as other taxes and levies are collected and accounted for by him. And when the district and independent school district taxes and levies are collected by him, he shall immediately pay the same to the treasurer of the proper district. Neither the county court of any county, nor any tribunal acting in any county in lieu of a county court, or otherwise, nor any board of education, nor the municipal authorities of any incorporated city, town or village, shall have jurisdiction, power or authority, by compromise or otherwise, to remit or release any portion of the taxes or levies so assessed upon the property of any such corporation or company; and when such taxes and levies are cer-

tified to the sheriff of any county for collection, as aforesaid, it shall be his duty to collect the whole thereof, regardless of any order or direction of any such county court, tribunal, board of education or municipal authority to the contrary; and if he fail to do so, he and his securities in his official bond shall, unless he be restrained or prohibited from so doing by legal process from some court having jurisdiction to issue the same, be liable thereon for the amount of said taxes and levies he may so fail to collect, if he could have collected the same by the use of due diligence. Any member of a county court or tribunal acting in lieu thereof, or of a board of education, or of the council, or other tribunal of a municipal corporation, who shall vote to remit or release any part of the taxes so assessed on the property of any such corporation or company, shall be guilty of a misdemeanor, and fined five hundred dollars, and shall be removed from his office by the court by which the judgment of such fine is rendered, in addition to such fine. When such taxes and levies due to a municipal corporation are collected by the sheriff, he shall pay the same to the proper collecting officer or treasurer of such municipal corporation, or otherwise, as the council, or other proper authority thereof may direct. And when such taxes and levies are paid into the treasury, as herein provided, the auditor shall account to the sheriff of each of the counties to which any sum so paid in for county levies belongs, for the amount due such county, and may arrange the same with such sheriff, in his settlement for the state taxes in such a way as may be most convenient; and the sheriff shall account to the county court of his county for the amount so received by him, in the same manner as for other county levies: *Provided*, That the taxes assessed for the last year of the term of office of a sheriff shall be paid to, or settled with, the sheriff who was in office at the time the assessment was made. The amount so paid in for each district and independent school district shall be added to the distributable share of the school fund payable to such district, and paid upon the requisition of the county superintendent of free schools, in like manner as other school moneys are paid. The auditor shall certify to the county court of every such county, on or before the first day of April in each year, the amount with which the sheriff thereof is chargeable on account of the levy upon the property of such company. He shall also certify to the county superintendent of free schools the amount of such levies due to each district and independent school district in his county for free school purposes. The amount so paid in for each municipal corporation shall, as soon as received by the auditor, be paid over to the treasurer of the municipal corporation, to which such taxes are due, or to such other officer of the corporation

Sheriff to collect regardless of any authority to the contrary.

Liability of sheriff for failure to collect; unless, etc.

Penalty on member of county court, etc., voting to remit, etc., such taxes.

Taxes due municipal corporation; to whom paid.

If taxes, etc., are paid into treasury by company, auditor to account to sheriff for amount paid in for county levies.

Sheriff to account to county court for such taxes.

Proviso as to taxes assessed for last year of term of sheriff.

Taxes so paid in for school purposes; how disposed of, etc.

Auditor to certify to county court amount county levy chargeable to sheriff; when; what to certify to county superintendent schools.

Amount paid into treasury for municipal corporations; to whom paid; duty of auditor when paid.



Failure of certain officers to certify to levies, etc., in time, not to invalidate the assessment, but auditor shall make assessment, etc.

Rights of state, etc., to enforce collection of taxes, etc., not affected, etc.

Buildings and real estate of company; how assessed.

No railroad company exempt from taxation.

as the council may designate, and the auditor shall report such payment to the council. But the failure of the clerk of any county court, or the secretary of any board of education, or the proper officer of any municipal corporation, to certify to the auditor the levies or apportionment within the time herein prescribed, shall not invalidate or prevent the assessment required by this section, but the auditor shall make the assessment and proceed to collect or certify the same to the sheriff, as soon as practicable, after he shall obtain the information necessary to make such assessment. The right of the state or of any county or district, or municipal corporation to enforce, by suitor otherwise, the collection of taxes or levies, heretofore assessed, or the right to which has heretofore accrued, shall not in any manner be affected or impaired by anything in this chapter contained. All buildings and real estate owned by such company and used or occupied for any purpose not immediately connected with its railroad, or which is rented or occupied for any purpose to or by individuals, shall be assessed, with the taxes properly chargeable thereon, the same as other property of the like kind belonging to an individual. No such company or corporation as is mentioned in this section shall be exempt from taxation, whether the same has been or may be created, organized or operated by, under or by virtue of any general or special law or laws, or whether heretofore exempted from taxation or not, but this section shall apply to all such companies and corporations without distinction or exception.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

### CHAPTER LIII.

AN ACT to amend and re-enact section six of chapter sixty-three of the acts of one thousand eight hundred and seventy-two and seventy-three, so as to make the provisions of said chapter apply to Patterson's creek within the limits of Mineral and Grant counties, and to North mill creek, South mill creek and Spring run, in Grant county.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section six of chapter sixty-three of the acts of

one thousand eight hundred and seventy-two and seventy-three, approved March twenty-fifth, one thousand eight hundred and seventy-three, be amended and re-enacted so as to read as follows :

6. All the provisions of this act shall be in force in the counties of Mineral and Grant, as to Patterson's creek within the limits of said counties, and the county court of each of said counties shall enforce the same as to the said creek in its county ; and the provisions of this act shall further be in force in the county of Grant, as to North mill creek, South Mill creek and Spring run, which empties into mill creek near its mouth. But this act shall not be so construed as to require the owner to remove any mill-dam lawfully established.

Acts 1872-3, amended; section 6 of chapter 63 of.

Removal of obstructions from certain streams; to what streams and in what counties provisions of acts to apply.

Not to apply to mill dams lawfully established.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

#### CHAPTER LIV.

AN ACT imposing a tax of twenty-five cents on the one hundred dollars valuation of all real and personal property not exempt from taxation, for general purposes, for the year 1883.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That the state taxes for general state purposes, for the year one thousand eight hundred and eighty-three, on real and personal property not exempt from taxation, shall be twenty-five cents on every hundred dollars valuation thereof.

State taxes for 1883; am't of.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER LV.

AN ACT amending and re-enacting sections twenty-five, twenty-six and twenty-nine of chapter seventy-seven of the code of West Virginia, as amended and re-enacted by chapter eighty-four of the acts of one thousand eight hundred and eighty-two, concerning the probate of wills.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

Code amended, sections 25, 26 and 29 of chapter 77, as amended by chapter 84, acts 1882.

1. That sections twenty-five, twenty-six and twenty-nine of chapter seventy-seven of the code of West Virginia, as amended and re-enacted by chapter eighty-four of the acts of one thousand eight hundred and eighty-two, be, and the same are hereby, amended and re-enacted so as to read as follows :

When authenticated copy of will may be offered for, and admitted to probate, as a will of personalty or realty, what court or clerk may presume as to will of personalty.

When, how and for what such order of probate may be set aside.

Clerk of court may admit wills to record during recess; but no contest as to same shall be heard, etc., by him. Such probate to be reported to court, when court to con- sider same,

25. Where a will relative to estate within this state has been proved without the same, an authenticated copy and the certificate of probate thereof, may be offered for probate in this state. When such copy is so offered, the court to which, or the clerk to whom, it is offered, shall presume, in the absence of evidence to the contrary, that the will was duly executed and admitted to probate as a will of personalty in the state or country of the testator's domicile, and shall admit such copy to probate as a will of personalty in this state; and if it appear from such copy that the will was proved in the foreign court of probate to have been so executed as to be a valid will of land in this state by the law thereof, such copy may be admitted to probate as a will of real estate. But any person interested, may, within five years from the time such authenticated copy is admitted to record, upon reasonable notice to the parties interested, have the order admitting the same set aside, upon due and satisfactory proof that such authenticated copy was not a true copy of such will, or that the probate of such will has been set aside by the court by which it was admitted to probate, or that such probate was improperly made.

26. The clerk of any county court, during the recess of the regular sessions of said court, may admit wills to record upon the same proof and with like effect as the said county court could do if in session; but no contest as to such probate or record shall be heard or determined by the clerk. The probate of every will so made by such clerk shall be reported by him to the next regular session of the county court, when, if no objection be made thereto,

and none appear to the court, the court shall confirm the same; but if objection be made by any person interested, the county court shall hear and determine the same, and shall proceed in relation thereto in the same manner as if the application for the probate of such will had been made to said court. When the probate of such will is confirmed by the court, with or without contest, the same shall be held and treated in all respects as if the will had been admitted to record by the county court in the first instance. Or a person desiring the probate of a will may file his petition in the county court of the proper county therefor, and if the will is not in his possession or control, state in whose possession and control, to the best of his knowledge and belief, the same is, and what persons, so far as he knows or believes, are interested in the probate thereof. The court or clerk shall thereupon award the proper process against the persons (if any) alleged in said petition to have the custody and control of such will, which process shall be executed and returned in the same manner as other process; and if any such persons be non-residents of this state, or their names be unknown, the court or clerk shall make the necessary order of publication as to them; and if any of the persons so interested be infants, or of unsound mind, the court shall appoint a guardian *ad litem* for them, who shall attend to their interest therein.

If objection be made, what then.

When probate of such will is confirmed by court, how treated.

Petition for probate of will; where and by whom filed; what to state.

Process in such case; by whom and against whom awarded; how executed and returned.

Order of publication as to non-residents, etc.

When guardian *ad litem* appointed.

29. Any person feeling himself aggrieved by any order or sentence of the county court confirming or refusing to confirm the action of the clerk of the county court as to the probate of any will, or in admitting or refusing to admit any will to probate, may, within one year, or if such a person be under any disability, within one year after such disability is removed, file his petition in the circuit court of such county, or before the clerk thereof, appealing to said circuit court from such order or sentence, stating in said petition the grounds of his appeal, and the parties interested in the probate of the will; and in case of such appeal, it shall be the duty of the clerk of the county court, as soon as possible after he is informed thereof, to transmit to the clerk of the circuit court, the said will and all the original papers filed or used in the proceedings for such probate, together with copies of all orders and proceedings thereon. The clerk of the circuit court shall, upon the filing of such petition, issue the proper process thereon, and the case shall be proceeded in, tried and determined in said court, regardless of the proceedings before the county court or clerk thereof, and in the same manner in all respects as if the application for such probate had been originally made to the circuit court.

Appeal from decision of county court; when, how and within what time.

What to set forth in petition.

Duty of clerk of county court in such case.

Duty of clerk of circuit court in such case.

How case proceeded in, tried and determined.

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER LVI.

AN ACT making an appropriation to complete the copying of valuable war records in the office of the adjutant general.

[Passed February 22, 1883.]

Preambles; reciting reasons for completing the copying of valuable war records in adjutant general's office.

WHEREAS, A large portion of the muster rolls of the soldiers in the service of the state of West Virginia during the war, have by constant reference become illegible, worn out and almost practically useless, and such records being necessary to the war department at Washington, D. C., as a means of verifying the service actually rendered by the soldiers of this state, who are entitled to the reward offered by the government, in the shape of pensions, bounty claims and land allowances; and,

WHEREAS, The legislature of the state has already provided for the purchase of enough material, and has incurred the expense of having blank forms printed to complete the copying of such records, and a further appropriation being necessary to finish the work already begun, and to bind the same in a substantial and durable form; therefore,

Be it enacted by the Legislature of West Virginia:

Appropriation to complete copying of valuable war records.

Governor to direct such copying, etc.; expenses, how paid.

1. That the sum of twelve hundred dollars, or as much thereof as may be necessary, to complete the copying of said records, be, and the same is hereby, appropriated, out of any money in the treasury not otherwise appropriated, to be expended in completing said work. Such copying to be done under the direction of, and in such manner, and upon such terms, as may be prescribed by the governor; and the expense thereof shall be paid from the treasury, upon orders drawn by the governor.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER LVII.

AN ACT to amend and re-enact sections six and forty-nine of chapter thirty-one of the code of West Virginia, concerning the "sale of real estate for taxes," as amended and re-enacted by chapter one hundred and seventeen of the acts of one thousand eight hundred and seventy-two and seventy-three, and chapter one hundred and thirty of the acts of one thousand eight hundred and eighty-two.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That sections six and forty-nine of chapter thirty-one of the code of West Virginia, as amended and re-enacted by chapter one hundred and seventeen of the acts of one thousand eight hundred and seventy-two and seventy-three and chapter one hundred and thirty of the acts of one thousand eight hundred and eighty-two, be, and the same are hereby, amended and re-enacted so as to read as follows :

Code amend-  
ed: sections 6  
and 49 of chap-  
ter 31, as  
amended by  
chapter 117,  
acts 1872-3, and  
by chapter 130,  
acts 1882.

6. Within ten days after receiving such lists, the sheriff or collector shall make out and cause to be published, once in each week for four successive weeks, in some newspaper published in the county, prior to the day of sale, an abstract of such list, in form or effect as follows :

Real estate  
sold for taxes:  
abstract of list  
of, to be made  
out and pub-  
lished by sher-  
iff, when and  
how.

*Sale of Real Estate for Taxes.*

"Notice is hereby given that the following described tracts or lots of land in the county of \_\_\_\_\_, which are delinquent for the non-payment of taxes for the year (or years) 18—, will be offered for sale by the undersigned sheriff (or collector) at public auction at the front door of the court house of said county, between the hours of ten in the morning and four in the afternoon on the — day of — 18—. Each tract or lot, or so much thereof as shall be necessary, will be sold for so much cash as is sufficient to satisfy the amount due thereon, as set forth in the following table :

Form of notice  
and abstract of  
such list.

Name of person charged with taxes.	Quantity of land.	Local description.	Total amount of taxes, interest, costs of publication and commissions, being amt. necessary to redeem before sale.	Total amount of taxes, interest, costs of publication, commissions and fee for receipt.

"Any of the aforesaid tracts or lots may be redeemed by the payment to the undersigned, sheriff (or collector), before sale, of the amount due thereon.

"Given under my hand this — day of —, 18—.

"A. — B. —,

"Sheriff (or Collector)."

When such land to be sold; how and for what.

One copy of lists received from auditor to be posted at court house; when.

When sale postponed, for certain causes, to succeeding year; when then to commence.

Cost of publishing notice; how paid; exception when land is bought by state.

The real estate mentioned in such list, or so much thereof as shall be sufficient to satisfy the taxes, with the interest on the same, and a commission of five per cent. on the whole amount to the sheriff or collector, shall be sold at public auction, between the hours of ten in the morning and four in the afternoon, on the first day of the next November or December term of the circuit or county court of the said county, which ever may be held first after the posting of said list and the publication of said notice as herein required; or if no term of either court be held in said county in November or December, then on the second Monday in December next thereafter, unless the said taxes, interest and commissions are sooner paid to the sheriff or collector, or into the treasury of the state. He shall also as soon as such abstract is published the first time in a newspaper, as herein required, post one of the copies of the list received from the auditor, on the front door of the court house, with a like notice appended thereto. If the lists herein named be not received by the sheriff in time to publish such notice and make such sale in the month of November or December, as herein provided for, said sale shall be commenced on the first day of a circuit or county court for such county, which ever may be held first in the succeeding year next after the publication of such notice of sale. The cost of publishing such notice in a newspaper, as herein before required, shall be equally distributed among the several tracts or lots of land therein named, and the amount there-

by apportioned to each tract or lot shall be added to the sum for which such tract is sold, and the same shall be paid from the proceeds thereof by the sheriff or collector making the sale, except that when any tract sold at such sale is purchased by the state, the sum due for such publication shall be paid out of the school fund in the treasury of the state upon the certificate of the auditor of the amount so due. But if any one or more of the tracts or lots of land are, in any respect, not printed in such newspaper as the same is stated and set out in the abstract furnished by the sheriff for publication, no compensation shall be paid for the publication of such tract, and no sale of any such real estate as is sold by such sheriff, as aforesaid, or deed therefor to the purchaser thereof, shall be, in any way or manner affected by reason of any mistake in the publication, or posting, of such list or notice, or of the notice mentioned in section forty-nine of this chapter, in any newspaper in which the same is published, or by the sheriff or collector posting the same, as to the name of the owner, the quantity or location thereof, the amount for which it is to be sold, the year or years for which it is delinquent, or otherwise. If there be no newspaper published in the county, or if no newspaper therein will publish said list and notice for the compensation provided by law, then the sheriff shall set up one of the lists so received by him as aforesaid at the front door of the court house of his county, with the notice of sale therein provided for attached thereto, at least four weeks before the time stated in such notice, at which such sale will commence, and shall post a written or printed copy of such notice (but not of such delinquent list) at some public place in each magisterial district of his county, at least twenty days before said sale. In such case the notice shall state that the delinquent list has been posted at the door of the court house of the county. Such taxes, interest, costs of publication and commissions, may be paid to the sheriff or collector at any time before such sale, and he shall make a list of the real estate within the county, the taxes on which were paid to him as aforesaid, and return the same to the auditor. After such sale as in the succeeding section is mentioned, if any such real estate be not sold as therein required, it shall be presumed that such taxes, interest and commissions were paid, in the absence of proof to the contrary.

Publication of tracts incorrectly not to be paid for.

Mistakes in publication or posting not to affect validity of sale.

When sheriff may post one of the lists; and not publish list and notice; how, where, etc.

In such case, what notice to state.

Taxes, etc., may be paid to sheriff before sale; list to be sent to auditor.

Taxes, etc., presumed to be paid when land not sold.

49. It shall be the duty of the sheriff or other officer making sales of lands by virtue of this chapter, within one month after such sales are closed, to cause to be published in some newspaper in his county, (if one be printed therein,) a list of all the sales made by him as aforesaid, describing the tracts, as well as the quantity of the land sold, and to whom sold, once in each week for four successive weeks, which publication shall be made,

Sheriff to publish list of sales of lands for taxes; when, how, etc.



in all respects, subject to the provisions of section six of this chapter, and shall be in form or effect as follows :

*"Lands Sold for Taxes.*

Form of such list.

"List of real estate sold in the county of \_\_\_\_\_, in the month (or months) of \_\_\_\_\_, 18—, for the non-payment of the taxes charged thereon for the year (or years) 18—, and purchased by individuals :

Name of person charged with taxes.	Local description of lands.	Quantity of land charged.	Quantity of land sold.	Name of purchaser.	Wholesale amount paid by the purchaser.

Who may redeem such real estate: how and when.

"The owner of any real estate above described and sold, his heirs or assigns, or any person having a right to charge such real estate for a debt, may redeem the same by paying to the purchaser, his heirs or assigns, within one year from the sale thereof, the amount specified in the last column of the above table, and such additional taxes thereon as may have been paid by the purchaser, his heirs or assigns, with interest on said purchase money and taxes at the rate of twelve *per centum* per annum, from the time the same may have been so paid.

"Given under my hand this \_\_\_\_\_ day of \_\_\_\_\_, 18—.

"A \_\_\_\_\_ B \_\_\_\_\_,  
"Sheriff (or Collector)."

Costs of publication; what to include and by whom paid.

When sheriff may post list and not publish notice of sales made by him; where, etc.

The sheriff shall include in the costs of publication to be paid by the purchaser, the costs of such publication as fixed by law. If there be no newspaper published in the county, or if no newspaper therein will publish such notice for the compensation provided by law, it shall be the duty of the sheriff to post in the most public place, in each magisterial district in his county, a list of all sales by him so made, describing the tracts, as well as the number of acres sold, and to whom sold.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

CHAPTER LVIII.

AN ACT amending and re-enacting sections two, twenty-five, twenty-six, twenty-seven, twenty-eight and twenty-nine, of chapter fifty-four of the code of West Virginia, concerning the incorporation of joint stock companies, without special charters, as amended and re-enacted by chapter seventeen of the acts of one thousand eight hundred and eighty-one.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That sections two, twenty-five, twenty-six, twenty-seven, twenty-eight and twenty-nine, of chapter fifty-four of the code of West Virginia, concerning the incorporation of joint stock companies, without special charters, be, and the same are hereby, amended and re-enacted so as to read as follows :

Code amend- ed; sections 2, 25, 26, 27, 28 and 29 of chap- ter 54, as amended by chapter 17, acts 1881.

2. Such companies may be incorporated for the follow- ing purposes :

Joint stock companies without special charters; for what pur- poses may be incorporated.

I. For manufacturing, mining or insuring.

II. For constructing and maintaining lines of magnetic telegraph, telephones, lines of piping or tubing for the transportation of oils or other fluids; and carrying on the business properly pertaining to such works and improvements.

III. For establishing hotels and springs companies, gas works, water works, cemeteries, or building and loan associations, and transacting the business properly per- taining thereto.

IV. For universities, colleges, academies, seminaries, schools or institutes, for the purpose of teaching any branch or branches of useful information or learning, or promoting religion, morality, military science or discipline; or the diffusion of knowledge, including library companies and literary and scientific associations.

V. For agricultural and industrial societies.

VI. For benevolent associations, societies and orders, including orphan, blind and lunatic asylums and hos- pitals, lodges of free and accepted masons, independent order of odd fellows, improved order of red men, sons of temperance, good templars, and knights of pythias, and all other associations, societies and orders of like char- acter.

VII. For gymnastic purposes.

VIII. For railroads and other works of internal im- provement.

IX. For banks of issue and circulation, and of discount and deposit, and for savings institutions.

X. And for any other purpose or business useful to the public for which a firm or copartnership may be lawfully formed in this state.

Building and loan associations; for what purposes formed.

If money be diverted from purposes expressed in preceding section, what then.

May fix an ultimate value for shares of stock; how; minimum of such value.

May advance or award ultimate value of any shares; when, how and to whom.

Minimum premium, etc., etc.; how fixed.

Stated dues upon shares, may be levied and collected; maximum of such dues.

Also, stated dues upon ultimate value of shares advanced; what not to exceed.

Fines; for what assessed and collected.

Amount of fines; how fixed, etc., to be uniform, etc.

But one fine for failure to pay interest or dues.

25. Building and loan associations formed under this chapter, may be for the purposes of raising money, as hereinafter provided, to be distributed among their members, and by such members used in buying lands or houses, or in building or repairing houses, or for paying and liquidating liens on houses and other real estate.

26. In any case where the money of any such association shall be diverted from the purposes expressed in the preceding section, such association shall not be entitled to the privileges conferred upon it in the succeeding section.

27. Every building and loan association may, by its by-laws, fix an ultimate value for the shares of its stock, so that the same be not less than one hundred and thirty dollars for each share, and at any time may pay in advance to such member as shall bid the highest premium therefor at a *bona fide* sale, the ultimate value of any shares held by him less such premium; or in default of bidders at or above a minimum premium, may award to a member the ultimate value of any shares held by him less such minimum premium; the minimum premium and the mode of making and enforcing the award to be fixed by the by-laws. Such association may also levy, assess and collect from its members, stated dues upon every share of its stock, the amount of such dues to be fixed by its by-laws, but not to exceed twenty-five cents per week upon each share, and may levy, assess and collect from members to whom the ultimate value of shares, less the premium as aforesaid, shall have been advanced or awarded, stated dues upon each of such shares, in addition to those assessed upon other shares; but not exceeding upon each share three-fourths of the amount of such other dues, which additional dues shall be fixed by the by-laws. It may also levy, assess and collect from its members fines for default in the payment of any dues, or for failure to comply with or perform any other obligation or duty to the association. The amount of the respective fines shall be fixed by the by-laws, and they shall be imposed under regulations to be made in the by-laws, but such fines shall be uniform, and where they are for default in the payment of dues, shall be in proportion to the amount of the dues for the failure to pay which they are imposed; but no member shall be fined more than once for a failure to pay interest or dues for the same default. The transaction shall not be deemed

usurious, although any or all of the dues, fines and premiums shall exceed the legal rate of interest on the amount of money received by the member. Transactions not deemed usurious.

28. In cases where there shall be an advance or award to a member, of the ultimate value of any shares, less the premium as aforesaid, the association may take personal security, or a mortgage, or deed of trust upon real or personal property, or a transfer or pledge of shares of its stock, to secure the payment of all the dues, to become due from such member, and the payment of any fines which may become due from him. Such association may acquire, hold, convey and encumber all such property, real and personal, as may be so taken as security, or may be otherwise transferred to it in the due course of its legitimate business. Advance or award of the ultimate value of any shares; what security may be taken, and for what. Power of association as to property so taken as security.

29. Every such association shall adopt by-laws, which shall embrace all the provisions of the four preceding sections, and such further provisions for its government and the management of its business, not inconsistent with these sections, as it may deem proper. By-laws of association, what to embrace.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

CHAPTER LIX.

AN ACT to amend and re-enact section forty-seven of the "Act to incorporate the city of Wheeling, in Ohio county," which section relates to sidewalks.

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section forty-seven of the act of the general assembly of Virginia, entitled "An act to incorporate the city of Wheeling, in Ohio county," passed on March eleventh, one thousand eight hundred and thirty-six, be amended and re-enacted so as to read as follows : Section 47, acts general assembly of Virginia, 1836, amended.

47. It shall be lawful for the council to establish the width of any sidewalk along any street, alley or public square, or part thereof, and cause to be set, or re-set, the curbing thereon, and to require that when any such street, alley or public square, or part thereof, shall be sidewalks: authority and duty of council of city of Wheeling in relation to.

prepared for the laying of sidewalks, by the setting of curbstones by the city, the owners of any grounds fronting on such street, alley or square, shall properly pave the sidewalks adjacent to their property; and in case of the failure or refusal of any such owner to so pave the same, to cause the same to be properly paved by the city, and to levy and collect from such owner the cost of the paving adjacent to his property, or where the cost cannot be conveniently ascertained, to levy and collect a special tax to defray the expense of such paving, upon the owners of such adjacent ground, who fail to pave as required, by an assessment upon each, proportioned to the number of front feet which he shall own. The board of public works shall have power in like manner to require the owners of property adjacent to any paved sidewalk, whether heretofore or hereafter constructed, to keep the same in repair, and in default of their doing so, to cause the same to be repaired, and assess the cost thereof upon such owners. It shall be lawful for the officer authorized to collect any such tax or assessment, to collect the same from the owners of such grounds, or from the persons in the possession or occupancy thereof, or from any of them, by distress and sale in the same manner in which taxes levied for the benefit of the city are authorized to be collected.

Power of board of public works as to the repair of sidewalks.

From whom such tax or assessment may be collected; how.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER LX.

AN ACT to make the lot owned by Hezekiah Stuck, and upon which he now lives, near Clarksburg, in this state, a part of the Clarksburg independent school district, in the county of Harrison.

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

Lot upon which H. Stuck resides, made part of Clarksburg independent school district.

1. That the lot owned by Hezekiah Stuck, and upon which he now lives, near Clarksburg, in this state, be, and the same is hereby, made a part of the Clarksburg independent school district, in the county of Harrison.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

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CHAPTER LXI.

A BILL for the relief of John Richter.

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That the sum of seventy-five dollars and seventy-six cents be, and the same is hereby, appropriated out of any moneys in the treasury not otherwise appropriated, to pay John Richter, of Marion county, being a balance in his favor for his services and expenses incurred in tracing up one William Cunningham, who was charged and afterwards convicted of felony for horse stealing, and in going to and returning from the state of Pennsylvania as the agent appointed by his excellency, Henry M. Mathews, governor of the state of West Virginia, and lodging said Cunningham in the jail of Harrison county, West Virginia.

Appropriation to pay John Richter; for what.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

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CHAPTER LXII.

AN ACT authorizing the assessment in one tract of contiguous lands owned by the same person.

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That any owner of two or more contiguous tracts of land, situate in the same magisterial district of any county, may, by filing with the clerk of the county court of such county, an affidavit showing the relative locations of said tracts, their ownership and present description upon the assessor's books, have the same consolidated

Contiguous lands; assessment of two or more tracts of, in one tract, authorized; when and how.

and charged as one tract upon the assessor's books of said district, for the succeeding year and thereafter.

Duty of clerk of county court as to such consolidation.

2. The said clerk, upon presentation to him of such affidavit and request of such owner, shall consolidate said several tracts of land by aggregating the quantities and valuations thereof, found upon the last assessor's books; and shall enter the same as one tract upon the assessor's books of said district for the year next ensuing, and thereafter, making a proper note opposite the last entry of each of said several tracts, showing with what tracts the same had been consolidated, and a like note opposite the entry of the consolidated tract showing of what tracts said charge is composed.

Fee of clerk: by whom paid: penalty for failure to perform any duty required.

3. For his services in this behalf, said clerk shall be entitled to receive from such owner a fee of one dollar; and for his failure to discharge promptly any of the several duties imposed by this act, he shall be deemed guilty of a misdemeanor and fined not less than twenty-five nor more than fifty dollars.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER LXIII.

AN ACT providing for the keeping of ropes, wire ladders or other proper fire escapes, in all rooms above the second floor in all hotels and taverns.

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

Keepers of hotels and taverns required to provide proper fire escapes: when and how.

Penalty for failure.

1. That each keeper of a hotel or tavern in this state, shall, within sixty days after this act takes effect, provide and keep constantly in each room of the hotel and tavern above the second floor, a knotted rope, wire ladder or other proper fire escape of sufficient strength and length, strongly attached or fastened to some outside window in said room, by which any person or persons in any of the rooms in such building may escape from the windows in case of fire; and upon failure to provide and keep such rope, wire ladder or other proper fire escape, the keeper shall be guilty of a misdemeanor, and on conviction thereof, fined not less than twenty-five dollars, nor

more than fifty dollars for each month he shall fail to comply with the provisions of this act.

2. The provisions of this act shall not apply to any hotel that has a regular and proper fire escape, connected with each hall in said hotel. To what hotels provisions of act not to apply

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

#### CHAPTER LXIV.

AN ACT to amend and re-enact section ten of chapter sixty of the code of West Virginia, as amended and re-enacted by chapter one hundred and forty-eight of the acts of one thousand eight hundred and seventy-two and three, concerning enclosures and trespasses.

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section ten of chapter sixty of the code of West Virginia, as amended and re-enacted by chapter one hundred and forty-eight of the acts of one thousand eight hundred and seventy-two and three, be, and the same is hereby, amended and re-enacted so as to read as follows : Code amended; section 10 of chapter 60, as amended by chapter 148, acts 1872-3.

10. Any person desiring to build such division fence or to repair the same when it is not a lawful fence, may give notice in writing to the proprietor of any adjoining lands, or to his agent, of his intention to build or repair such fence, and requiring him to build or repair his just portion thereof. The party so served with such notice, shall, within ten days thereafter, in case he elects to let his lands lie open, serve notice in writing on the party desiring to build or repair such fence, of such election, and upon his failure to do so he shall be liable to the party building or repairing such division fence, for his just proportion for the expenses thereof, in case he fails to build or repair the same. Division fences: notice to build or repair, when not a lawful fence. Duty of person served with such notice, if he elect to let his lands lie open: his failure makes him liable for a just proportion of the expenses.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.



## CHAPTER LXV.

AN ACT to authorize county boards of examiners to issue, under certain restrictions, certificates good for four years.

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

Teachers' Certificates: county boards of examiners authorized to issue, good for four years; when and how.

1. That the county board of examiners provided for in section twenty-seven of chapter forty-five of the code, as amended and re-enacted by chapter one hundred and forty-seven of the acts of one thousand eight hundred and eighty-two, shall, under the provisions and restrictions of this act, at one of the annual examinations authorized by section twenty-eight of said chapter of the code, as amended and re-enacted by chapter fifteen of the acts of one thousand eight hundred and eighty-one, to be designated by them, issue certificates, good in the county in which they are granted, for four years from the date thereof, to the following persons, that is to say: To those who have theretofore been teachers in the schools of the county in which they apply for at least three years next preceding the date of their application, and have held, during said years, none other than number one certificates, granted by the board of examiners for said county, and have taught successfully in said county, for at least one term in each of said years, and who shall, upon the examination hereby authorized, obtain an average of not less than ninety per cent. on the different branches of study required by law to be taught in the schools of the state, and shall not fall below seventy-five per cent. on any one branch, and shall obtain not less than ninety-five per cent. on the art of teaching.

To what persons such certificates issued.

2. The county superintendent shall collect from every person who applies for the certificate provided for in this act, a fee of one dollar, to be disposed of as the law now directs; and said certificates may be revoked in the same manner and for the same causes as other certificates are revoked.

Fee for such certificates; by whom collected; how disposed of. Certificates may be revoked.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER LXVI.

AN ACT establishing "Scribner's rule" as the lawful rule for the measurement of lumber, logs and timber of all kinds, in West Virginia.

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That "Scribner's rule" for the measurement of logs, lumber and timber of all kinds, is hereby established as the lawful rule in this state for the measurement of all kinds of lumber, logs and timber, unless some other rule be agreed to.

Measurement of lumber, logs and timber, what rule established as the lawful rule for, unless, etc.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER LXVII.

AN ACT to amend and re-enact section two of chapter seventy-six of the code of West Virginia, as amended and re-enacted by chapter forty-nine of the acts of one thousand eight hundred and eight-two, concerning the release of liens.

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section two of chapter seventy-six of the code of West Virginia, as amended and re-enacted by chapter forty-nine of the acts of one thousand eight hundred and eighty-two, be amended and re-enacted so as to read as follows :

Code amended; section 2 of chapter 76, as amended by chapter 49, acts 1882.

2. Releases and their acknowledgment may be in form or effect as follows :

I. In case of a mortgage or deed of trust: "I, A—B—, hereby release a mortgage (or deed of trust), made by C—D— to me (or to E—F—, my trustee, or to —, and assigned to me), dated the — day of —, and recorded in the office of the clerk of the county court of — county, West Virginia, in deed book —, page —,

Release of liens: forms of, and their acknowledgment In case of mortgage or deed of trust.

(to be signed) A—B—, acknowledge before the subscriber, this — day of —; (to be signed) G—H—, justice, (or clerk of the county court, notary public, etc., as the case may be).”

In case of lien for purchase money, etc.

II. In case of a lien for purchase money, reserved by conveyance: “I, A—B—, hereby release the right reserved to me in a conveyance executed by me (or myself and wife), to C—D—, dated the — day of — etc., (as in the preceding form).”

In case of judgment or decree.

III. In case of a judgment or decree: “I, A—B—, hereby release a judgment (or decree) in my favor, (or in favor of I—K—, which has been assigned to me; or, in favor of I—K—, for my use), against C—D—, for (stating the amount) with interest and cost, rendered by (stating the court by which, or the justice by whom, it was rendered, and the term or date at which it was rendered to be signed and acknowledged as above).” Every assignment of any such lien must be acknowledged by the assignor in the same manner as a release of a lien is acknowledged; and when such lien is released by the assignee thereof, such assignment must be recorded with the release.

Assignment of lien; what necessary therefor, when recorded with release.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER LXVIII.

AN ACT to repeal chapter one hundred and seventy-two of the acts of one thousand eight hundred and eighty-two, making provisions for an independent school district, of the town of Mannington, in Marion county.

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia:

Act repealed: creating independent school district of Mannington.

1. The act approved March the eleventh, one thousand eight hundred and eighty-two, making Mannington, in Marion county, an independent school district, is hereby repealed.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER LXIX.

AN ACT to amend and re-enact section two of chapter one hundred and fifteen of the acts of one thousand eight hundred and seventy-two and seventy-three, concerning the protection of agricultural and other industrial societies.

[Passed February 23, 1888.]

Be it enacted by the Legislature of West Virginia :

1. Section two of chapter one hundred and fifteen of the acts of one thousand eight hundred and seventy-two and seventy-three, entitled, "An act for the protection of agricultural and other industrial societies," is hereby amended and re-enacted so that the same shall be and read as follows :

Section 2 of chapter 115, acts 1872-3, amended.

2. All such persons so appointed shall have full power, and it shall be their duty to suppress all riots, disturbance and breaches of the peace that may occur on such fair grounds, or within one mile thereof, during the times such fairs are being held, and may, upon view, arrest any person who may, at such time and place, be guilty of violating any law of this state, and may pursue and arrest any such person anywhere in the state, and bring him before any justice of the county in which such offense was committed; and the justice, if he considers that there is sufficient cause to charge the party with violating the law, shall certify to the circuit court of the county the nature and character of the offense, and shall take from the party a recognizance, with good security, in the sum of not less than one hundred, nor more than five hundred dollars, conditioned, for his appearance before the said court and answering any indictment that may be made against him, and not departing without leave of the court, and for his keeping the peace and being of good behavior until he shall appear before the said court; and the justice shall immediately transmit said certificate and recognizance to the clerk of said circuit court, together with a list of the witnesses on the part of the state. Should the party fail to enter into such recognizance, the justice shall commit him to the county jail for trial, and shall make out a warrant of commitment to the jailer, who shall detain him in his custody until discharged by order of said circuit court, unless he sooner enter into such recognizance before some justice of the county. Should such last named recognizance be entered into, the justice taking the same shall transmit it to the clerk of the circuit court; and the justice making such commit-

Special police officers for protection of agricultural, etc., societies; powers and duties of such officers.

Duty of justice before whom offending party is brought.

Should party offending fail to enter into recognizance; what then.

Duty of justice taking last named recognizance.

Duty of justice making commitment.

ment, shall transmit a copy of it to said clerk, together with a list of the witnesses on the part of the state.

[Approved February 24, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER LXX.

AN ACT regulating the working and proper ventilating and drainage of coal mines, and providing for the appointment of a mine inspector.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

Inspector of mines; governor or to appoint; when.

His term of office.

His qualifications.

Vacancies; how filled.

Oath of inspector; certificate of having taken such oath; where filed.

His bond; penalty; by whom approved; conditions of.

His salary and traveling expenses; when paid.

1. The governor shall, on or before the first day of July, one thousand eight hundred and eighty-three, and in every second year thereafter, appoint an inspector of mines for this state. Every person so appointed shall, unless he be sooner removed, as hereinafter provided, continue in office until his successor is appointed and qualified. He must be a resident of this state and a mining engineer, and possess a competent knowledge of mining and working coal mines, and of properly draining and ventilating the same, and the nature and constituent parts of noxious gases and impure air of mines, and the various methods of expelling the same from mines. Vacancies in the said office shall be filled by the governor for the unexpired term.

2. Every person so appointed shall, before entering upon the discharge of the duties of his office, take an oath before some person authorized by law to administer oaths, that he will support the constitution of the United States and the constitution of the state of West Virginia, that he will faithfully and impartially, and to the best of his ability, discharge the duties of his office during his continuance therein, and file a certificate of his having done so in the office of the secretary of state, and shall give a bond in the penalty of two thousand dollars, to be approved by the governor, conditioned that he will faithfully and impartially discharge the duties of his office. The salary of such inspector shall be twelve hundred dollars per annum, and his necessary traveling expenses, which shall not exceed five hundred dollars per annum; such salary and expenses to be paid quarterly out of the state treasury.

3. The owner, lessee or operator of every coal mine in which fifteen or more persons are engaged as miners, where the same has not already been done, shall make or cause to be made an accurate map or plan of the working of such mine, on a scale to be stated and shown thereon. Such map or plan, whether heretofore or hereafter made, shall show the workings of such mine, the *general* inclination of the coal strata, and, if the tract or parcel of land on which said mine is, does not exceed five hundred acres, the boundary line thereof, and the point thereon at which said mine is located. A true copy of every such map or plan shall be delivered by such owner, lessee or operator, to the inspector of mines within six months from and after the passage of this act, to be preserved among the records of his office, and open to inspection, and turned over to his successor in office; and another such copy shall be kept by such owner, lessee or operator, at his principal office or place of business in the state for like purposes; and such owner, lessee or operator shall furnish to the inspector of mines, on the first days of January and July, or within five days thereafter, in every year, a statement and map or plan of the progress of the workings of such coal mine during the six months preceding, to enable the inspector to mark the same upon the map or plan of such coal mine furnished him as aforesaid. If such owner, lessee or operator shall fail or refuse to make or furnish said statement and map or plan, as herein required, for a period of one month after it becomes his duty to do so under the provisions of this section, the inspector of mines is hereby authorized and required to make such statement, map or plan, or cause it to be made at the expense of such owner, lessee or operator; and if he refuse to pay for the same, the reasonable expenses so incurred may be recovered against him by action in any court or tribunal having jurisdiction in the case, by the person making the same.

Map or plan of mine to be made: by whom: when and how.  
What to show.

Copy of such plan, etc., to be delivered to inspector: by whom and when: how preserved, etc.

Copy to be kept by owner, etc.: where and for what.

Statement and map of progress of working mine to be furnished inspector: when: by whom: for what time and for what.

If owner, etc., fail to make such statement and map: inspector to make same, etc., at expense of such owner, etc.

How such expense recovered.

4. It shall be the duty of such inspector of mines, at least once every twelve months, and oftener if necessary, carefully to examine all coal mines in the state, a map or plan of which is required to be made by the next preceding section, to see that the same are, as far as practicable, well and sufficiently drained, and well and properly ventilated, and that every reasonable precaution is taken to insure the safety of all persons working therein.

Duty of inspector as to examining such coal mines.

5. It shall be the duty of every owner, lessee or operator of every such coal mine that may be now, or hereafter, operated in this state, where the same has not already been done, whether such mine be worked by slope, shaft or drift, to cause the same, when practicable, to be well drained, and to provide and establish, within six months from the passage of this act, for every such mine, a proper

Duty of owner, etc., of such coal mine, as to drainage and ventilation.

and sufficient system of pure air ventilation, which shall be maintained through every working heading throughout the entire mine, and sufficient to expel from said mine the noxious gases, or impure air therein, so that the entire mine shall, so far as the same is used and opened, be in a healthful condition for the men working therein, and free from danger to their lives and health, arising from such gases and impure air.

Overseer or mining boss; owner, etc., to appoint, who is competent and practical; duties of such overseer or boss.

Further duties of such overseer or boss; duty of owner, etc., when he is informed of danger in working mine.

**Proviso.**

Duty of owner, lessee, etc., as to keeping proper timber; where and for what; penalty for failure.

Further duty of owner, lessee, etc., as to drainage and safe condition of mine, and noxious gases therein.

6. In order for the better carrying out of the provisions of this act, the owner, lessee or operator of every such coal mine shall employ a competent and practical overseer, or mining boss, whose duty it shall be to keep a careful watch over all the ventilating apparatus placed in such mine, as well as the air ways, traveling ways and supports of every kind placed therein, and to see that all loose coal and rocks in the entry over-head be removed or carefully secured, so as to prevent injury to the persons working therein, unless such owner, lessee or operator being competent as aforesaid, performs such duty himself. It shall also be his duty, whenever he shall discover that the ventilation of any mine under his charge, as aforesaid, is insufficient, or that for any reason it is dangerous to the health and safety of the persons employed in said mine to remain and work therein, to forthwith inform the owner, lessee or operator of such mine, by whom he is so employed, thereof, and it shall thereupon be the duty of such owner, lessee or operator, to proceed at once, by the use of all available and necessary means at his command to remedy and remove the danger: *Provided*, Such owner, lessee or operator desires to continue operating such mine. And it shall be the duty of every such owner, lessee or operator, of such coal mine, to keep at or near the main entrance thereto, a sufficient amount of timber, of the proper size and kind, to be placed therein whenever it may be necessary to secure any loose rock or coal over-head, in any part of said mine which may be in use, so as to prevent injury to the persons working therein; and any such owner, lessee or operator, who shall wilfully or negligently fail to do so, shall be guilty of a misdemeanor, and upon indictment and conviction, fined not less than twenty nor more than one hundred dollars, at the discretion of the jury, for each and every such offense.

7. The owner, lessee or operator of every coal mine shall use all reasonable means in his power to render and keep such coal mine well drained and in the best and safest condition possible for the safety of the persons working therein, and whenever he is informed of the existence of any noxious gases or impure air therein, he shall, if he knows or is informed of what is necessary to be done, forthwith cause the same to be removed therefrom; and if he does not know or is not so informed, he

shall forthwith call upon the inspector of mines to examine said mine and determine what is necessary to be done to remove such noxious gases and impure air; and it shall be the duty of such inspector when called on for such purpose either by such owner, lessee or operator, or by any ten or more miners working in such mine, to proceed as soon as possible to such mine and carefully examine the same; and if he find that such gases or impure air exist therein, or that the same is not properly drained, and that the draining thereof is practicable, he shall in writing require said owner, lessee or operator to proceed at once to properly and effectually ventilate or drain such mine, or both, if necessary, and make such suggestions in relation thereto as he thinks proper; and if such owner, lessee or operator shall not, as soon as practicable, cause said mine to be so ventilated and drained, he shall be guilty of a misdemeanor, and be fined not less than twenty nor more than one hundred dollars.

Duty of inspector when called on by owner, etc., or by ten or more miners.

What inspector, when necessary, may require owner, lessee, etc., to do, penalty on such owner, etc., for failure

8. Any owner, lessee or operator of such coal mine, who shall willfully fail or refuse to comply with any of the provisions of this act, or the instructions of the inspector in the absence of an appeal or the judgment of the court upon any appeal, shall be guilty of a misdemeanor, and if no other penalty is prescribed for such offense, be fined not less than twenty nor more than one hundred dollars.

Penalty on owner, lessee, etc., for willfully failing or refusing to comply with provisions of this act, or instructions of inspector.

9. It shall be the duty of such inspector of mines, on or before the first day of January in each year, to make a report to the governor of his proceedings as such inspector, and the condition of each and every mine in the state, which has been operated for more than two months preceding the date of his report, and stating therein all accidents that may have happened in the working and operating of said mines, the number of persons, if any, working in and about said mines, who have been injured or killed, the cause thereof, so far as he has been able to ascertain, and all the facts at his command in relation thereto. He shall also make such suggestions and recommendations in relation to said mines, and the proper legislation relating thereto, as he may deem proper and necessary.

Report of inspector to governor: when: what report to contain.

10. The inspector of mines may be removed from office by the governor for incompetency, neglect of duty, immorality, drunkenness or for other good cause.

Inspector may be removed: for what.

[Approved February 26, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.



## CHAPTER LXXI.

## AN ACT for the relief of J. F. D. Bowman.

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

Appropriation  
to pay J. F. D.  
Bowman; for  
what.

1. That the sum of one hundred and eighty-seven dollars and forty cents, be, and the same is hereby, appropriated out of any money in the treasury not otherwise appropriated to pay J. F. D. Bowman, a special constable of Logan county, for his services and expenses in going to and returning from Allen county, Indiana, in the pursuit of Scott Tipton, who was indicted in the circuit court of Logan county for robbery, and for expenses incurred in conveying said Scott Tipton from said Allen county, Indiana, to Logan county, West Virginia.

[Approved February 26, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER LXXII.

AN ACT to amend and re-enact sections seven and ten of chapter thirty-two of the acts of one thousand eight hundred and eighty-two, entitled, "An act to provide for the re-assessment of the value of all real estate within this state, passed February twenty-eighth, one thousand eight hundred and eighty-two."

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

Acts 1882  
amended; sec-  
tions 7 and 10  
of chapter 32 of

Erroneous as-  
sessments; how  
and when ag-  
grieved party  
to proceed to  
have correc-  
tion made.

1. That sections seven and ten of chapter thirty-two of the acts of one thousand eight hundred and eighty-two, be amended and re-enacted so as to read as follows :

7. Any person feeling himself aggrieved by the assessment of his real estate, made under the provisions of this act, may, within one year after the filing of a copy of such assessment with the clerk of the county court, apply, by himself or his agent, to the said court for redress, first giving reasonable notice in writing of his intention to the prosecuting attorney, and stating in such notice

the character of the correction he desires. It shall be the duty of the prosecuting attorney, upon being so notified, to attend to the interests of the state, at the trial of such application. If, upon hearing the evidence offered, the county court shall be of opinion that there is error in the assessment complained of, or that the valuation fixed by the commissioners is excessive, the said court shall make such order correcting the said assessment as is just and proper; a copy of such orders shall be made and certified to the auditor by the clerk within twenty days after the entering of the same; such application shall have precedence of all other business before the court, but any order or judgment made upon such application shall show that the prosecuting attorney was present and defended the interests of the state; and in the event it shall be ascertained that the land has been erroneously assessed, and that the owner has paid such taxes, the court shall order that the excess shall be refunded to him, and if not so paid, he shall be relieved from such excess. But if by evidence presented to the court, they are of the opinion that the re-assessed value of any real estate in any of the several districts of their county is too low, it shall be their duty to increase the same as is just and proper, and have such certified orders made and sent to the auditor as above described. And if it shall be ascertained that the owner of such re-assessed real estate has not paid taxes in accordance with such increased valuation as the court may determine, then the court shall order such deficit to be collected. But no costs shall be taxed for or against either party or the state.

Prosecuting attorney to attend at trial.

When court may correct error in assessment, etc.

Copy of orders certified to auditor; when.

Priority of such application.

What order must show.

Refunding and release of excess of taxes; when.

Court may also increase re-assessed value; when; to be certified to auditor.

Court to order deficit paid on such increased value

No costs.

10. The board of public works shall be a board of equalization to correct and equalize the re-assessment made between the counties, if it shall appear to them that the average value of the real estate in any such county is either too high or too low. The board shall hear all such evidence as may be presented to them, and shall increase or reduce the average value of the real estate in such county according to the evidence so taken, and any other evidence which may come to their knowledge. When they shall have completed their labors, they shall report the same to the auditor who shall certify the same to the clerks of the county courts.

Board of public works made a board of equalization; their powers and duties.

Their report to auditor; his duty as to same

[Approved February 26, 1883.]

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER LXXIII.

AN ACT for the relief of Sarah Thompson, of Boone county.

[Passed February 12, 1853.]

**Preamble.** WHEREAS, Sarah Thompson has paid taxes for each year from one thousand eight hundred and sixty-eight to one thousand eight hundred and eighty, inclusive, on two tracts of land in Boone county, one tract of one hundred and sixty-eight acres charged on the land books in the name of Benjamin Thompson, and the other tract of seventy-five acres, charged in the name of George F. Ferrell; and,

**Preamble.** WHEREAS, A portion of the taxes paid by the said Sarah Thompson were erroneously assessed, and were paid before she had knowledge of such error in the assessment, and the county court having no authority to act in this case; therefore,

Be it enacted by the Legislature of West Virginia:

Appropriation  
to pay Sarah  
Thompson: for  
what.

County court  
of Boone au-  
thorized to re-  
fund taxes im-  
properly paid  
by said  
Thompson.

1. That the auditor draw his warrant in favor of said Sarah Thompson for the sum of twelve dollars and ninety-eight cents, the amount of state and state school taxes improperly assessed and paid on said land.

2. That the county court of Boone county be authorized to make an order directing the county and district taxes, so improperly paid, to be refunded to said Sarah Thompson.

J. J. WOODS,  
*Speaker of House of Delegates.*

THOS. J. FARNSWORTH,  
*President of Senate.*

STATE OF WEST VIRGINIA,  
OFFICE OF SECRETARY OF STATE,  
February 28, 1853. }

I certify that the foregoing act having been presented to the governor for his approval and not having been returned by him to the house of the legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER LXXIV.

AN ACT to amend and re-enact section two of chapter forty-five of the code of West Virginia as revived, amended and re-enacted by chapter fifteen of the acts of one thousand eight hundred and eighty-one of the legislature of West Virginia.

[Passed February 16, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That section two of chapter forty-five of the code of West Virginia as revived, amended and re-enacted by chapter fifteen of the acts of one thousand eight hundred and eighty-one, of the legislature of West Virginia, be, and the same is hereby, amended and re-enacted so as to read as follows :

Code amended: section 2 of chapter 45, as amended by chapter 15, acts 1881.

2. A county superintendent of free schools in each county shall be elected by the voters thereof on the third Tuesday in May, one thousand eight hundred and eighty-three, and every second year thereafter, whose term of office shall commence on the first day of July next after his election, and continue two years, and until his successor shall be elected and qualified according to law. There shall be elected at the same time in each district of the county, by the voters thereof, and every four years thereafter, a president of the board of education, whose term of office shall commence on the first day of July next after his election and continue for four years, and until his successor is elected and qualified according to law. There shall also be elected at the same time in each district in the county, by the voters thereof, two commissioners, and every two years thereafter one commissioner, whose term of office shall commence on the first day of July next after their election, and continue four years, and until their successors are elected and qualified according to law; except that one of the commissioners elected on the third Tuesday in May, one thousand eight hundred and eighty-three, shall serve only two years. The said president and commissioners shall constitute the board of education in the district in which they are elected, and it shall be the duty of the president of said board of education, at the first meeting of said board, in July, one thousand eight hundred and eighty-three, to choose by lot one of the commissioners, already elected, who shall hold his office for two years. No person shall be eligible to more than one office, under the provisions of this chapter at the same time. The voting at said election shall be by ballot, and the same shall be held in each

Election of school officers: county superintendent, when elected; his term.

President of board: when elected; term of office.

Commissioners: when elected; term of office.

Exception as to one commissioner elected in 1883.

Board of education constituted: duty of president of, at first meeting

Eligible to only one office, etc.

Voting: when and where held.

district of the county, at the several places of voting therein for state officers and members of the legislature; and it shall be the duty of the board of education of each district to give at least three weeks' notice of such election, by posting the same at each place of voting and in such other places as they may deem necessary. Poll books for said elections shall be prepared by the board of education of each district for the several places of voting therein and delivered to the commissioners, or some of them, appointed to superintend the election at each place of voting, before seven o'clock A. M. of the day on which the election is held. The county court of each county, and the proper court or tribunal of each city, shall, before every election held under the provisions of this chapter, appoint three commissioners at the court house, and the like number for each place of voting in the county or corporation at which a poll is to be taken, to superintend the said election, and the said election shall be superintended, conducted and returned. and the result thereof ascertained, in all respects as is provided for by law in regard to the election of county and district officers; and all provisions of the law in regard to general elections shall, as far as applicable, govern and apply to elections held under the provisions of this chapter. The county superintendent of free schools shall, immediately upon receiving the certificate of his election, forward a written notice thereof to the state superintendent of free schools. In case of a tie in the vote for members of the board of education, the county superintendent of free schools shall give the casting vote; and in case of a tie in the vote for county superintendent of free schools, the presidents of the several boards of education in the county shall, at a meeting called for that purpose, at the court house of the county, by the clerk of the county court, not less than six nor more than twelve days after the result of such election is ascertained, appoint one of the persons receiving the highest number of votes for said office at said election, as county superintendent of free schools; who shall give notice, as aforesaid, to the state superintendent of his appointment. A notice of such meeting shall be made out by the clerk of the county court, and served upon each president of a board of education in the county, at least three days before the day of such meeting, by the sheriff or other officer, to whom the same may be delivered to be served. The ballots used at said election shall also have written or printed thereon the words, "for school levy," or "against school levy," as the voter may choose, and if a majority of the ballots cast upon that question in a district, have written or printed thereon "for school levy," it shall be the duty of the board of education to make the levies required by the thirty-eighth and fortieth sections of this chapter, for

**Notice; how.**

**Poll books: by whom prepared; to whom and when delivered.**

**Commissioners of election: how appointed; when.**

**How election conducted, etc. and returned.**

**What provisions of law to govern.**

**County superintendent to notify state superintendent of his election; when.**

**Tie vote of members of board; to county superintendent; how determined.**

**Notice to state superintendent.**

**Notice in case of tie vote for county superintendent.**

**Ballots for levy: what written, etc., thereon.**

**When board to make levy; when not to.**

each year during its term of office, but if a majority of the ballots cast in a district have written or printed thereon "against school levy" no levy shall be made by said board for the next year succeeding. But it shall be the duty of said board to cause a special election to be held on the same day in the following year at which the question of levy, or no levy, shall in like manner again be submitted to the people for their decision, and if a majority of the ballots cast at such special election be "for school levy," such levy shall be made as hereinbefore required. Of every such special election the clerk of the board of education of the district shall give notice, by posting the same at each place of voting in the district, at least ten days before the day on which the same is to be held.

Board to again submit question of levy or no levy; when.

Notice of such special election for levy.

J. J. WOODS,  
*Speaker of House of Delegates.*  
 THOS. J. FARNSWORTH,  
*President of Senate.*

STATE OF WEST VIRGINIA, }  
 OFFICE OF SECRETARY OF STATE, }  
 February 28, 1883. }

I certify that the foregoing act, having been presented to the governor for his approval and not having been returned by him to the house of the legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER LXXV.

AN ACT to amend and re-enact section five of chapter fifteen of the acts of one thousand eight hundred and seventy-two, and, also, to amend and re-enact section three of chapter one hundred of the acts of one thousand eight hundred and seventy-three, relating to the Coal River railroad company.

[Passed February 16, 1882.]

Be it enacted by the Legislature of West Virginia :

Acts of 1872 amended; section 5 of chapter 15 of.

1. That section five of chapter fifteen of the acts of one thousand eight hundred and seventy-two, be amended and re-enacted so as to read as follows :

Coal river railroad: chartered companies owning lands, etc., may subscribe, etc., for and own, capital stock in. Power to connect with C. & O. railroad.

5. And it shall be lawful for chartered companies owning land on and along Coal river, including Big and Little Coal rivers, to subscribe for and become owners of the capital stock, or any part thereof, of this company, and the said company shall have the power to connect its railroad with the Chesapeake and Ohio railroad at or near the mouth of Coal river, in Kanawha county.

Acts of 1873 amended; section 3 of chapter 100 of.

2. That section three of chapter one hundred of the acts of one thousand eight hundred and seventy-three, be amended and re-enacted so as to read as follows :

Rights, powers and privileges conferred on company.

3. That all the rights, powers and privileges contained in the twenty-third and twenty-fourth sections of chapter fifty-four of the code of West Virginia, and in the seventh section of the charter of the "Guyandotte and Ohio river railroad and mineral company," be, and the same are hereby, conferred on the Coal river railroad company.

J. J. WOODS,

*Speaker of House of Delegates.*

THOS. J. FARNSWORTH,

*President of Senate.*

STATE OF WEST VIRGINIA, }  
OFFICE OF SECRETARY OF STATE, }  
February 28, 1882. }

I certify that the foregoing act, having been presented to the governor for his approval, and not having been returned by him to the house of the legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

CHAPTER LXXVI.

AN ACT to extend the time within which the Iron Valley and Morgantown railroad company may commence its work of construction.

[Passed February 19, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That the time within which the Iron Valley and Morgantown railroad company may commence the work of constructing its road be, and the same is hereby, extended until the first day of January, one thousand eight hundred and eighty-four, and that the organization of said company, if the actual work of construction of its road bed be begun before the said day, shall be as valid to all intents and purposes as if the said company had begun the work of construction within two years from the filing of its articles of incorporation in the office of the secretary of state.

Iron Valley and Morgantown railroad company: time extended with- in which it may begin its work of construction.

J. J. WOODS,  
*Speaker of House of Delegates.*  
 THOS. J. FARNSWORTH,  
*President of Senate.*

STATE OF WEST VIRGINIA, }  
 OFFICE OF SECRETARY OF STATE, }  
 February 28, 1883. }

I certify that the foregoing act, having been presented to the governor for his approval, and not having been returned by him to the house of the legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.



## CHAPTER LXXVII.

AN ACT to amend and re-enact section ten of chapter twenty-three of the acts of one thousand eight hundred and eighty-one, as amended and re-enacted by section ten of chapter sixty-two of the acts of one thousand eight hundred and eighty-two, concerning the protection of sheep and tax on dogs.

[Passed February 19, 1883.]

Be it enacted by the Legislature of West Virginia :

Acts of 1881 amended: section 10 of chapter 23 of, as amended by chapter 62, acts 1882.

1. That section ten of chapter twenty-three of the acts of one thousand eight hundred and eighty-one, as amended and re-enacted by section ten of chapter sixty-two of the acts of one thousand eight hundred and eighty-two, be amended and re-enacted so as to read as follows :

Tax on dogs; in what counties act not to take effect until adopted by vote of people.

10. But this act shall not take effect or be of force in any of the following named counties, to-wit : Harrison, Greenbrier, Wayne, Barbour, Berkeley, Boone, Logan, Lincoln, Putnam, Lewis, Mason, Monroe, Wetzel, Webster, Monongalia, McDowell, Wyoming, Mercer, Gilmer, Braxton, Fayette, Nicholas, Pendleton, Pocahontas, Preston, Pleasants, Taylor, Tyler, Tucker, Hampshire, Mineral, Raleigh, Summers, Clay, Upshur, Calhoun, Wirt, Doddridge, Hardy, Roane, Ritchie, Randolph, Jackson, Morgan and Kanawha, until the same be adopted by a vote of the people of such county, in the manner provided for in the next section ; and any county in which, under this act, this law is in operation, may, upon a majority vote of those voting, had in the same manner that a vote is to be taken upon the question of the adoption of this law, reject the same.

Counties in which law is in operation may reject same; how.

J. J. WOODS,  
*Speaker of House of Delegates.*  
THOS. J. FARNSWORTH,  
*President of Senate.*

STATE OF WEST VIRGINIA,  
OFFICE OF SECRETARY OF STATE,  
February 28, 1883. }

I certify that the foregoing act, having been presented to the governor for his approval, and not having been returned by him to the house of the Legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## [NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER LXXVIII.

AN ACT to authorize and empower the council of the city of Wheeling to reduce and contract the corporate limits of the city of Wheeling.

[Passed February 19, 1883.]

Be it enacted by the Legislature of West Virginia :

1. Any five or more free-holders residing in the city of Wheeling may file with the council thereof their petition in writing, setting forth by metes and bounds the proposed change to contract the boundaries of the city of Wheeling. The council shall thereupon order the petition, or so much thereof as may be necessary to give notice of its contents, to be published once a week for two successive weeks in some newspaper printed in the city of Wheeling.

Petition to reduce corporate limits; by whom; to whom; what to set forth.

Notice; how given.

2. At the next regular meeting of the council, after notice has been published as provided in the preceding section, the council of the city of Wheeling shall proceed to vote upon the change proposed by the petition, and if two-thirds of all the members elected to each branch of such council shall be in favor thereof, the corporate limits of such city shall be reduced and contracted as asked in the said petition. Such change, however, shall not take effect until a copy of the petition with the vote thereon, certified under the hand of the mayor, with the seal of the city of Wheeling affixed thereto, shall be filed in the office of the secretary of state. And no reduction or contraction under this act shall exempt or release any property, excluded from the corporate limits, from liability for the payment of a just and proper proportion of any debt or indebtedness of said city existing at the time of such reduction or contraction.

Vote upon change proposed; when; how.

Two-third vote necessary to reduce limits.

When such change to take effect.

Property excluded from corporate limits not exempted from liability as to any debt existing at time of contraction.

3. At the beginning of each regular session of the legislature, the secretary of state shall deliver to the clerk of the house of delegates accurate copies of all petitions, with the votes thereon, filed in his office under the preceding sections, not before reported by him, and it shall be the duty of such clerk to cause the same to be printed with the acts of the session.

Duty of secretary of state as to petitions, etc., filed in his office.

Duty of clerk of house as to such.

Acts repealed. 4. All acts and parts of acts inconsistent with this act are hereby repealed.

J. J. WOODS,  
*Speaker of House of Delegates.*  
THOS. J. FARNSWORTH,  
*President of Senate.*

STATE OF WEST VIRGINIA,  
OFFICE OF SECRETARY OF STATE,  
February 28, 1883. }

I certify that the foregoing act, having been presented to the governor for his approval, and not having been returned by him to the house of the legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES,]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER LXXIX.

AN ACT to amend and re-enact chapter seventy-seven of the acts of one thousand eight hundred and sixty-eight, as amended and re-enacted by chapter one hundred and forty of the acts of one thousand eight hundred and sixty-nine.

[Passed February 20, 1883.]

Be it enacted by the Legislature of West Virginia:

Acts of 1868  
amended;  
chapter 77 of, as  
amended by  
chapter 140,  
acts 1869.

School district  
of Weston;  
boundaries of,  
as changed.

1. That chapter seventy-seven of the acts of one thousand eight hundred and sixty-eight, as amended and re-enacted by chapter one hundred and forty of the acts of one thousand eight hundred and sixty-nine, be, and the same is hereby, amended and re-enacted so as to read as follows:

1. That the town of Weston and parts of school districts contained within the following boundaries, to-wit: Beginning at the mouth of Panther run, thence up said run with the meanders of the same to its head; thence in a line to Stone Coal creek, east of the dwelling of John Kierans, so as to include East Weston or Germantown;

thence in a line so as to include the dwelling houses of John Kierans and Catharine McGary, to the stable on the estate of the late Abram Smith, Jr.; thence in a straight line to the low gap at the head of Gee Lick run; thence in a straight line to the low gap in the ridge between Polk creek and Murphy's creek, near the dwelling house of James M. Turner, and so as to include the dwelling house of David S. Peterson and the said Turner; thence down the ridge between Calf run and Murphy's creek, to the place of beginning, so as to exclude the dwelling house of Thomas Cox, shall constitute one school district; and the board of education shall consist of three commissioners, who shall be elected by the resident voters of the district, and have exclusive control of all schools within the same.

Board of education.

2. The board of education for the school district of Weston shall be invested with the same rights, exercise the same powers, perform the same duties, and be governed by the same laws that boards of education of other school districts are, except so far as they are exempted by the provisions of this act.

Powers and duties of board

3. The board of education of said district herein provided for, shall be a corporation by the name of "The board of education of the independent school district of Weston," and by that name may sue and be sued, plead and be impleaded, contract, purchase, hold and grant estates, personal and real, make ordinances, by-laws and regulations, consistent with the laws of this state, for the government of all persons and things under its authority, and the due and orderly conducting of its affairs.

Board incorporated; their powers.

4. The voters of the school district aforesaid shall, on the third Tuesday in May, one thousand eight hundred and eighty-three, elect three commissioners, and annually thereafter, on the third Tuesday in May, elect one commissioner, whose term of office shall be for three years. It is especially provided that the commissioners elected at the first annual election provided by this act shall, at their first meeting in July next, cast lots for the long and short terms, by which one shall hold office for one year, one for two years, and one for three years. The said election shall be conducted and returned as provided by the general school law for the election of school officers; but all vacancies that may occur in the office of school commissioner shall be filled by appointment by the board of education of said district.

Election of commissioners; when; their term of office.

Lots to be cast for long and short terms; when.

Election; how conducted, etc.

Vacancies.

5. The official term of said commissioners shall commence on the first day of July next succeeding the time of their election, unless it be by appointment to fill a vacancy, in which event, the person so appointed shall

Their official term; when to begin.

commence the duties of said office within five days after official notice of said appointment.

President of board; when elected; his duties.

6. The board of education shall, annually, at their first meeting, or as soon thereafter as may be practicable, elect one of their own members to act as president of said board, who shall perform all the duties which are required to be performed by such officer of any board of education, which may not be inconsistent with the provisions of this act. The board shall, also, at the same time, elect a secretary, who shall perform such duties for said board as are required by secretaries of other boards of education. The president shall have one vote as commissioner, and shall not vote upon any question arising in the board by reason of being such officer. The secretary shall receive as compensation, twenty-five dollars per annum, payable out of the building fund of the district.

Secretary of board; his duties.

Vote of President.

Salary of secretary.

Establishment of schools by board.

7. The board of education of said school district shall have power to establish an adequate number of primary and intermediate schools, and a central high school, by such name as may be prescribed by said board, in which may be taught all the branches of education usually taught in colleges, and shall have power to admit to said schools, other pupils not resident in said school district, upon payment of such tuition as they may prescribe; make all necessary rules and regulations for the admission of pupils and the government of teachers and pupils therein, and for the examination that pupils must pass preparatory to admission into schools of higher grade; and to purchase and condemn all necessary real estate for school house or college sites, and do any other act for the good government of said schools.

Rules and regulations governing same.

Purchase and condemnation of land.

Annual meeting of board.

8. The board of education of said school district shall annually meet on the first Monday in July, at which meeting, or some subsequent meeting not later than the first day of August next following, they shall appoint a principal of the high school of said school district, who shall perform such duties as said board may prescribe; but teachers for said district shall be examined and certificates granted as provided by the general school law. The county superintendent of Lewis county shall have the same powers and perform the same duties as to said district that he has to perform as to other districts of said county, except as otherwise provided in this act.

Principal of high school; when appointed.

Teachers; how examined.

County superintendent; his powers, etc.

Annual levy for school purposes.

9. It shall be the duty of the board of education of said school district, at their annual meeting on the first Monday in July, or at some subsequent meeting not later than the first day of August next following, to ascertain as near as practicable the amount of money necessary, in addition to all the available funds which ought to be ex-

pended for school purposes in said district for the succeeding year, to keep the schools of said district in operation at least eight months in the year; for which amount said board shall levy a tax upon the property included in said district and the residents thereof, and the same shall be collected in the same manner as other school taxes are collected under the provisions of the general school law of the state. And the sheriff shall receive for the collection thereof, such commission as is allowed by law for the collection of other school money. And a lien is hereby declared to exist on the real estate of the inhabitants of said school district for all taxes levied thereon.

Schools taught for eight months.

How levy collected: commission.

Lien for levy.

10. The taxes to be raised as aforesaid, for both teachers' and building fund, in said school district, in any year, shall not exceed the rate of sixty-five cents on every one hundred dollars valuation, according to the latest assessment made for state and county taxation.

Rate of taxation limited.

11. The board of education of said school district shall appoint a principal of the high school and teachers of the intermediate and primary schools, at a meeting held not later than the first day of August of any year. Such appointment shall be in writing. Any teacher so appointed may be removed by the board of education for incompetency, neglect of duty, intemperance, profanity, cruelty or immorality. The provisions of the general school law of the state shall govern the board of education, unless inconsistent with this act.

Teachers and principal: when appointed by board.

Removal of teacher: for what.

What provisions of law to govern board.

J. J. WOODS,  
*Speaker of House of Delegates.*  
THOS. J. FARNSWORTH,  
*President of Senate.*

STATE OF WEST VIRGINIA,  
OFFICE OF SECRETARY OF STATE,  
February 28, 1883, }

I certify that the foregoing act, having been presented to the governor for his approval, and not having been returned by him to the house of the legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER LXXX.

AN ACT for the appointment of a commission to ascertain the facts concerning and to consider the assessment and taxation of property in this state, with a view to the revision and amendment of existing laws.

[Passed February 21, 1883.]

Be it enacted by the Legislature of West Virginia :

Commission to investigate the subject of taxation: governor to appoint, etc.

1. The governor shall appoint a commission, consisting of three proper and discreet persons, not more than two of whom shall be of the same political party, whose duty it shall be to investigate the subject of taxation in this state.

What facts, information and suggestions commissioners to ascertain and report; also, what economies can be introduced, etc.

2. The commissioners shall ascertain and report such facts and suggestions as will enable the legislature to give effect to section one of article ten of the constitution. It shall be the further duty of said commissioners to collect and report, succinctly, whatever information will enable the legislature to legislate intelligently and with safety upon subjects calculated to advance the development of the resources of the state. And the commissioners shall have power to inquire into and report what economies can be introduced into the management of state affairs.

Refusal to answer questions a misdemeanor.

3. It shall be, and is hereby, made a misdemeanor for any person in this state to refuse to answer, to the best of his ability, any questions propounded by either of the commissioners in the discharge of their said duty.

May act separately or jointly.

4. The commissioners may act in this behalf separately or jointly.

Power to administer oath.

5. Any one of said commissioners shall have power to administer an oath to any person examined before him or them.

Vacancy.

6. The governor may fill any vacancy which occurs in said commission.

May make partial reports to governor; when; how disposed of.

7. The commissioners shall make reports to the governor from time to time, should they be of opinion that partial reports will best promote the ends in view; which reports shall be forthwith published and distributed: *Provided*, The final report of the commission shall be published at least one month before the next meeting of the legislature.

Final report; when.

8. Each of said commissioners shall receive four dollars per day and actual necessary expenses while employed in the discharge of the duties herein imposed. Their *per diem* and expenses.

9. The commissioners may employ a clerk for such number of days as may be necessary, whose compensation shall not exceed three dollars a day for each day necessarily employed in the discharge of his duties. May employ clerk; his pay.

10. The compensation and expenses of the commissioners, and the compensation of said clerk (should one be appointed), shall be paid out of the treasury upon the warrant of the auditor, issued upon the certificate of said commissioners, approved by the governor; *Provided, however,* The entire compensation and expenses of said commission shall not exceed the sum of three thousand five hundred dollars: *And, provided further,* That the actual necessary expenses of the commissioners, provided for in the eighth section, shall be construed to cover only the necessary traveling expenses of the commissioners. Compensation, etc., of commissioners and pay of clerk; how paid.   
 Provide limiting amount for pay of commissioners.   
 "Actual necessary expenses," how construed.

11. Each of said commissioners, before entering upon the discharge of his duties hereunder, shall take and subscribe an oath, before some officer authorized to administer oaths, that he will support the constitution of the United States, and the constitution of the state of West Virginia, and that he will faithfully and impartially discharge his duties as commissioner appointed under this act. Oath of commissioners.

12. Each of said commissioners shall be citizens of this state. To be citizens of this state.

J. J. WOODS,  
*Speaker of House of Delegates.*  
THOS. J. FARNSWORTH,  
*President of Senate.*

STATE OF WEST VIRGINIA. }  
OFFICE OF SECRETARY OF STATE, }  
February 28, 1883. }

I certify that the foregoing act, having been presented to the governor for his approval, and not having been returned by him to the house of the legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.



## CHAPTER LXXXI.

AN ACT to create the independent school district of Holliday's Cove, in Hancock and Brooke counties.

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

Independent school district of Holliday's Cove created: limits of such district.

1. That in the event a majority of the votes cast at the election hereinafter provided for be in favor, then the following described territory in the counties of Hancock and Brooke, including the village of Holliday's Cove, shall, after the result of such election is ascertained and declared, be an independent school district, and be known as the independent school district of Holliday's Cove, to-wit: Starting at a point on the western shore of the Ohio river opposite the upper end of Brown's island; thence to the West Virginia shore; thence down the river to the line of the lands of Tallman Hooker; thence with the lines and including the farms owned by Tallman Hooker, J. C. Crawford, T. A. Sharp, W. M. Lee, D. B. Stansberry, E. J. Owings, Francis Ralston, and that part of the James Patterson farm lying in Hancock county, Samuel Hindman's home farm, heirs of S. N. Orr, John Hindman, Jr.; thence from the southwest corner of John Hindman's farm in a straight line to the mouth of Harmon's creek; thence to the line between West Virginia and Ohio; thence with said line to the place of beginning, including all the territory, lands and tenements now in sub-district No. 1, Butler district, Hancock county, and sub-district No. 1, Cross Creek district, Brooke county.

Question of adoption or rejection: when and how submitted.

2. It shall be the duty of the board of education of Butler district, Hancock county, and the board of education of Cross Creek district, Brooke county, at the election for public school officers on the third Tuesday of May, one thousand eight hundred and eighty-three, to submit to the qualified voters of said Butler district, Hancock county, and to the qualified voters of said Cross Creek district, Brooke county, the question of the adoption or rejection of the provisions of this act; and all persons in said Butler district, Hancock county, and Cross Creek district, Brooke county, entitled to vote at such election, and no others, shall be entitled to vote on such question. The election shall be by ballot, and those voting in favor of the establishment of such independent free school district shall have printed or written on their ballots the words, "For independent school district." and those voting against the establishment thereof shall have printed or written on their ballots the words, "Against independent school district." The election shall be superintended,

Who may vote.

Voting to be by ballot: what written or printed thereon.

conducted. and the result thereof ascertained and declared by the same officers superintending and conducting the election for county superintendent and other school officers elected on that day; and they shall, within three days after said election, furnish a certified report of the number of votes cast for and against said independent district, and the number of votes cast for each commissioner hereinafter provided for. and the names of the parties voted for, to the president of the board of education of their respective districts of Butler and Cross Creek; and the said presidents of the boards of education shall, on the fifteenth day of June, one thousand eight hundred and eighty-three, meet at Middle Ferry, and ascertain, by adding the votes of the two districts, the result of said election, which they shall certify, under oath, to the clerks of the county courts of Hancock and Brooke counties, and the provisions of this act shall be in force from and after that day.

Election: how conducted, etc.

Certified report: when and to whom; what to contain.

Result of election: how ascertained; when; to whom certified.

When act to be in force.

3. At the said election a separate poll book and ballot box shall be provided for the election of three commissioners, who shall be qualified voters of the proposed independent district, by the resident voters of said district, who shall be a corporation by the name of the "Board of education of Holliday's Cove independent free school district," and by that name may sue and be sued, plead and be impleaded, contract, purchase, hold and grant estate, real and personal, make ordinances, by-laws and regulations, consistent with the laws of this state, for the protection of the property and the government of the school in said independent district; and without any transfer or conveyance they shall be deemed the owners of all real estate and personal property within the territory aforesaid, now held or owned for free school purposes by the board of education of Butler and Cross Creek districts, and they shall have all the powers, perform all the duties, and be subject to all the liabilities both of boards of education and trustees. They shall hold their office for the term of six years, beginning on the first day of July next after their election, and until their successors are elected and qualified according to law, except the commissioners elected in one thousand eight hundred and eighty-three, of which the one having the highest number of votes shall hold his office for six years, the next highest for four years, and the next highest for two years; and biennially thereafter one commissioner shall be elected at the regular election for school officers, and shall be eligible for re-election. Vacancies in the board shall be filled, until the next regular election, by appointment by the board.

Election of commissioners; how.

Incorporation of board; powers and duties of.

Their term of office, except, etc.; eligible for re-election.

Vacancies.

4. The election for school officers shall be held in the school building in said independent district, and

When election held; who may vote.

all those entitled to vote residing in the independent district, may vote for school officers without regard to which of the two counties they may reside in.

With which county district connected; voters of district may vote for county superintendent.

5. The said independent district shall be in connection with the county in which the school buildings may be erected, for school purposes, and the voters of the independent district shall be entitled to vote for county superintendent of that county.

Meeting and organization of board.

6. The board shall meet on the first Monday of July, one thousand eight hundred and eighty-three, and biennially thereafter, and organize by electing one of their number president, and elect a secretary, who may or may not be a member of said board, who shall be entitled to such compensation as the board may agree upon.

Compensation of secretary.

Power to establish graded school; how long taught.

7. The board of education shall have power to establish a graded school, and there shall be school taught therein for six months in each year.

School law to govern district; except, etc.

8. The independent school district of Holliday's Cove, herein authorized to be established, shall conform to and be governed by the general school law of this state, except where otherwise provided by this act.

Unexpended school moneys of districts; how divided.

9. All school moneys, whether belonging to the teachers' or building fund of Butler district, Hancock county, which may be unexpended when the provisions of this act take effect, shall be divided between the said Butler district and that part of the independent district which is in Hancock county, in proportion to the taxable property in each; and in like manner, the moneys belonging to the teachers' or building fund of Cross Creek district, Brooke county, which may be unexpended when the provisions of this act take effect, shall be divided between the said Cross Creek district and that part of the independent district which is in Brooke county, in proportion to the taxable property in each. After the creation of said independent school district of Holliday's Cove, the latest available assessment for state and county purpose, shall be taken as the basis of such settlement and division. It shall be the duty of the board of education of each of said districts, within ninety days after the provisions of this act are adopted, to make the financial settlement provided for in this section. The said board of education of the independent district of Holliday's Cove, shall have power to lay levies in the same manner as provided in the case of boards of education of districts: but if, in the judgment of said board, it will be for the interest of education in such district to so do, they may apply all moneys at their disposal, and which may be levied by them, either entirely to the employment and payment of teachers, and the incidental expenses necessary to carrying on and

Basis of such settlement of division.

When financial settlement made.

Power of board to lay levies for school purposes.

How such levies may be applied by board.

conducting schools, or entirely to building purposes, or both. But the board of education of the independent school district hereby created, shall not lay a greater levy than fifty cents on the one hundred dollars valuation of the property for school purposes, nor more than forty cents on the like valuation for building purposes, in any one year. Limit to levy.

J. J. WOODS,  
*Speaker of House of Delegates.*  
THOS. J. FARNSWORTH,  
*President of Senate.*

STATE OF WEST VIRGINIA, }  
OFFICE OF SECRETARY OF STATE, }  
February 28, 1883. }

I certify that the foregoing act, having been presented to the governor for his approval, and not having been returned by him to the house of the legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER LXXXII.

AN ACT to amend and re-enact sections nine and eleven of chapter fifty-two of the acts of one thousand eight hundred and eighty-one, as amended and re-enacted by chapter one hundred and twelve of the acts of one thousand eight hundred and eighty-two.

[Passed February 22, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That sections nine and eleven of chapter fifty-two of the acts of one thousand eight hundred and eighty-one, as amended and re-enacted by chapter one hundred and twelve of the acts of one thousand eight hundred and eighty-two, be, and the same are hereby, amended and re-enacted so as to read as follows :

Acts of 1881,  
sections 9 and  
11 of chapter 52  
of, as amended  
by chapter 112,  
acts 1882.

Restrictions as to sale of certain poisons, by druggists.

9. No druggist or registered pharmacist shall retail any of the poisons enumerated in the following schedule, except as hereinafter provided.

*Schedule A.*

Schedule of such poisons.

Arsenic and its preparations, corrosive sublimate, white precipitate, red precipitate, biniodide of mercury, cyanide of potassium, hydrocyanic acid, strychnia, and all other poisonous vegetable alkaloids and their salts, essential oil of bitter almonds, opium and its preparations, except paregoric and other preparations of opium containing less than two grains to the ounce.

*Schedule B.*

Further schedule.

How poisons sold to be labeled.

Inquiries to be made by seller of purchaser.

Entry to be made by druggist; what to show, etc.

Entry book subject to inspection; how long preserved.

Provisions of section, not to apply in certain cases.

How act construed as to any penalty, etc., prescribed in any other law, etc.

If convicted twice of violation of such law, what then.

How act construed as to licenses for doing business as a druggist, etc.; except, etc.

Aconite, belladonna, colchicum, conium, nux vomica, henbane, savin, ergot, cotton root, cantharides, creosote, digitalis, and their pharmaceutical preparations: croton oil, chloroform, chloral hydrate, sulphate of zinc, sulphate of copper, acetate of lead, mineral acids, carbolic acid and oxalic acid. Whenever any of the said poisons are sold, the box, vessel or paper in which the same is put up shall be distinctly labeled with a device bearing the death's head and cross-bones, and also the name of the article, the word poison, and the name and place of business of the seller. The seller shall also ascertain, upon due inquiry, that the purchaser is aware of the poisonous character of the drug, and that it is to be used for legitimate and lawful purposes. He shall, also, before delivering any of the poisons named in *schedule A.* to the purchaser, cause an entry to be made in a book kept for the purpose, which entry shall show the date of the sale, the name and residence of the purchaser, the name and quantity of the poison sold, the purpose for which it is to be used as represented by the purchaser, and the name of the dispenser; such book to be always subject to the inspection of the proper authorities, and to be preserved for at least five years from the date of the last entry. The provisions of this section shall not apply to the dispensing of drugs in not unusual quantities on the prescriptions of physicians. Nothing in this act contained shall be construed so as to protect any druggist or registered pharmacist from any penalty or forfeiture prescribed in any other law regulating the sale of alcoholic or other intoxicating liquors; and the name of any registered pharmacist who shall be convicted twice of the violation of such law shall be stricken from the register, and he shall no longer be a registered pharmacist. Nor shall this act be construed to authorize any person to carry on the business of a druggist without first having obtained a license therefor, if such license be required by any other law, or to sell, offer or expose for sale, any of the liquors,

drinks, mixtures or preparations mentioned in section one of chapter thirty-two of the code of West Virginia, as amended and re-enacted by chapter one hundred and seven of the acts of one thousand eight hundred and seventy-seven, except for medicinal, mechanical or scientific purposes. And no sale of any such liquors, drinks, mixtures or preparations shall be made by any druggist or registered pharmacist, except upon the written prescription of a practicing physician in good standing in his profession, and not of intemperate habits, specifying the name of the person and the quantity of such liquors to be furnished him; but no druggist or registered pharmacist, who is a practicing physician, shall himself, or by his agent or clerk, sell any such liquors, drinks, mixtures or preparations upon his own prescription. And if any person carrying on or interested in the business of a druggist shall, in violation of this section, sell any such liquors, drinks, mixtures or preparations, he shall be guilty of a misdemeanor, and for such offense be fined not less than twenty-five nor more than one hundred dollars; and it shall be the special duty of the judge of every circuit court to give this provision in charge to the grand juries of their respective courts. In any prosecution against a person carrying on or interested in the business of a druggist for selling any such liquors, drinks, mixtures or preparations, contrary to law, if the sale be proved, it shall be presumed that such sale was unlawful, unless the contrary be shown.

Sale of liquors, etc., prohibited, except on prescription of physician, etc.; what to specify.

Provision as to druggist who is a practicing physician.

Penalty for selling liquors, etc., in violation of this section.

Duty of judges of circuit courts.

If sale be proved, it shall be presumed to be unlawful, unless, etc.

11. This act shall not apply to physicians putting up their own prescriptions, nor to the sale of patent, proprietary medicines and such other ordinary drugs and dye-stuffs as are usually sold in a country store. The term "ordinary drugs" shall not be held to include any of the poisons named in schedules "A" and "B", nor any intoxicating liquors.

To whom this act not to apply.

J. J. Woods,  
*Speaker of House of Delegates.*  
THOS. J. FARNSWORTH,  
*President of Senate.*

STATE OF WEST VIRGINIA, }  
OFFICE OF SECRETARY OF STATE, }  
February 28, 1883. }

I certify that the foregoing act, having been presented to the governor for his approval and not having been returned by him to the house of the legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

### CHAPTER LXXXIII.

AN ACT to create an independent school district out of sub-district No. 2 in Graham district, Mason county, to be known as "the independent school district of New Haven."

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

Independent school district of New Haven created; boundary of such district.

1. That in case a majority of the votes cast at the election herein provided for, be in favor thereof, the following described territory in the county of Mason shall, after the result of such election is ascertained and declared, be an independent school district, and be known as "the independent school district of New Haven," to-wit: All the town of New Haven and territory adjacent thereto, designated and known as sub-district No. 2, in Graham district, Mason county, bounded and described as follows: Beginning on the Ohio river where the upper line of the independent school district of Hartford City strikes the said river; thence in a southwesterly direction with said line to a point on said line where the lower line of the Hartford City coal and salt company intersects said line; thence in an easterly direction, following the back line of what is known as the Rogers property, to William Jackson's upper line; thence with said line to Philip Roush's upper line; thence with said line to the Ohio river; thence down said river to the place of beginning.

Question of adoption or rejection; when submitted.

2. At the next election for county superintendent and other school officers, to be held in pursuance of law, it shall be the duty of the board of education of Graham district, in Mason county, to submit to the voters residing in said Graham district, the question of the adoption or rejection of the provisions of this act. Those voting in favor of the establishment of said independent district shall have written or printed on their tickets "For independent district," and those voting against the establishment thereof shall have written or printed on their ballots the words, "Against independent district." The election shall be conducted and the result ascertained and declared by the same officers conducting the election for county superintendent and other school officers on that day,

Ballots, what written or printed thereon.

How election conducted, etc.

At the said election there shall also be elected, by the legal voters residing within the boundaries in said territory of said proposed independent school district, a board of education for said independent school district, consisting of a president and two commissioners, who shall be a corporation by the name of the "Board of education of the independent school district of New Haven," and by that name may sue and be sued, plead and be impleaded, contract, purchase and hold so much real estate and personal property as may be necessary for the purpose of this act; and without any transfer or conveyance, they shall be deemed the owners of all real and personal property within the territory aforesaid, now held or owned for free school purposes by the board of education of Graham district; and they shall have all the powers, perform all the duties, and be subject to all the liabilities, both of boards of education and trustees. They shall hold their offices for the term of two years, beginning on the first day of July, after their election, and until their successors are elected and qualified according to law. And in the year one thousand eight hundred and eighty-five, and biennially thereafter, a new board shall be elected at the same time and under the same regulations that county superintendents and other school officers are elected; but nothing herein contained shall be construed to prohibit the re-election and eligibility of any member of such board for two or more terms. Vacancies in the board shall be filled for the unexpired term by appointment by said board.

Board of education; election of

Board incorporated; their powers, duties and liabilities.

Their term of office.

When new board elected; eligible for two or more terms.

Vacancies.

3. The independent school district of New Haven, herein authorized to be established, shall conform to and be governed by the general school law in this state, except where it is otherwise provided by this act.

School law to govern district, except, etc.

4. All school moneys, whether belonging to the teachers' or building fund of Graham district, which may be unexpended when the provisions of this act take effect, shall be divided between the said Graham district and the independent district of New Haven, in proportion to the amount of taxable property in each of the said districts, after the creation of the said independent school district of New Haven. The latest available assessment for state and county purposes shall be taken as the basis of such settlement and division. It shall be the duty of the boards of education of each of said districts, on or before the first day of July after their election, to make the financial settlement provided for in this section.

Unexpended school moneys of Graham district, how disposed of.

Basis of settlement; when made.

5. The said board of education, at their first meeting after their election, shall appoint a secretary, who shall not be a member of the board, and who shall perform all the duties of a secretary of board of education prescribed

Secretary elected; his duties.



in the general school law, and in addition thereto, shall make an enumeration of the youths of the said independent district, between the ages of six and twenty-one years of age, at the time required by the general school law, and according to the provisions therein contained in relation to making enumeration of youths. Salary of said secretary shall not exceed fifteen dollars per year, to be paid out of the building fund for said independent district.

His salary.

Duties of board as to levies for school purposes.

Power of board to make such levies; how collected.

Commission for collecting.

Teachers: appointment of; when; salary of.

Such appointment to be recorded; removal of teachers; for what.

6. It shall be the duty of the board of education of said independent district, at their annual meeting, to be held on the first Monday in July, or at some subsequent meeting, or as soon thereafter as practicable, not later than the first day of the next August, to ascertain as near as can be, the amount of money necessary, in addition to other funds properly belonging to said independent district available for that year, to keep the schools of said district in operation not less than six months in the year; for which amount said board shall levy a tax upon the taxable property included in said district, which tax shall be collected in the same manner as other school taxes are collected, under the provisions of the general school law of this state; and for collecting the same, the sheriff shall be allowed the same commission as he is allowed by law for collecting the school money for the districts.

7. The board of education of said independent district shall, at a meeting held not later than the first day of September in each year, appoint as many teachers as they shall deem necessary to give proper instruction to the pupils of school age within said district, and at the same meeting they shall fix the salary which each of said teachers may receive. Such appointment shall be recorded by the secretary of the said board; and any teacher appointed by said board may by them be removed for incompetency, neglect of duty, intemperance, profanity, cruelty or immorality.

J. J. WOODS,  
*Speaker of House of Delegates.*  
 THOS. J. FARNSWORTH,  
*President of Senate,*

STATE OF WEST VIRGINIA,  
 OFFICE OF SECRETARY OF STATE,  
 February 28, 1883. }

I certify that the foregoing act, having been presented to the governor for his approval, and not having been returned by him to the house of the legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect from its passage, two-thirds of the members elected to each house, by a vote taken by yeas and nays, having so directed.

## CHAPTER LXXXIV.

AN ACT to amend and re-enact section one of chapter one hundred and thirty-nine of the acts of one thousand eight hundred and sixty-nine, as amended and re-enacted by chapter forty-six of the acts of one thousand eight hundred and eighty-two, entitled, "An act creating an independent school district within the town of Philippi."

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia:

1. That section one of chapter one hundred and thirty-nine of the acts of one thousand eight hundred and sixty-nine, as amended and re-enacted by chapter forty-six of the acts of one thousand eight hundred and eighty-two, be, and the same is hereby, amended and re-enacted so as to read as follows:

1. The town of Philippi, and suburbs, contained within the following bounds, to-wit: Beginning at the outside southern line of Isaiah Wilson's home farm, on the Valley river; thence with said river, so as to include J. R. W. Smith's land, to the bend of the river road; thence with the division line of D. P. Byrer's and Roling's, to the top of the hill; thence with the outside line of said Byrer, so as to include his lands to a line of lands claimed by F. A. Hoffman; thence with the outside line of said Hoffman's lands, so as to include the same to the Beverly and Fairmont pike; thence up said pike, so as to include the lands formerly owned by Daniel Flint, and the lands owned by I. H. Strickler; thence to Samuel Wood's line; thence with said Wood's line to William P. Key's line; thence with said Key's line, so as to include all his home farm, to lands of Samuel H. Morrall, thence with said Morrall's outside line, so as to include his lands, to the Valley river; thence with said river to the line dividing the lands of D. H. Smith and T. A. Bradford and J. P. Thompson; thence with said division line, so as to include the

Acts 1869 amended; section 1 of chapter 139, as amended by chapter 46, acts 1882.

Boundary of independent school district of Philippi as changed.

Board of education: their powers.

When elected: their term of office.

Proviso as to when this amendment takes effect.

Ballots: what to have written or printed thereon.  
Majority vote adopts amendment.

Acts repealed.

lands of said Bradford and Thompson to the said Beverly and Fairmont pike; thence with said pike to the cross-road leading from said pike to the Philippi and Clarksburg pike; thence with the said cross-road to said last named pike; thence to and with the Buckhannon road, to the line dividing the lands of Rufus A. <sup>W</sup>lin and Solomon Jarvis' heirs; thence with the outside line of said Jarvis' lands, so as to include the same to the Valley river; thence to the begining, shall constitute one school district. And the board of education thereof, shall consist of a president and two commissioners, who shall be elected by the resident voters of the district, and shall have all the powers of boards of education, and of trustees of common schools within the same. The election for said board shall be held at the same time and place, and by the officers of the election of common school officers, and the term of office of said board shall be the same as members of boards of education: *Provided*, That before this amended section shall take effect, it shall be submitted to the qualified voters of the district from which the territory is proposed to be taken, at the election held for the election of common school officers, in the year one thousand eight hundred and eighty-three, to decide upon the adoption or rejection of the same. The tickets voted at said election shall have written or printed on them, "For adoption," or, "For rejection;" and if a majority of the votes cast upon that question shall be in favor of adoption, then this section, as amended, shall have full force, otherwise it shall have no effect.

2. All acts and parts of acts inconsistent with this act, are hereby repealed.

J. J. WOODS,  
*Speaker of House of Delegates.*  
THOS. J. FARNSWORTH,  
*President of Senate.*

STATE OF WEST VIRGINIA, }  
OFFICE OF SECRETARY OF STATE, }  
February 28, 1883. }

I certify that the foregoing act, having been presented to the governor for his approval, and not having been returned by him to the house of the legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

## CHAPTER LXXXV.

AN ACT to amend and re-enact sections three and four of chapter one hundred and seventeen of the acts of one thousand eight hundred and sixty-eight, concerning Storer college.

[Passed February 23, 1883.]

Be it enacted by the Legislature of West Virginia :

1. That sections three and four of chapter one hundred and seventeen of the acts of one thousand eight hundred and sixty-eight, be amended and re-enacted so as to read :

Acts 1868,  
amended; sec-  
tions 3 and 4 of  
chapter 117 of.

3. The number of trustees of said corporation shall not be more than twenty-five, of whom the state superintendent of free schools of West Virginia shall be one *ex-officio*. One of said trustees shall be elected president. At least two-thirds of said trustees shall be members in good standing in the Free Baptist denomination, sometimes called the Free-will Baptist denomination. Five of said trustees shall constitute a quorum to accept this act and transact business.

Storer college;  
number of  
trustees of  
state supt. of  
schools to be  
one.  
President.  
Religious qual-  
ifications of  
two-thirds of  
such trustees.  
Quorum.

4. The term of office of the trustees, except the state superintendent of free schools of West Virginia, shall be eight years; except, that at the first annual meeting, hereafter, the said trustees (except the state superintendent,) shall divide into eight classes, and the term of office of those trustees designated in the first class, shall expire on the first day of January, one thousand eight hundred and eighty-four; those of the second class on the first day of January, one thousand eight hundred and eighty-five; those of the third class January first, one thousand eight hundred and eighty-six; the fourth class January first, one thousand eight hundred and eighty-seven; the fifth class January first, one thousand eight hundred and eighty-eight; the sixth class January first, one thousand eight hundred and eighty-nine; the seventh class January first, one thousand eight hundred and ninety; and the eighth class January first, one thousand eight hundred and ninety-one, and on the first day of January thereafter in each year, the term of office of three of said trustees shall expire. The trustees shall, on the first day of January of each year, or as soon thereafter as practicable, appoint successors to the trustees whose term of office expires on that day. Vacancies shall be filled by the trustees as soon after they occur as may be, for the unexpired term. Trustees may be re-

Term of office  
of trustees, ex-  
cept state su-  
perintendent;  
how classified.

When term ex-  
pire.

How and when  
successors ap-  
pointed.

Vacancies.

Removal of  
trustees: for  
what.

moved for moral or mental disability, by a majority vote of the trustees present, at any regular meeting.

J. J. WOODS,

*Speaker of House of Delegates.*

THOS. F. FARNSWORTH,

*President of Senate.*

STATE OF WEST VIRGINIA, }  
OFFICE OF SECRETARY OF STATE, }  
February 28, 1883. }

I certify that the foregoing act, having been presented to the governor for his approval, and not having been returned by him to the house of the legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*

[NOTE BY THE CLERK OF THE HOUSE OF DELEGATES.]

The foregoing act takes effect at the expiration of ninety days after its passage.

# JOINT RESOLUTIONS.

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[No. 1.]

JOINT RESOLUTION raising a joint committee to wait upon the governor.

Resolved by the Legislature of West Virginia :

That a joint committee be appointed, consisting of three on the part of the house, to be appointed by the speaker, and two on the part of the senate, to be appointed by the president; said joint committee so appointed to wait upon the governor and inform him that the two houses have organized, with a quorum of each house present and in session, and ready to receive any communication he may have to submit.

[Adopted January 10, 1883.]

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[No. 2.]

JOINT RESOLUTION providing for the adoption of joint rules for the government of the two houses of the legislature.

Resolved by the Legislature of West Virginia :

That the joint rules of senate and house of delegates heretofore adopted and printed in the manual in use in the legislature of this state at the last session thereof, be, and the same are hereby, adopted for the government of the two houses of this legislature.

[Adopted January 13, 1883.]

[No. 3.]

JOINT RESOLUTION authorizing the auditor to draw warrants upon the treasury for the *per diem* and mileage of the members of the legislature, and the *per diem* of the officers and attaches of the senate and house of delegates.

Resolved by the Legislature of West Virginia :

That the auditor is hereby authorized to issue his warrants for such amounts as are or may become due to the several members and officers of the senate and house of delegates for their *per diem*, upon the proper requisition of the sergeant-at-arms of the house and clerk of the senate, respectively ; and the said auditor is further authorized to issue his warrants for the mileage of the members of the two houses as soon as the same is ascertained and fixed, upon proper requisitions being presented to him therefor.

[Adopted January 15, 1883.]

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[No. 4.]

JOINT RESOLUTION relating to the letting of convict labor at the penitentiary.

WHEREAS, The board of directors of the penitentiary are to have a meeting on Wednesday next, for the purpose of making contracts for convict labor ; and,

WHEREAS, It is the desire of the legislature to instruct said board upon that subject ; therefore,

Resolved by the Legislature of West Virginia :

That said board be, and it is hereby, instructed to delay the awarding of any contract for twenty days, that this legislature may have time to consider the matter.

[Adopted January 15, 1883.]

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[No. 5.]

JOINT RESOLUTION requiring the auditor to furnish certain information concerning the assessment of taxable property in this state.

WHEREAS, Governor Jackson in his late message has called public attention to the remarkable fact, as stated by him, that the "taxable values of this state have not increased in proportion to the population ;" and,

WHEREAS. It is believed by many that our productive industries have more than doubled in value since the state was formed ; and,

WHEREAS, It is the duty of the legislature, under the constitution, to see to it that each item of property bears its proportionate share of the expenses of government, and no more ; and,

WHEREAS. It is imperatively necessary that the legislature, before attempting to legislate upon the subject, should have before it full and accurate information concerning the same ; therefore,

Resolved by the Legislature of West Virginia :

That the auditor furnish the legislature, as soon as practicable, a tabulated statement, by counties, exhibiting the assessed values of the real estate and personal property of the state, at intervals of five years, from one thousand eight hundred and sixty to one thousand eight hundred and eighty, (inclusive,) distinguishing between real and personal property, together with the assessed values of the real estate and personal property for the year one thousand eight hundred and eighty-two, and of the real estate for the year one thousand eight hundred and eighty-three (under the recent re-assessment of lands), and any other information pertinent to this inquiry he may be able to gather ; and that he also report the number of acres of land assessed in each county for the years for which such tabulated statement is herein required ; and for this purpose he is authorized to employ such additional labor as may be required provided the compensation shall not exceed fifty dollars.

[Adopted February 2, 1883].

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[No. 6]

JOINT RESOLUTION for the relief of James L. Morehead.

Resolved by the Legislature of West Virginia :

That Jacob B. Jackson, agent for the state, be, and is hereby, authorized to stay proceedings in the matter of a certain judgment now of record in the circuit court clerk's office, of Wood county, West Virginia, wherein William H. Mattingly was plaintiff and James L. Morehead was defendant, for the sum of two thousand five hundred dollars, and which said judgment was by said Mattingly assigned to the state of West Virginia, so far as it relates to the said judgment now owned by the state, for the period of four years from and after the passage of this resolution, it being the intention to stay judgment so far as the state is concerned, for the period hereinbefore named ; but upon failure of said Morehead to pay said debt within the period aforesaid, then the said agent shall proceed to enforce the collection of said debt as if this resolution had not passed, and the agent of the state shall take such steps, if necessary, to keep such judgment alive, and the passage of this resolution shall



operate as a repeal of joint resolution No. 17, passed on the twenty-third day of March, one thousand eight hundred and eighty-two.

[Adopted February 7, 1883.]

[No. 7.]

JOINT RESOLUTION providing for the transfer of certain rights and franchises of the state of West Virginia to the United States, and sanctioning such relinquishment.

WHEREAS, The congress of the United States, on the fourteenth day of June, one thousand eight hundred and eighty, passed an act for the improvement of the Shenandoah river, in the state of West Virginia, and appropriated the sum of fifteen thousand dollars to that object; and subsequently, on the third day of March, one thousand eight hundred and eighty-one, congress passed a further act, whereby an additional sum of two thousand five hundred dollars was appropriated to the same object, but with a provision embodied in the latter act that neither appropriation should be expended, "*until any corporate rights or franchises that may exist on said river shall have been relinquished to the United States, to the satisfaction of the secretary of war;*" and;

WHEREAS, In pursuance of the spirit of said act, the stockholders of the Shenandoah river navigation company, the only corporation which owns any rights or franchises in connection with said river, including the county of Jefferson, in public meeting of said stockholders, have relinquished in favor of the United States all their rights, properties and franchises in, and connected with, said company and said river; therefore be it

Resolved by the Legislature of West Virginia:

1. That the state of West Virginia hereby consents to and fully confirms the said surrender on the part of the said stockholders of the Shenandoah river navigation company.

2. That the state of West Virginia hereby transfers to the United States all the corporate rights, privileges and franchises now owned or possessed by the state in the Shenandoah river improvement, and in the chutes, dams, channels and all the other work heretofore done in the Shenandoah river, together with jurisdiction in and over the same, so far as contemplated or required by the said act of congress of the third day of March, one thousand eight hundred and eighty-one.

3. That a copy of these resolutions be sent to the secretary of war of the United States, and to Brigadier General H. G. Wright, chief of engineers of the United States, and to the attorney general of the United States.

[Adopted February 20, 1883.]

[No. 8.]

JOINT RESOLUTION authorizing the auditor to pay the members of the two houses their *per diem* up to and including February twenty-three, one thousand eight hundred and eighty-three.

Resolved by the Legislature of West Virginia :

That authority be given to the clerk of the senate and the sergeant-at-arms of the house to issue certificates for the *per diem* of the members of the two houses respectively up to, and including, February twenty-third, one thousand eight hundred and eighty-three, and the auditor is hereby authorized to pay such certificates.

[Adopted February 20, 1883.]

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[No. 9.]

JOINT RESOLUTION proposing an amendment to the constitution of this state.

Resolved by the Legislature of West Virginia, two-thirds of all the members elected to each house agreeing thereto :

1. That the following amendment to article four of the constitution of the state be, and the same is hereby, proposed, to-wit :

2. That section seven of article four, as it now is, be stricken out, and the following be inserted in lieu thereof :

7. The general elections of state and county officers, and of members of the legislature, shall be held on the Tuesday next after the first Monday in November, until otherwise provided by law. The terms of such officers, not elected, or appointed to fill a vacancy, shall, unless herein otherwise provided, begin on the first day of January ; and of the members of the legislature, on the first day of December next succeeding their election. Elections to fill vacancies, shall be for the unexpired term. When vacancies occur prior to any general election, they shall be filled by appointments, in such manner as may be prescribed herein, or by general law, which appointments shall expire at such time after the next general election as the person so elected to fill such vacancy shall be qualified.

[Adopted February 21, 1883.]

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[No. 10.]

JOINT RESOLUTION respecting the death of Judge Henry Fry, of Greenbrier county.

WHEREAS, Judge Henry Fry, of Greenbrier county, clerk of the

judiciary committee of the house, this morning, the twenty-third day of February, suddenly died at his boarding house ; therefore,

Be it resolved by the Legislature of West Virginia :

1. The governor be requested to defray the necessary funeral expenses of the remains of Judge Fry, out of the civil contingent fund, the same to be certified by George P. Sargent, the sergeant-at-arms of the house.

2. The remains to be taken charge of by the sergeant-at-arms, and a committee, consisting of Senators Lobban, Coburn and Doorkeeper Kelly, of the senate, Delegates Garing, Adair, McClung and Yeager, of the house, be appointed to accompany the remains to the home of the deceased.

[Adopted February 23, 1883.]

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[No. 11.]

JOINT RESOLUTION providing for the adjournment of the present session of the legislature.

Resolved by the Legislature of West Virginia :

That the present session of the legislature will adjourn *sine die* on Friday, February the twenty-third, one thousand eight hundred and eighty-three, at the hour of five o'clock P. M.

[Adopted February 23, 1883.]

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[No. 12.]

JOINT RESOLUTION providing for a joint committee to wait on the governor.

Be it resolved by the Legislature of West Virginia :

That a joint committee, of two on the part of the senate and three on the part of the house of delegates, be appointed to wait upon the governor and inform him that the legislature is now ready to adjourn, and ascertain whether he has any further communication to make to the two houses.

[Adopted February 23, 1883.]

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CONSTITUTION AND SCHEDULE  
OF THE  
STATE OF WEST VIRGINIA,  
ADOPTED IN CONVENTION AT  
CHARLESTON, APRIL 9, 1872,  
With the Amendments Made Thereto.

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# PROCLAMATION.

BY THE GOVERNOR.

I, John J. Jacob, Governor of the State of West Virginia, do issue my proclamation, and declare that the Honorable Samuel Price, President of the Convention, which assembled at the seat of government on the third Tuesday in January last, "to consider, discuss and propose a new Constitution, or alterations and amendments to the existing Constitution of this State," has certified to me an accurate transcript of the Constitution and Schedule adopted by the said convention, April ninth, in the year one thousand eight hundred and seventy-two, a copy of which Constitution and Schedule is hereto annexed.

In testimony whereof, I have hereunto set my hand and caused the seal of the State to be affixed at Charleston, this tenth day [L. s.] of April, in the year one thousand eight hundred and seventy-two, and of the State, the ninth.

JOHN J. JACOB.

By the Governor :

JOHN M. PHELPS,

*Secretary of State.*

# CONSTITUTION.

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## ARTICLE I.

### RELATIONS TO THE GOVERNMENT OF THE UNITED STATES.

1. The State of West Virginia is, and shall remain, one of the United States of America. The Constitution of the United States of America, and the laws and treaties made in pursuance thereof, shall be the supreme law of the land.

2. The government of the United States is a government of enumerated powers, and all powers not delegated to it, nor inhibited to the States, are reserved to the States or to the people thereof. Among the powers so reserved by the States, is the exclusive regulation of their own internal government and police; and it is the high and solemn duty of the several departments of government, created by this Constitution, to guard and protect the people of this State from all encroachments upon the rights so reserved.

3. The provisions of the Constitution of the United States, and of this State, are operative alike in a period of war as in time of peace, and any departure therefrom, or violation thereof, under the plea of necessity, or any other plea, is subversive of good government, and tends to anarchy and despotism.

4. For the election of representatives to Congress, the State shall be divided into districts, corresponding in number with the representatives to which it may be entitled; which districts shall be formed of contiguous counties, and be compact. Each district shall contain, as nearly as may be, an equal number of population, to be determined according to the rule prescribed in the Constitution of the United States.

## ARTICLE II.

## THE STATE.

1. The territory of the following counties, formerly parts of the Commonwealth of Virginia, shall constitute and form the State of West Virginia, viz :

The counties of Barbour, Berkeley, Boone, Braxton, Brooke, Cabell, Calhoun, Clay, Doddridge, Fayette, Gilmer, Grant, Greenbrier, Hampshire, Hancock, Hardy, Harrison, Jackson, Jefferson, Kanawha, Lewis, Lincoln, Logan, Marion, Marshall, Mason, McDowell, Mercer, Mineral, Monongalia, Monroe, Morgan, Nicholas, Ohio, Pendleton, Pleasants, Pocahontas, Preston, Putnam, Raleigh, Randolph, Ritchie, Roane, Summers, Taylor, Tucker, Tyler, Upshur, Wayne, Webster, Wetzel, Wirt, Wood and Wyoming. The State of West Virginia includes the bed, bank and shores of the Ohio river, and so much of the Big Sandy river as was formerly included in the Commonwealth of Virginia ; and all territorial rights and property in, and jurisdiction over, the same, heretofore reserved by, and vested in, the Commonwealth of Virginia, are vested in, and shall hereafter be exercised by, the State of West Virginia. And such parts of the said beds, banks and shores as lie opposite, and adjoining the several counties of this State, shall form parts of said several counties respectively.

2. The powers of government reside in all the citizens of the State, and can be rightfully exercised only in accordance with their will and appointment.

3. All persons residing in this State, born or naturalized in the United States, and subject to the jurisdiction thereof, shall be citizens of this State.

4. Every citizen shall be entitled to equal representation in the government, and, in all apportionments of representation, equality of numbers of those entitled thereto, shall, as far as practicable, be preserved.

5. No distinction shall be made between resident aliens and citizens as to the acquisition, tenure, disposition or descent of property.

6. Treason against the State, shall consist only in levying war against it, or in adhering to its enemies, giving them aid and comfort.

No person shall be convicted of treason, unless on the testimony of two witnesses to the same overt act, or on confession in open court. Treason shall be punished according to the character of the acts committed, by the infliction of one or more, of the penalties, of death, imprisonment or fine, as may be prescribed by law.

7. The present seal of the State, with its motto, "*Montani Semper Liberi*," shall be the great seal of the State of West Virginia, and shall be kept by the Secretary of State, to be used by him officially, as directed by law.

8. Writs, grants and commissions, issued under the authority of this State, shall run in the name of, and official bonds shall be made payable to, the State of West Virginia. Indictments shall conclude, "Against the peace and dignity of the State."

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### ARTICLE III.

#### BILL OF RIGHTS.

1. All men are, by nature, equally free and independent, and have certain inherent rights, of which, when they enter into a state of society, they cannot, by any compact, deprive or divest their posterity, namely: the enjoyment of life and liberty, with the means of acquiring and possessing property, and of pursuing and obtaining happiness and safety.

2. All power is vested in, and consequently derived from, the people. Magistrates are their trustees and servants, and at all times amenable to them.

3. Government is instituted for the common benefit, protection and security of the people, nation or community. Of all its various forms that is the best, which is capable of producing the greatest degree of happiness and safety, and is most effectually secured against the danger of mal-administration; and when any government shall be found inadequate or contrary to these purposes, a majority of the community has an indubitable, inalienable, and indefeasible right to reform, alter or abolish it in such manner as shall be judged most conducive to the public weal.

4. The privilege of the writ of *habeas corpus* shall not be suspended. No person shall be held to answer for treason, felony or



other crime not cognizable by a justice, unless on presentment or indictment of a grand jury. No bill of attainder, *ex post facto* law, or law impairing the obligation of a contract, shall be passed.

5. Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted. Penalties shall be proportioned to the character and degree of the offense. No person shall be transported out of, or forced to leave the State, for any offense committed within the same; nor shall any person, in any criminal case, be compelled to be a witness against himself, or be twice put in jeopardy of life or liberty for the same offense.

6. The right of the citizens to be secure in their houses, persons, papers and effects, against unreasonable searches and seizures, shall not be violated. No warrant shall issue except upon probable cause, supported by oath or affirmation, particularly describing the place to be searched, or the person or thing to be seized.

7. No law abridging the freedom of speech, or of the press, shall be passed; but the Legislature may, by suitable penalties, restrain the publication or sale of obscene books, papers or pictures, and provide for the punishment of libel, and defamation of character, and for the recovery, in civil actions, by the aggrieved party, of suitable damages for such libel, or defamation.

8. In prosecutions, and civil suits for libel, the truth may be given in evidence; and if it shall appear to the jury, that the matter charged as libelous, is true, and was published with good motives, and for justifiable ends, the verdict shall be for the defendant.

9. Private property shall not be taken or damaged for public use, without just compensation; nor shall the same be taken by any company, incorporated for the purpose of internal improvement, until just compensation shall have been paid, or secured to be paid, to the owner; and when private property shall be taken, or damaged, for public use, or for the use of such corporations, the compensation to the owner shall be ascertained in such manner, as may be prescribed by general law: *Provided*, That when required by either of the parties, such compensation shall be ascertained by an impartial jury of twelve freeholders.

10. No person shall be deprived of life, liberty or property, without due process of law, and the judgment of his peers.

11. Political tests, requiring persons, as a prerequisite to the enjoyment of their civil and political rights, to purge themselves by their

own oaths, of past alleged offenses, are repugnant to the principles of free government, and are cruel and oppressive. No religious or political test oath shall be required as a prerequisite or qualification to vote, serve as a juror, sue, plead, appeal, or pursue any profession or employment. Nor shall any person be deprived by law, of any right or privilege, because of any act done prior to the passage of such law.

12. Standing armies in time of peace, should be avoided, as dangerous to liberty. The military shall be subordinate to the civil power; and no citizen, unless engaged in the military service of the State, shall be tried or punished by any military court, for any offense that is cognizable by the civil courts of the State. No soldier shall, in time of peace, be quartered in any house, without the consent of the owner; nor in time of war, except in the manner to be prescribed by law.

\*13. In suits at common law, where the value in controversy, exclusive of interest and costs, exceeds twenty dollars, the right of trial by a jury of twelve men, if required by either party, shall be preserved; except that in appeals from the judgments of justices, a jury of a less number may be authorized by law; but in trials of civil cases before a justice, no jury shall be allowed. No fact tried by a jury, shall, in any case, be otherwise re-examined, than according to the rules of the common law.

14. Trials of crimes, and of misdemeanors, unless herein otherwise provided, shall be by a jury of twelve men, public, without unreasonable delay, and in the county where the alleged offense was committed, unless upon petition of the accused, and for good cause shown, it is removed to some other county. In all such trials, the accused shall be fully and plainly informed of the character and cause of the accusation, and be confronted with the witnesses against him, and shall have the assistance of counsel, and a reasonable time to prepare for his defense; and there shall be awarded to him, compulsory process for obtaining witnesses in his favor.

15. No man shall be compelled to frequent or support any religious worship, place or ministry whatsoever; nor shall any man be enforced, restrained, molested or burthened, in his body or goods, or otherwise suffer, on account of his religious opinions or belief; but all men shall be free to profess, and, by argument, to maintain their opinions in matters of religion; and the same shall, in no wise, affect,

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\*This section has been superseded by the second amendment.

diminish, or enlarge their civil capacities; and the Legislature shall not prescribe any religious test whatever, confer any peculiar privileges or advantages on any sect or denomination, or pass any law requiring or authorizing any religious society, or the people of any district within this State, to levy on themselves, or others, any tax, for the erection or repair of any house for public worship, or for the support of any church or ministry, but it shall be left free for every person to select his religious instructor, and to make for his support such private contract, as he shall please.

16. The right of the people to assemble in a peaceable manner, to consult for the common good, to instruct their representatives, or to apply for redress of grievances, shall be held inviolate.

17. The courts of this State shall be open, and every person, for an injury done to him, in his person, property or reputation, shall have remedy by due course of law; and justice shall be administered without sale, denial or delay.

18. No conviction shall work corruption of blood or forfeiture of estate.

19. No hereditary emoluments, honors or privileges, shall ever be granted or conferred in this State.

20. Free government, and the blessings of liberty, can be preserved to any people, only by a firm adherence to justice, moderation, temperance, frugality and virtue, and by a frequent recurrence to fundamental principles.

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## ARTICLE IV.

### ELECTIONS AND OFFICERS.

1. The male citizens of the State, shall be entitled to vote at all elections held within the counties, in which they respectively reside; but no person who is a minor, or of unsound mind, or a pauper, or who is under conviction of treason, felony, or bribery in an election, or who has not been a resident of the State for one year, and of the county in which he offers to vote, for sixty days next preceding such offer, shall be permitted to vote, while such disability continues; but no person in the military, naval, or marine service of the United States, shall be deemed a resident of this State by reason of being stationed therein.

2. In all elections by the people, the mode of voting shall be by ballot; but the voter shall be left free to vote by either open, sealed or secret ballot, as he may elect.

3. No voter, during the continuance of an election at which he is entitled to vote, or during the time necessary and convenient for going to, and returning from the same, shall be subject to arrest upon civil process, or be compelled to attend any court, or judicial, proceeding, as suitor, juror or witness; or to work upon the public roads, or, except in time of war or public danger, to render military service.

4. No person, except citizens entitled to vote, shall be elected or appointed to any State, county, or municipal office; but the Governor and Judges, must have attained the age of thirty, and the Attorney General and Senators, the age of twenty-five years, at the beginning of their respective terms of service; and must have been citizens of the State, for five years next preceding their election, or appointment, or be citizens at the time this Constitution goes into operation.

5. Every person elected, or appointed, to any office, before proceeding to exercise the authority, or discharge the duties thereof, shall make oath, or affirmation, that he will support the Constitution of the United States and the Constitution of this State, and that he will faithfully discharge the duties of his said office, to the best of his skill and judgment; and no other oath, or declaration, or test, shall be required as a qualification, unless herein otherwise provided.

6. All officers elected or appointed under this Constitution, may, unless in cases herein otherwise provided for, be removed from office, for official misconduct, incompetency, neglect of duty, or gross immorality, in such manner as may be prescribed by general laws, and unless so removed, they shall continue to discharge the duties of their respective offices, until their successors are elected, or appointed and qualified.

7. The general elections of State and county officers, and of members of the Legislature, shall be held on the second Tuesday of October, until otherwise provided by law. The terms of such officers, not elected or appointed to fill a vacancy, shall, unless herein otherwise provided, begin on the first day of January, and of the members of the Legislature, on the first day of November next succeeding their election. Elections to fill vacancies shall be for the unexpired

term. When vacancies occur prior to any general election, they shall be filled by appointments in such manner as may be prescribed herein, or by general law, which appointments shall expire at such time after the next general election, as the person so elected to fill such vacancy shall be qualified.

8. The Legislature, in cases not provided for in this Constitution, shall prescribe, by general laws, the terms of office, powers, duties and compensation of all public officers and agents, and the manner in which they shall be elected, appointed and removed.

9. Any officer of the State, may be impeached for mal-administration, corruption, incompetency, gross immorality, neglect of duty, or any high crime or misdemeanor. The House of Delegates shall have the sole power of impeachment. The Senate shall have the sole power to try impeachments, and no person shall be convicted without the concurrence of two-thirds of the members elected thereto. When sitting as a court of impeachment, the President of the Supreme Court of Appeals, or, if from any cause, it be improper for him to act, then any other judge of that court, to be designated by it, shall preside; and the Senators shall be on oath, or affirmation, to do justice according to law and evidence. Judgment in cases of impeachment, shall not extend further than to removal from office, and disqualification to hold any office of honor, trust, or profit, under the State; but the party convicted shall be liable to indictment, trial, judgment, and punishment, according to law. The Senate may sit during the recess of the Legislature, for the trial of impeachments.

10. Any citizen of this State, who shall, after the adoption of this Constitution, either in, or out of the State, fight a duel with deadly weapons, or send or accept a challenge so to do, or who shall act as a second, or knowingly aid or assist in such duel, shall, ever hereafter, be incapable of holding any office of honor, trust or profit, in this State.

11. The Legislature shall prescribe the manner of conducting, and making returns of elections, and of determining contested elections; and shall pass such laws as may be necessary and proper to prevent intimidation, disorder, or violence at the polls, and corruption or fraud in voting, counting the vote, ascertaining or declaring the result, or fraud, in any manner, upon the ballot.

12. No citizen shall ever be denied or refused the right or privilege of voting at an election, because his name is not, or has not been, registered or listed, as a qualified voter.

## ARTICLE V.

## DIVISION OF POWERS.

1. The Legislative, Executive and Judicial Departments shall be separate and distinct, so that neither shall exercise the powers properly belonging to either of the others; nor shall any person exercise the powers of more than one of them at the same time, except that Justices of the Peace shall be eligible to the Legislature.

## ARTICLE VI.

## LEGISLATURE.

1. The legislative power shall be vested in a Senate and House of Delegates. The style of their acts shall be, "Be it enacted by the Legislature of West Virginia."

2. The Senate shall be composed of twenty-four, and the House of Delegates of sixty-five members, subject to be increased according to the provisions hereinafter contained.

3. Senators shall be elected for the term of four years, and Delegates for the term of two years. The Senators first elected, shall divide themselves into two classes, one Senator from every district being assigned to each class; and of these classes, the first, to be designated by lot in such manner as the Senate may determine, shall hold their seats for two years; and the second, for four years, so that after the first election, one-half of the Senators shall be elected biennially.

\*4. For the election of Senators, the State shall be divided into twelve Senatorial Districts, which number shall not be diminished, but may be increased as hereinafter provided. Every district shall elect two Senators, but, where the district is composed of more than one county, both shall not be chosen from the same county. The districts shall be compact, formed of contiguous territory, bounded by county lines, and, as nearly as practicable, equal in population, to be ascertained by the census of the United States. After every such census, the Legislature shall alter the Senatorial Districts, so far as may be necessary to make them conform to the foregoing provision.

\*Number of districts increased by Legislature—Chapter 90, Acts 1882.

\*5. Until the Senatorial Districts shall be altered by the Legislature as herein prescribed, the counties of Hancock, Brooke and Ohio, shall constitute the first Senatorial District; Marshall, Wetzel and Marion, the second; Ritchie, Doddridge, Harrison, Gilmer and Calhoun, the third; Tyler, Pleasants, Wood and Wirt, the fourth; Jackson, Mason, Putnam and Roane, the fifth; Kanawha, Clay, Nicholas, Braxton and Webster, the sixth; Cabell, Wayne, Lincoln, Boone, Logan, Wyoming, McDowell and Mercer, the seventh; Monroe, Greenbrier, Summers, Pocahontas, Fayette and Raleigh, the eighth; Lewis, Randolph, Upshur, Barbour, Taylor and Tucker, the ninth; Preston and Monongalia, the tenth; Hampshire, Mineral, Hardy, Grant and Pendleton, the eleventh; Berkeley, Morgan and Jefferson, the twelfth.

6. For the election of Delegates, every county containing a population of less than three-fifths of the ratio of representation for the House of Delegates, shall, at each apportionment, be attached to some contiguous county, or counties, to form a Delegate District.

7. After every census the Delegates shall be apportioned as follows: The ratio of representation for the House of Delegates shall be ascertained, by dividing the whole population of the State by the number of which the House is to consist, and rejecting the fraction of a unit, if any, resulting from such division. Dividing the population of every Delegate District, and of every county not included in a Delegate District, by the ratio thus ascertained, there shall be assigned to each a number of Delegates equal to the quotient obtained by this division, excluding the fractional remainder. The additional Delegates necessary to make up the number of which the House is to consist, shall then be assigned to those Delegate Districts, and counties, not included in a Delegate District which would otherwise have the largest fractions unrepresented; but every Delegate District, and county not included in a Delegate District, shall be entitled to at least one Delegate.

†8. Until a new apportionment shall be declared, the counties of Pleasants and Wood shall form the first delegate district, and elect three Delegates; Ritchie and Calhoun, the second, and elect two Delegates; Barbour, Harrison and Taylor, the third, and elect one Delegate; Randolph and Tucker, the fourth, and elect one Delegate; Nicholas, Clay and Webster, the fifth, and elect one Delegate; McDowell and Wyoming, the sixth, and elect one Delegate.

9. Until a new apportionment shall be declared, the apportionment of Delegates to the counties not included in Delegate Districts,

\*Districts altered, and number of increased by Legislature—Chapter 90, Acts 1882.  
 †Now apportionment made by Legislature—Chapter 90, Acts 1882.

and to Barbour, Harrison and Taylor counties, embraced in such Districts, shall be as follows :

To Barbour, Boone, Braxton, Brooke, Cabell, Doddridge, Fayette, Hampshire, Hancock, Jackson, Lewis, Logan, Greenbrier, Monroe, Mercer, Mineral, Morgan, Grant, Hardy, Lincoln, Pendleton, Putnam, Roane, Gilmer, Taylor, Tyler, Upshur, Wayne, Wetzel, Wirt, Pocahontas, Summers and Raleigh counties, one Delegate each.

To Berkeley, Harrison, Jefferson, Marion, Marshall, Mason, Monongalia and Preston counties, two Delegates each.

To Kanawha county, three Delegates.

To Ohio county, four Delegates.

10. The arrangement of the Senatorial and Delegate Districts, and apportionment of Delegates, shall hereafter be declared by law, as soon as possible after each succeeding census, taken by authority of the United States. When so declared, they shall apply to the first general election for members of the Legislature, to be thereafter held, and shall continue in force unchanged, until such Districts shall be altered, and Delegates apportioned, under the succeeding census.

11. Additional territory may be admitted into, and become part of, this State, with the consent of the Legislature and a majority of the qualified voters of the State, voting on the question. And in such case, provision shall be made by law, for the representation thereof in the Senate and House of Delegates, in conformity with the principles set forth in this Constitution. And the number of members of which each House of the Legislature is to consist, shall thereafter be increased, by the representation assigned to such additional territory.

12. No person shall be a Senator or Delegate, who has not for one year next preceding his election, been a resident within the District or county from which he is elected; and if a Senator or Delegate remove from the district, or county, for which he was elected, his seat shall be thereby vacated.

13. No person holding a lucrative office under this State, the United States, or any foreign government; no member of Congress; no person who is a salaried officer of any railroad company, or who is sheriff, constable, or clerk of any court of record, shall be eligible to a seat in the Legislature.

14. No person who has been, or hereafter shall be, convicted of bribery, perjury, or any other infamous crime, shall be eligible to a



seat in the Legislature. No person who may have collected, or been entrusted with public money, whether State, county, township, district, or other municipal organization, shall be eligible to the Legislature, or to any office of honor, trust, or profit in this State, until he shall have duly accounted for and paid over such money according to law.

15. No Senator or Delegate, during the term for which he shall have been elected, shall be elected or appointed to any civil office of profit under this State, which has been created, or the emoluments of which have been increased during such term, except offices to be filled by election by the people. Nor shall any member of the Legislature be interested, directly or indirectly, in any contract, with the State, or any county thereof, authorized by any law passed during the term for which he shall have been elected.

16. Members of the Legislature, before they enter upon their duties, shall take and subscribe the following oath, or affirmation: "I do solemnly swear (or affirm), that I will support the Constitution of the United States, and the Constitution of the State of West Virginia, and faithfully discharge the duties of Senator (or Delegate), according to the best of my ability;" and they shall also take this further oath, to-wit: "I will not accept or receive, directly or indirectly, any money or other valuable thing, from any corporation, company, or person, for any vote or influence I may give or withhold, as Senator (or Delegate), on any bill, resolution or appropriation, or for any act I may do or perform as Senator (or Delegate)." These oaths shall be administered in the hall of the house to which the member is elected, by a Judge of the Supreme Court of Appeals, or of a Circuit Court, or by any other person authorized by law to administer an oath; and the Secretary of State shall record and file said oaths subscribed by each member; and no other oath or declaration shall be required as a qualification. Any member who shall refuse to take the oath herein prescribed, shall forfeit his seat; and any member who shall be convicted of having violated the oath, last above required to be taken, shall forfeit his seat, and be disqualified thereafter from holding any office of profit or trust in this State.

17. Members of the Legislature shall, in all cases, except treason, felony, and breach of the peace, be privileged from arrest during the session, and for ten days before and after the same; and for words spoken in debate, or any report, motion or proposition, made in either House, a member shall not be questioned in any other place.

18. The Legislature shall assemble at the seat of government lieu-

nially, and not oftener, unless convened by the Governor. The first session of the Legislature, after the adoption of this Constitution, shall commence on the third Tuesday of November, 1872; and the regular biennial session of the Legislature shall commence on the second Wednesday of January, 1875, and every two years thereafter, on the same day.

19. The Governor may convene the Legislature by proclamation whenever, in his opinion, the public safety or welfare shall require it. It shall be his duty to convene it, on application in writing, of three-fifths of the members elected to each House.

20. The seat of government shall be at Charleston, until otherwise provided by law.

21. The Governor may convene the Legislature at another place, when, in his opinion, it cannot safely assemble at the seat of government; and the Legislature may, when in session, adjourn to some other place, when in its opinion the public safety or welfare, or the safety of the members, or their health, shall require it.

22. No session of the Legislature, after the first, shall continue longer than forty-five days, without the concurrence of two-thirds of the members elected to each House.

23. Neither House shall, during the session, adjourn for more than three days, without the consent of the other. Nor shall either, without such consent, adjourn to any other place than that in which the Legislature is sitting.

24. A majority of the members, elected to each House of the Legislature, shall constitute a quorum. But a smaller number may adjourn from day to day, and shall be authorized to compel the attendance of absent members, as each House may provide. Each House shall determine the rules of its proceedings, and be the judge of the elections, returns and qualifications, of its own members. The Senate shall choose, from its own body, a President; and the House of Delegates, from its own body, a Speaker. Each House shall appoint its own officers and remove them at pleasure. The oldest Delegate present shall call the House to order, at the opening of each new House of Delegates, and preside over it, until the Speaker thereof shall have been chosen, and have taken his seat. The oldest member of the Senate present at the commencement of each regular session thereof, shall call the Senate to order, and preside over the same until a President of the Senate shall have been chosen, and have taken his seat.

25. Each House may punish its own members for disorderly behavior, and with the concurrence of two-thirds of the members elected thereto, expel a member, but not twice for the same offense.

26. Each House shall have power to provide for its own safety, and the undisturbed transaction of its business, and may punish by imprisonment, any person not a member, for disrespectful behavior in its presence; for obstructing any of its proceedings, or any of its officers in the discharge of his duties, or for any assault, threat or abuse of a member, for words spoken in debate. But such imprisonment shall not extend beyond the termination of the session, and shall not prevent the punishment of any offense, by the ordinary course of law.

27. Laws shall be enacted and enforced, by suitable provisions and penalties, requiring sheriffs and all other officers, whether State, county, district or municipal, who shall collect or receive, or whose official duty it is, or shall be, to collect, receive, hold, or pay out any money belonging to, or which is, or shall be, for the use of the State or of any county, district or municipal corporation, to make annual account and settlement therefor. Such settlement, when made, shall be subject to exceptions, and take such direction, and have only such force and effect, as may be provided by law; but in all cases, such settlement shall be recorded, and be open to the examination of the people at such convenient place or places, as may be appointed by law.

28. Bills and resolutions may originate in either House, but may be passed, amended or rejected by the other.

29. No bill shall become a law, until it has been fully and distinctly read, on three different days in each House, unless, in case of urgency, by a vote of four-fifths of the members present, taken by yeas and nays on each bill, this rule be dispensed with: *Provided*, In all cases, that an engrossed bill shall be fully and distinctly read in each House.

30. No act hereafter passed, shall embrace more than one object, and that shall be expressed in the title. But if any object shall be embraced in an act, which is not so expressed, the act shall be void only as to so much thereof, as shall not be so expressed, and no law shall be revived, or amended, by reference to its title only; but the law revived, or the section amended, shall be inserted at large, in the new act. And no act of the Legislature, except such as may be passed at the first session under this Constitution, shall take effect,

until the expiration of ninety days after its passage, unless the Legislature shall, by a vote of two-thirds of the members elected to each House, taken by yeas and nays, otherwise direct.

31. When a bill, or joint resolution, passed by one House, shall be amended by the other, the question on agreeing to the bill, or joint resolution, as amended, shall be again voted on, by yeas and nays, in the House by which it was originally passed, and the result entered upon its journals; in all such cases, the affirmative vote of a majority of all the members elected to such House shall be necessary.

32. Whenever the words, "a majority of the members elected to either House of the Legislature," or words of like import, are used in this Constitution, they shall be construed to mean a majority of the whole number of members to which each House is, at the time, entitled, under the apportionment of representation, established by the provisions of this Constitution.

33. The members of the Legislature shall each receive for their services, the sum of four dollars per day, and ten cents for each mile traveled in going to, and returning from, the seat of government, by the most direct route. The Speaker of the House of Delegates, and the President of the Senate, shall each receive an additional compensation of two dollars per day for each day they shall act as presiding officers. No other allowance or emolument than that by this section provided, shall directly or indirectly be made or paid to the members of either House, for postage, stationery, newspapers, or any other purpose whatever.

34. The Legislature shall provide by law, that the fuel, stationery and printing paper, furnished for the use of the State; the copying, printing, binding and distributing the laws and journals; and all other printing ordered by the Legislature, shall be let by contract to the lowest responsible bidder, bidding under a maximum price to be fixed by the Legislature; and no member or officer thereof, or officer of the State, shall be interested, directly or indirectly, in such contract, but all such contracts shall be subject to the approval of the Governor, and in case of his disapproval of any such contract, there shall be a re-letting of the same in such manner as may be prescribed by law.

35. The State of West Virginia shall never be made defendant in any court of law or equity.

36. The Legislature shall have no power to authorize lotteries, or gift enterprises, for any purpose, and shall pass laws to prohibit the sale of lottery, or gift enterprise tickets, in this State.

37. No law shall be passed after the election of any public officer, which shall operate to extend the term of his office.

38. No extra compensation shall be granted or allowed to any public officer, agent, servant or contractor, after the services shall have been rendered or the contract made; nor shall any Legislature authorize the payment of any claim, or part thereof, hereafter created against the State, under any agreement or contract made, without express authority of law; and all such unauthorized agreements shall be null and void. Nor shall the salary of any public officer be increased, or diminished, during his term of office, nor shall any such officer, or his or their sureties, be released from any debt or liability due to the State: *Provided*, The Legislature may make appropriations for expenditures hereafter incurred, in suppressing insurrection, or repelling invasion.

39. The Legislature shall not pass local or special laws, in any of the following enumerated cases; that is to say, for

Granting divorces;

Laying out, opening, altering and working roads or highways;

Vacating roads, town plats, streets, alleys and public grounds;

Locating, or changing county seats;

Regulating or changing county or district affairs;

Providing for the sale of church property, or property held for charitable uses;

Regulating the practice in courts of justice;

Incorporating cities, towns or villages, or amending the charter of any city, town or village, containing a population of less than two thousand;

Summoning or impaneling grand or petit juries;

The opening or conducting of any election, or designating the place of voting;

The sale or mortgage of real estate, belonging to minors, or others under disability;

Chartering, licensing, or establishing ferries, or toll bridges;

Remitting fines, penalties or forfeitures;

- Changing the law of descent ;
- Regulating the rate of interest ;
- Authorizing deeds to be made for land sold for taxes ;
- Releasing taxes ;
- Releasing title to forfeited lands ;

The Legislature shall provide, by general laws, for the foregoing and all other cases for which provision can be so made ; and in no case shall a special act be passed, where a general law would be proper, and can be made applicable to the case, nor in any other case in which the courts have jurisdiction, and are competent to give the relief asked for.

40. The Legislature shall not confer upon any court, or judge, the power of appointment to office, further than the same is herein provided for.

41. Each House shall keep a journal of its proceedings, and cause the same to be published from time to time, and all bills and joint resolutions shall be described therein, as well by their title as their number, and the yeas and nays on any question, if called for by one-tenth of those present, shall be entered on the journal.

42. Bill, making appropriations for the pay of members and officers of the Legislature, and for salaries for the officers of the Government, shall contain no provision on any other subject.

43. The Legislature shall never authorize or establish any board, or court of registration of voters.

44. In all elections to office which may hereafter take place in the Legislature, or in any county, or municipal body, the vote shall be *viva voce*, and be entered on its journals.

45. It shall be the duty of the Legislature, at its first session after the adoption of this Constitution, to provide, by law, for the punishment by imprisonment in the penitentiary, of any person who shall bribe, or attempt to bribe, any executive or judicial officer of this State, or any member of the Legislature, in order to influence him, in the performance of any of his official or public duties ; and, also, to provide by law, for the punishment by imprisonment in the penitentiary, of any of said officers, or any member of the Legislature, who shall demand, or receive, from any corporation, company or person, any money, testimonial, or other valuable thing, for the performance of his official or public duties, or for refusing, or failing

to perform the same, or for any vote or influence, a member of the Legislature may give or withhold as such member; and, also, to provide by law, for compelling any person, so bribing or attempting to bribe, or so demanding or receiving a bribe, fee, reward or testimonial, to testify against any person or persons who may have committed any of said offenses: *Provided*, That any person, so compelled to testify, shall be exempted from trial and punishment for the offense of which he may have been guilty, and concerning which he is compelled to testify; and any person convicted of any of the offenses specified in this section, shall, as a part of the punishment thereof, be forever disqualified from holding any office, or position of honor, trust or profit, in this State.

46. Laws may be passed regulating or prohibiting the sale of intoxicating liquors within the limits of this State.

47. No charter of incorporation shall be granted to any church, or religious denomination. Provision may be made by general laws for securing the title to church property, and for the sale and transfer thereof, so that it shall be held, used, or transferred for the purposes of such church, or religious denomination.

48. Any husband or parent, residing in this State, or the infant children of deceased parents, may hold a homestead of the value of one thousand dollars, and personal property to the value of two hundred dollars, exempt from forced sale, subject to such regulations as shall be prescribed by law: *Provided*, That such homestead exemption shall in no wise effect debts or liabilities existing at the time of the adoption of this Constitution: *And provided further*, That no property shall be exempt from sale for taxes due thereon, or for the payment of purchase money due upon said property, or for debts contracted for the erection of improvements thereon.

49. The Legislature shall pass such laws as may be necessary to protect the property of married women from the debts, liabilities, and control of their husbands.

50. The Legislature may provide for submitting to a vote of the people at the general election to be held in 1876, or at any general election thereafter, a plan or scheme of proportional representation in the Senate of this State; and if a majority of the votes cast at such election be in favor of the plan submitted to them, the Legislature shall at its session succeeding said election, re-arrange the Senatorial Districts in accordance with the plan so approved by the people.

## ARTICLE VII.

## EXECUTIVE DEPARTMENT.

1. The Executive Department shall consist of a Governor, Secretary of State, State Superintendent of Free Schools, Auditor, Treasurer, and Attorney General, who shall be, *ex-officio*, Reporter of the Court of Appeals. Their terms of office, respectively, shall be four years, and shall commence on the fourth day of March, next after their election. They shall, except the Attorney General, reside at the seat of government during their terms of office, and keep there the public records, books and papers, pertaining to their respective offices, and shall perform such duties as may be prescribed by law.

## ELECTION.

2. An election for Governor, State Superintendent of Free Schools, Auditor, Treasurer and Attorney General, shall be held at such times and place as may be prescribed in this Constitution, or by general law.

3. The returns of every election for the above named officers, shall be sealed up and transmitted by the returning officers, to the Secretary of State, directed, "to the Speaker of the House of Delegates," who shall, immediately after the organization of the House and before proceeding to business, open and publish the same, in the presence of a majority of each House of the Legislature, which shall, for that purpose, assemble in the hall of the House of Delegates. The person having the highest number of votes for either of said offices, shall be declared duly elected thereto; but if two or more have an equal and the highest number of votes for the same office, the Legislature shall, by joint vote, choose one of such persons for said office. Contested elections for the office of Governor, shall be determined by both Houses of the Legislature, by joint vote, in such manner as may be prescribed by law. The Secretary of State shall be appointed by the Governor, by and with the advice and consent of the Senate, and shall continue in office, unless sooner removed, until the expiration of the official term of the Governor, by whom he shall have been appointed.

## ELIGIBILITY.

4. Neither the Governor, State Superintendent of Free Schools, Auditor, Treasurer, nor Attorney General, shall hold any other office, during the term of his service. The Governor shall be ineligible to said office, for the four years, next succeeding the term for which he was elected.



5. The chief executive power shall be vested in the Governor, who shall take care that the laws be faithfully executed.

6. The Governor shall, at the commencement of each session, give to the Legislature information, by message, of the condition of the State, and shall recommend such measures as he shall deem expedient. He shall accompany his message with a statement of all money received and paid out by him, from any funds, subject to his order, with vouchers therefor; and, at the commencement of each regular session present estimates of the amount of money required by taxation for all purposes.

7. The Governor may, on extraordinary occasions, convene, at his own instance, the Legislature; but when so convened, it shall enter upon no business, except that stated in the proclamation by which it was called together.

8. The Governor shall nominate, and by and with the advice and consent of the Senate, (a majority of all the Senators elected concurring by yeas and nays), appoint all officers whose offices are established by this Constitution, or shall be created by law, and whose appointment or election is not otherwise provided for; and no such officers shall be appointed or elected by the Legislature.

9. In case of a vacancy, during the recess of the Senate, in any office which is not elective, the Governor shall, by appointment, fill such vacancy until the next meeting of the Senate, when he shall make a nomination for such office, and the person so nominated, when confirmed by the Senate, (a majority of all the Senators elected concurring by yeas and nays), shall hold his office during the remainder of the term, and until his successor shall be appointed and qualified. No person, after being rejected by the Senate, shall be again nominated for the same office, during the same session, unless at the request of the Senate; nor shall such person be appointed to the same office during the recess of the Senate.

10. The Governor shall have power to remove any officer, whom he may appoint, in case of incompetency, neglect of duty, gross immorality, or malfeasance in office; and he may declare his office vacant, and fill the same, as herein provided in other cases of vacancy.

11. The Governor shall have power to remit fines and penalties, in such cases and under such regulations, as may be prescribed by law; to commute capital punishment, and, except where the prose-

cution has been carried on by the House of Delegates, to grant reprieves and pardons, after conviction; but he shall communicate to the Legislature, at each session, the particulars of every case of fine or penalty remitted, of punishment commuted, and of reprieve or pardon granted, with his reasons therefor.

12. The Governor shall be commander-in-chief of the military forces of the State, (except where they shall be called into the service of the United States), and may call out the same, to execute the laws, suppress insurrection, and repel invasion.

13. When any State officer has executed his official bond, the Governor shall, for such causes, and in such manner as the Legislature may direct, require of such officer reasonable additional security; and if the security is not given as required, his office shall be declared vacant, in such manner as may be provided by law.

14. Every bill passed by the Legislature shall, before it becomes a law, be presented to the Governor. If he approve, he shall sign it, and thereupon it shall become a law; but if not, he shall return it, with his objections, to the House in which it originated, which House shall enter the objections at large upon its journal, and proceed to re-consider it. If, after such reconsideration, a majority of the members elected to the House agree to pass the bill, it shall be sent, together with the objections, to the other House, by which it shall, likewise, be reconsidered, and if approved by a majority of the members elected to that House, it shall become a law, notwithstanding the objections of the Governor. But in all such cases, the vote of each House shall be determined by yeas and nays, to be entered on the journal. Any bill, which shall not be returned by the Governor within five days (Sunday excepted) after it shall have been presented to him, shall be a law, in like manner as if he had signed it, unless the Legislature shall, by their adjournment, prevent its return, in which case it shall be filed, with his objections, in the office of the Secretary of State, within five days after such adjournment, or become a law.

15. Every bill passed by the Legislature, making appropriations of money, embracing distinct items, shall, before it becomes a law, be presented to the Governor; if he disapprove the bill, or any item or appropriation therein contained, he shall communicate such disapproval, with his reasons therefor, to the House in which the bill originated; but all items not disapproved shall have the force and effect of law, according to the original provisions of the bill. Any

item, or items, so disapproved shall be void, unless repassed by a majority of each House, according to the rules and limitations prescribed in the preceding section in reference to other bills.

16. In case of the death, conviction on impeachment, failure to qualify, resignation, or other disability of the Governor, the President of the Senate shall act as Governor, until the vacancy is filled, or the disability removed; and if the President of the Senate, for any of the above named causes, shall become incapable of performing the duties of Governor, the same shall devolve upon the Speaker of the House of Delegates; and in all other cases, where there is no one to act as Governor, one shall be chosen by joint vote of the Legislature. Whenever a vacancy shall occur in the office of Governor, before the first three years of the term shall have expired, a new election for Governor shall take place to fill the vacancy.

17. If the office of Auditor, Treasurer, State Superintendent of Free Schools, or Attorney General, shall become vacant by death, resignation, or otherwise, it shall be the duty of the Governor to fill the same by appointment, and the appointee shall hold his office until his successor shall be elected and qualified, in such manner as may be provided by law.

The subordinate officers of the Executive Department, and the officers of all public institutions of the State, shall keep an account of all moneys received or disbursed by them, respectively, from all sources, and for every service performed, and make semi-annual report thereof to the Governor, under oath or affirmation; and any officer who shall willfully make a false report, shall be deemed guilty of perjury.

18. The subordinate officers of the Executive Department, and the officers of all the public institutions of the State, shall, at least ten days preceding each regular session of the Legislature, severally report to the Governor, who shall transmit such report to the Legislature; and the Governor may at any time require information in writing, under oath, from the officers of his department, and all officers and managers of State institutions, upon any subject relating to the condition, management, and expenses, of their respective offices.

19. The Governor shall receive for his services a salary of twenty-seven hundred dollars per annum, and no additional emolument, allowance or perquisite, shall be paid or made to him, on any account. Any person acting as Governor shall receive the emoluments of that office. The Secretary of State shall receive one thou-

sand; the State Superintendent of Free Schools, fifteen hundred; the Treasurer, fourteen hundred; the Auditor, two thousand; and the Attorney General, thirteen hundred dollars per annum; and no additional emolument or allowance, except as herein otherwise provided, shall be paid or made out of the treasury of the State to any of the foregoing executive officers, on any account.

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## \*ARTICLE VIII.

### JUDICIARY DEPARTMENT.

1. The Judicial power shall be vested in a Supreme Court of Appeals, and in Circuit Courts, and the Judges thereof; in County and Corporation Courts, and Justices of the Peace.

#### SUPREME COURT OF APPEALS.

2. The Supreme Court of Appeals shall consist of four Judges, any three of whom shall be a quorum. They shall be elected by the voters of the State, and shall hold their office for the term of twelve years, unless sooner removed in the manner prescribed by this Constitution; except, that of those first elected, two, to be designated by lot in such manner as they may determine, and in the presence of the Governor, shall hold their offices for four years; a third, to be designated in like manner, for eight years, and the fourth, for twelve years; so that one or more shall be elected every four years.

3. It shall have original jurisdiction in cases of *habeas corpus*, *mandamus*, and *prohibition*. It shall have appellate jurisdiction in civil cases, where the matter in controversy, exclusive of costs, is of greater value, or amount, than one hundred dollars; in controversies concerning the title or boundaries of land, the probate of wills, the appointment or qualification of a personal representative, guardian, committee, or curator; or concerning a mill, road, way, ferry, or landing; or the right of a corporation, or county, to levy tolls, or taxes; and, also, in cases of *quo warranto*, *habeas corpus*, *mandamus* and *prohibition*, and in cases involving freedom, or the constitutionality of a law. It shall have appellate jurisdiction, in criminal cases, where there has been a conviction for felony, or a misdemeanor, in a Circuit Court, and where a conviction has been had in any inferior court, and been affirmed in a Circuit Court.

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\*This article has been superseded by the 1st amendment.

4. No decision rendered by the Supreme Court of Appeals, shall be considered as binding authority upon any of the inferior courts of this State, except in the particular case decided, unless such decision is concurred in, by at least three Judges of said court.

5. When a judgment, or decree, is reversed or affirmed, by the Supreme Court of Appeals, every point fairly arising upon the record of the case, shall be considered, and decided; and the reasons therefor shall be concisely stated in writing, and preserved with the record of the case; and it shall be the duty of the Court to prepare a syllabus of the points adjudicated in each case concurred in by three of the Judges thereof, which shall be prefixed to the published reports of the case.

6. A writ of error, *supersedeas*, or appeal, shall be allowed only by the Supreme Court of Appeals, or a Judge thereof, or by a Judge of a Circuit Court, upon a petition assigning error in the judgment or proceedings of the inferior Court, and then only after the said Court or Judge shall have examined, and considered the record and assignment of errors, and is satisfied, that there is error in the same, or that it presents a point, proper for the consideration of the Court of Appeals.

7. If a vacancy shall occur in said Court, from any cause, the Governor shall issue a writ of election, to fill such vacancy for the residue of the term: *Provided*, That if the unexpired term, be less than two years, the Governor shall appoint a Judge to fill such vacancy.

8. The officers of the Supreme Court of Appeals, except the Reporter, shall be appointed by the Court, or, in vacation, by the Judges thereof, with the power of removal; their duties and compensation shall be prescribed by law.

9. There shall be at least two terms of the Court of Appeals held annually, at such times and places, as may be prescribed by law.

#### CIRCUIT COURTS.

10. The State shall be divided into nine Circuits; for each Circuit a Judge shall be elected by the voters thereof, who shall hold his office for the term of eight years, unless sooner removed in the manner prescribed by this Constitution.

During his continuance in office, he shall reside in the Circuit of which he is Judge,

11. A Circuit Court shall be held in every county, twice a year. But provisions may be made by law for special terms; and a judge of any Circuit may hold the Court, in another Circuit.

12. The Circuit Courts shall have the supervision of all proceedings before the County Courts, and other inferior tribunals, by *mandamus*, *prohibition* or *certiorari*. They shall, except in cases confided by this Constitution exclusively to some other tribunal, have original and general jurisdiction of all matters at law, where the amount in controversy, exclusive of interest, exceeds fifty dollars; in cases of *quo warranto*, *habeas corpus*, *mandamus* or *prohibition*; and in all cases of equity, and of all felonies, and misdemeanors. They shall have appellate jurisdiction, upon petition and assignment of error, in all cases of judgments, decrees, and final orders, rendered by the County Court, and such other inferior courts of record as may be hereafter established by law under the provisions of this article, where the matter in controversy, exclusive of costs, is of greater value or amount, than twenty dollars; in controversies respecting the title, or boundaries of land; the probate of wills, the appointment, or qualification of a personal representative, guardian, committee, or curator; or concerning a mill, road, way, ferry, or landing, or the right of a corporation, or county to levy tolls, or taxes; and also in cases of *habeas corpus*, *quo warranto*, *mandamus*, *prohibition*, and *certiorari*, and in cases involving freedom, or the constitutionality of a law; and in all cases of a conviction under criminal prosecutions in said court. It shall have such other original jurisdiction, as may be prescribed by law.

13. The Legislature may authorize by general law, any indictment for a misdemeanor found by the grand jury of any Circuit Court, to be certified by said Court to the County Court of the county, in which the indictment shall be found, for further proceedings to be had thereon, in such manner, and under such regulations, as may be prescribed by law.

14. The State shall be arranged into the following Circuits:—The counties of Hancock, Brooke, Ohio and Marshall, shall constitute the First Circuit; the counties of Wetzel, Marion, Monongalia, Taylor, Doddridge and Harrison, the Second; the counties of Jefferson, Berkeley and Morgan, the Third; the counties of Hampshire, Mineral, Grant, Hardy and Pendleton, the Fourth; the counties of Tyler, Pleasants, Ritchie, Wood, Wirt and Calhoun, the Fifth; the counties of Randolph, Tucker, Barbour, Lewis, Webster, Gilmer, Preston and Upshur, the Sixth; the counties of Jackson, Roane, Putnam,

Kanawha and Mason, the Seventh ; the counties of Greenbrier, Monroe, Fayette, Summers, Clay, Nicholas, Pocahontas and Braxton, the Eighth ; and the counties of Cabell, Wayne, Lincoln, Boone, Logan, Wyoming, Mercer, Raleigh and McDowell, the Ninth.

15. The Legislature may, after the expiration of five years from the time this Constitution goes into operation, re-arrange the Circuits, but the number of Circuits shall not then be increased ; and no re-arrangement of the Circuits shall have the effect of removing a Judge from office. After the census of 1880, it may increase the number of Circuits, so as not to exceed one Circuit for every fifty-five thousand inhabitants of the State.

16. The Legislature shall provide by law for holding Circuit Courts where, from any cause, the Judge shall fail to attend, or if in attendance, cannot properly preside.

#### GENERAL PROVISIONS.

17. All Judges shall be commissioned by the Governor. The salary of the Judges of the Court of Appeals shall be twenty-two hundred and fifty dollars per annum ; and that of Judges of the Circuit Court shall be two thousand dollars ; and each shall receive the same allowance for necessary travel, as members of the Legislature. No Judge, during his term of office, shall practice the profession of law, or hold any other office, appointment, or public trust, under this, or any other government, and the acceptance thereof shall vacate his judicial office ; nor shall he, during his continuance therein, be eligible to any political office.

18. Judges may be removed from office by a concurrent vote of both Houses of the Legislature, wherefrom age, disease, or mental or bodily infirmity, they are incapable of discharging the duties of their offices. But two-thirds of the members elected to each House, must concur in such vote ; and the cause of removal shall be entered upon the journal of each House. The Judge, against whom the Legislature may be about to proceed, shall receive notice thereof, accompanied with the cause alleged for his removal, at least twenty days before the day on which either House of the Legislature shall act thereupon.

19. The voters of each county shall elect a Clerk of the Circuit Court, whose term of office shall be six years ; his duties and compensation, and the mode of removing him from office, shall be prescribed by law ; and when a vacancy shall occur in the office, the

Judge of the Circuit Court shall appoint a clerk, who shall discharge the duties of the office, until the vacancy shall be filled by election. In any case in respect to which the clerk shall be so situated as to make it improper for him to act, the Court shall appoint a substitute.

20. The Clerks of the Circuit Courts, and the Clerk of the Supreme Court of Appeals, shall, under such regulations as may be prescribed by law, make an annual report to the Auditor, exhibiting the number of suits commenced, pending, and decided in their respective Courts, and the number of days the Courts were in session during the year, which shall be condensed by said Auditor, and made a part of his annual report to the Legislature.

21. Wherever the Legislature is expressly prohibited by this Constitution from doing any particular act, and the same shall be done, in violation of such prohibition, it shall be the duty of the Courts, upon a proper case presented before them, to declare such act null and void.

22. The Legislature may establish courts of limited jurisdiction within any incorporated town or city, subject to such appeal as now is, or may hereafter be, prescribed by law.

#### COUNTY COURTS.

23. There shall be in each county of the State, a County Court, which shall be composed of a President and two Justices of the Peace, except when, by this Constitution, the presence of a greater number is required. It shall hold six sessions during the year, at times to be prescribed by law; two of which shall be limited to matters connected with the police and fiscal affairs of the county; the other four shall be held for the trial of causes, and for the transaction of all other business within the general jurisdiction of the Court, except an assessment or levy upon the property of the county. In all cases where a levy of the county is laid, a majority of all the Justices elected in the county, shall be necessary to constitute a quorum for the transaction of that business.

24. The President of the Court shall be elected by the voters of the county, and shall hold his office for the term of four years. It shall be his duty to attend each term of the said Court, and he shall receive for such service, four dollars for every day he presides in court, to be paid from the county treasury. He shall also perform such other duties, and receive such compensation therefor, as may



be prescribed by law; except, that he shall not be authorized to try causes out of court. When from any cause he is unable to attend as President of the Court, any Justice may be added to make the Court, who, in conjunction with the other two, may designate one of their own number to preside in his absence.

25. Each county shall be laid off into districts, not less in number than three, nor more than ten, as nearly equal as may be in territory and population. In each district there shall be elected by the voters thereof, one, and not more than two, Justices of the Peace, who shall reside in their respective districts, and hold their office for the term of four years. The present sub-divisions of the counties by townships, shall constitute such districts until changed by a court constituted of a majority of the Justices of the county.

26. The Justices of the Peace shall be classified by law, for the performance of their duties in Court; they shall receive a compensation of three dollars per day, for their services in Court, to be paid out of the county treasury, and they may receive fees for other official duties, to be prescribed by law, and paid by the parties for whom the service shall be rendered.

27. The County Court shall have original jurisdiction, in all actions at law, where the amount in controversy exceeds twenty dollars; and also in cases of *habeas corpus*, *quo warranto*, *mandamus*, *prohibition*, *certiorari*, and in all suits in equity. It shall have jurisdiction in all matters of probate; the appointment and qualification of personal representatives, guardians, committees, and curators, and the settlement of their accounts, and in all matters relating to apprentices; and of all criminal cases under the grade of felony, except as hereinbefore provided. But the jurisdiction of the county court shall be subject to such limitations as may be prescribed by law. They shall have the custody, through their clerks, of all wills, deeds, and other papers presented for probate or record in said county, which shall be disposed of, or preserved, as required by law.

28. It shall also have the superintendence and administration of the internal police and fiscal affairs of the county, including the establishment and regulation of roads, ways, bridges, public landing, ferries and mills, with authority to lay, and disburse the county levies: *Provided*, That no license shall be granted in any city, town, or village, without the consent of the authorities of the same first had and obtained. It shall, in all contested cases, judge of the election, qualification and returns of its own members, and of all

county and district officers; and it shall exercise such other jurisdiction, and perform such other duties, as may be prescribed by law. Nothing in this article shall impair, or affect the charter of any municipal corporation.

29. The County Court shall have jurisdiction of all appeals from the judgment of the Justices, and their decision upon such appeal shall be final in all cases, except such as involve the title, right of possession, or boundaries of lands, the freedom of a person, the validity of a law, or an ordinance of any corporation, or the right of a corporation to levy tolls or taxes.

No Judge or Justice shall sit in an appellate court, in review of a decision made by him.

30. The voters of each county shall elect a Clerk of the County Court, whose term of office shall be six years, and whose duties, compensation and mode of removal shall be prescribed by law.

31. Provisions may be made under such regulations as may be prescribed by law, for the probate of wills, and for the appointment and qualification of personal representatives, guardians, committees and curators, during the recess of the regular sessions of the County Court.

32. A vacancy in the office of the President of the Court shall be filled, until the next regular election, by the Justices, all of whom shall be summoned for that purpose. Vacancies in the office of Justice of the Peace may be filled, until the next regular election, by the County Court.

33. The civil jurisdiction of a Justice of the Peace shall extend to actions of assumpsit, debt, detinue, and trover, if the amount claimed, exclusive of interest, does not exceed one hundred dollars, but where the amount claimed shall exceed twenty dollars, on the application of the defendant, either in person or by counsel, made at any time before trial, it shall be the duty of the Justice of the Peace to transmit the papers in the case to the Clerk of the County Court, to be therein tried. The jurisdiction of Justices of the Peace shall extend throughout their county; they shall be conservators of the peace, and have such jurisdiction and powers in criminal cases, as may be prescribed by law. And Justices of the Peace shall have authority to take the acknowledgment of deeds, and other writings, administer oaths, and take and certify depositions. And the Legislature may give to Justices, such additional civil jurisdiction and

powers within their respective counties, as may be deemed expedient, under such regulations and restrictions, as may be prescribed by general law; except that in suits to recover money or damages, their jurisdiction and powers shall, in no case, exceed one hundred dollars.

34. The Legislature shall, upon the application of any county, reform, modify, or alter the County Court established by this Constitution, in such county, and in lieu thereof, with the assent of a majority of the voters of said county, voting at any election held for that purpose, create another court, or other tribunals, as well for judicial as for police and fiscal purposes, either separate or combined, which shall conform to the wishes of the county making the application, but with the same powers and jurisdiction herein conferred upon the County Court, and with compensation to be made from the county treasury. If two or more adjoining counties shall prefer to unite in the election of a Judge to hold a County Court, in their respective counties, they shall, with the assent of a majority of the voters of each of said counties, be authorized, for all the purposes of judicial organization, to do so in the manner and upon the terms above set forth: *Provided*. That the courts so created shall, in their provisions, be made to conform to the policy of the State, as prescribed in this Constitution.

35. No citizen of this State who aided or participated in the late war between the Government of the United States and a part of the people thereof, on either side, shall be liable in any proceeding, civil or criminal; nor shall his property be seized or sold under final process, issued upon judgments, or decrees heretofore rendered, or otherwise, because of any act done according to the usages of civilized warfare, in the prosecution of said war, by either of the parties thereto. The Legislature shall provide, by general law, for giving full force and effect to this section, by due process of law.

36. Such parts of the common law, and of the laws of this State, as are in force when this Constitution goes into operation, and are not repugnant thereto, shall be, and continue, the law of the State until altered or repealed by the Legislature. All civil and criminal suits and proceedings pending in the former Circuit Courts of this State, shall remain, and be proceeded in before the Circuit Court of the proper county.

## ARTICLE IX.

## COUNTY ORGANIZATION.

1. The voters of each county shall elect a Surveyor of Lands, a Prosecuting Attorney, a Sheriff, and one, and not more than two, Assessors, who shall hold their respective offices for the term of four years.

2. There shall also be elected in each district of the county, by the voters thereof, one constable, and if the population of any district shall exceed twelve hundred, an additional constable, whose term of office shall be four years, and whose powers as such shall extend throughout their county. The assessor shall, with the advice and consent of the County Court, have the power to appoint one or more assistants. Coroners, overseers of the poor, and surveyors of roads, shall be appointed by the County Court. The foregoing officers, except the Prosecuting Attorneys, shall reside in the county and district for which they shall be respectively elected.

3. The same person shall not be elected Sheriff for two consecutive full terms; nor shall any person who acted as his deputy be elected successor to such Sheriff, nor shall any Sheriff act as deputy of his successor; nor shall he, during his term of service, or within one year thereafter, be eligible to any other office. The retiring Sheriff shall finish all business remaining in his hands, at the expiration of his term; for which purpose his commission and official bond shall remain in force. The duties of the office of Sheriff shall be performed by him, in person, or under his superintendence.

4. The Presidents of the County Courts, the Justice of the Peace, Sheriffs, Prosecuting Attorneys, Clerks of the Circuit and of the County Courts, and all other county officers, shall be subject to indictment for malfeasance, misfeasance, or neglect of official duty, and upon conviction thereof, their offices shall become vacant.

5. The Legislature shall provide for commissioning such of the officers herein mentioned, as it may deem proper, not provided for in this Constitution, and may require any class of them to give bond with security, for the faithful discharge of the duties of their respective offices.

6. It shall further provide for the compensation, the duties and responsibilities of such officers, and may provide for the appointment of their deputies and assistants by general law.

7. The President of the County Court, and every Justice and Constable, shall be a conversator of the peace throughout his county.

8. No new county shall hereafter be formed in this State, with an area of less than four hundred square miles; nor with a population of less than six thousand; nor shall any county, from which a new county, or part thereof shall be taken, be reduced in area below four hundred square miles, nor in population, below six thousand. Nor shall any new county be formed without the consent of a majority of the voters residing within the boundaries of the proposed new county, and voting on the question.

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## ARTICLE X.

### TAXATION AND FINANCE.

1. Taxation shall be equal and uniform throughout the State, and all property, both real and personal, shall be taxed in proportion to its value, to be ascertained as directed by law. No one species of property, from which a tax may be collected, shall be taxed higher than any other species of property of equal value; but property used for educational, literary, scientific, religious or charitable purposes; all cemeteries and public property may, by law, be exempted from taxation. The Legislature shall have power to tax, by uniform and equal laws, all privileges and franchises of persons and corporations.

2. The Legislature shall levy an annual capitation tax of one dollar upon each male inhabitant of the State, who has attained the age of twenty-one years, which shall be annually appropriated to the support of free schools. Persons afflicted with bodily infirmity may be exempted from this tax.

3. No money shall be drawn from the treasury but in pursuance of an appropriation made by law, and on a warrant issued thereon by the Auditor; nor shall any money, or fund, be taken for any other purpose than that for which it has been, or may be, appropriated, or provided. A complete and detailed statement of the receipts and expenditures of the public moneys, shall be published annually.

4. No debt shall be contracted by this State, except to meet casual deficits in the revenue, to redeem a previous liability of the State, to

suppress insurrection, repel invasion, or defend the State in time of war; but the payment of any liability, other than for the ordinary expenses of the State, shall be equally distributed over a period of at least twenty years.

5. The power of taxation of the Legislature shall extend to provisions for the payment of the State debt, and interest thereon, the support of Free Schools, and the payment of the annual estimated expenses of the State; but whenever any deficiency in the revenue shall exist in any year, it shall, at the regular session thereof held next after the deficiency occurs, levy a tax for the ensuing year, sufficient, with the other sources of income, to meet such deficiency, as well as the estimated expenses of such year.

6. The credit of the State shall not be granted to, or in aid of, any county, city, township, corporation, or person; nor shall the State ever assume, or become responsible for, the debts, or liabilities, of any county, city, town, township, corporation, or person; nor shall the State ever hereafter become a joint owner, or stockholder in any company, or association, in this State or elsewhere, formed for any purpose whatever.

7. County authorities shall never assess taxes, in any one year, the aggregate of which shall exceed ninety-five cents per one hundred dollars valuation, except for the support of Free Schools; payment of indebtedness existing at the time of the adoption of this Constitution; and for the payment of any indebtedness with the interest thereon, created under the succeeding section, unless such assessment, with all questions involving the increase of such aggregate, shall have been submitted to the vote of the people of the county, and have received three-fifths of all the votes cast for and against it.

8. No county, city, school district, or municipal corporation, except in cases where such corporations have already authorized their bonds to be issued, shall hereafter be allowed to become indebted in any manner, or for any purpose, to an amount, including existing indebtedness, in the aggregate, exceeding five per centum on the value of the taxable property therein, to be ascertained by the last assessment for State and county taxes, previous to the incurring of such indebtedness; nor without, at the same time, providing for the collection of a direct annual tax, sufficient to pay, annually, the interest on such debt, and the principal thereof within, and not exceeding, thirty-four years: *Provided*, That no debt shall be contracted under this section, unless all questions connected with the same,

shall have been first submitted to a vote of the people, and received three-fifths of all the votes cast for and against the same.

9. The Legislature may, by law, authorize the corporate authorities of cities, towns, and villages, for corporate purposes, to assess and collect taxes; but such taxes shall be uniform, with respect to persons and property within the jurisdiction of the authority imposing the same.

## ARTICLE XI.

### CORPORATIONS.

1. The Legislature shall provide for the organization of all corporations hereafter to be created, by general laws, uniform as to the class to which they relate; but no corporation shall be created by special law: *Provided*, That nothing in this section contained, shall prevent the Legislature from providing, by special laws, for the connection, by canal, of the waters of the Chesapeake with the Ohio river, by line of the James river, Greenbrier, New river and Great Kanawha.

2. Stockholders of all corporations, and joint stock companies, except banks and banking institutions, created by laws of this State, shall be liable for the indebtedness of such corporations to the amount of their stock subscribed and unpaid, and no more.

3. All existing charters or grants of special or exclusive privileges, under which organization shall not have taken place, or which shall not have been in operation within two years from the time this Constitution takes effect, shall thereafter have no validity or effect whatever: *Provided*, That nothing herein shall prevent the execution of any *bona fide* contract heretofore lawfully made in relation to any existing charter or grant in this State.

4. The Legislature shall provide by law, that in all elections for directors or managers of incorporated companies, every stockholder shall have the right to vote, in person, or by proxy, for the number of shares of stock owned by him, for as many persons as there are directors or managers to be elected, or to cumulate said shares, and give one candidate as many votes as the number of directors multiplied by the number of his shares of stock, shall equal, or to distribute them on the same principal among as many candidates as he shall think fit; and such directors or managers shall not be elected in any other manner.

5. No law shall be passed by the Legislature, granting the right to construct and operate a street railroad within any city, town, or incorporated villiage, without requiring the consent of the local authorities having the control of the street or highway, proposed to be occupied by such street railroad.

#### BANKS.

6. The Legislature may provide, by a general banking law, for the creation and organization of banks of issue or circulation, but the stockholders of any bank hereafter authorized by the laws of this State, whether of issue, deposit, or discount, shall be personally liable to the creditors thereof, over and above the amount of stock held by them respectively, to an amount equal to their respective shares so held, for all its liabilities accruing while they are such stockholders.

#### RAILROADS.

7. Every railroad corporation, organized or doing business in this State, shall annually, by their proper officers, make a report under oath, to the Auditor of public accounts of this State, or some officer to be designated by law, setting forth the condition of their affairs, the operations of the year, and such other matters relating to their respective railroads as may be prescribed by law. The Legislature shall pass laws, enforcing by suitable penalties, the provisions of this section.

8. The rolling stock, and all other movable property, belonging to any railroad company or corporation in this State, shall be considered personal property, and shall be liable to execution and sale, in the same manner as the personal property of individuals; and the Legislature shall pass no law, exempting any such property from execution and sale.

9. Railroads heretofore constructed, or that may hereafter be constructed in this State, are hereby declared public highways, and shall be free to all persons for the transportation of their persons and property thereon, under such regulations as shall be prescribed by law; and the Legislature shall, from time to time, pass laws, applicable to all railroad corporations in the State, establishing reasonable maximum rates of charges for the transportation of passengers and freights, and providing for the correction of abuses, the prevention of unjust discriminations between through and local or way freight and passenger tariffs, and for the protection of the just



rights of the public, and shall enforce such laws, by adequate penalties.

10. The Legislature shall, in the law regulating railway companies, require railroads running through, or within a half mile of a town, or village, containing three hundred or more inhabitants, to establish stations for the accommodation of trade and travel of said town or village.

11. No railroad corporation shall consolidate its stock, property or franchise, with any other railroad, owning a parallel or competing line, or obtain the possession or control of such parallel or competing line by lease or other contract, without the permission of the Legislature.

12. The exercise of the power and the right of eminent domain, shall never be so construed, or abridged, as to prevent the taking, by the Legislature, of the property and franchises of incorporated companies, already organized, and subjecting them to the public use, the same, as of individuals.

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## ARTICLE XII.

### EDUCATION.

1. The Legislature shall provide, by general law, for a thorough and efficient system of Free Schools.

2. The State Superintendent of Free Schools shall have a general supervision of Free Schools, and perform such other duties in relation thereto as may be prescribed by law. If in the performance of any such duty imposed upon him by the Legislature, he shall incur any expenses, he shall be reimbursed therefor: *Provided*, The amount does not exceed five hundred dollars in any one year.

3. The Legislature may provide for County Superintendents, and such other offices as may be necessary to carry out the objects of this Article, and define their duties, powers and compensation.

4. The existing permanent and invested school fund, and all money accruing to this State from forfeited, delinquent, waste and unappropriated lands; and from lands heretofore sold for taxes and purchased by the State of Virginia, if hereafter redeemed, or sold

to others than this State; all grants, devises or bequests that may be made to this State for the purposes of education, or where the purposes of such grants, devises or bequests are not specified; this State's just share of the literary fund of Virginia, whether paid over or otherwise liquidated; and any sums of money, stocks, or property, which this State shall have the right to claim from the State of Virginia for educational purposes; the proceeds of the estates of persons who may die without leaving a will or heir, and all escheated lands; the proceeds of any taxes that may be levied on the revenues of any corporation; all moneys that may be paid as an equivalent for exemption from military duty; and such sums as may, from time to time, be appropriated by the Legislature for the purpose, shall be set apart as a separate fund, to be called the "School fund," and invested under such regulations as may be prescribed by law, in the interest bearing securities of the United States, or of this State, or if such interest bearing securities cannot be obtained, then said "School Fund" shall be invested in such other solvent interest bearing securities as shall be approved by the Governor, Superintendent of Free Schools, Auditor and Treasurer, who are hereby constituted the "Board of the School Fund," to manage the same, under such regulations as may be prescribed by law; and the interest thereof shall be annually applied to the support of Free Schools throughout the State, and to no other purpose whatever. But any portion of said interest remaining unexpended at the close of a fiscal year, shall be added to, and remain a part of, the capital of the "School Fund:" *Provided*, That all taxes which shall be received by the State upon delinquent lands, except the taxes due to the State thereon, shall be refunded to the county, or district by or for which the same were levied.

5. The Legislature shall provide for the support of Free Schools, by appropriating thereto the interest of the invested "School Fund," the net proceeds of all forfeitures and fines accruing to this State, under the laws thereof; the State capitation tax; and by general taxation on persons and property or otherwise. It shall also provide for raising, in each county or district, by the authority of the people thereof, such a proportion of the amount required for the support of Free Schools therein as shall be prescribed by general laws.

6. The school districts into which any county is now divided, shall continue until changed in pursuance of law.

7. All levies that may be laid by any county or district for the purpose of Free Schools, shall be reported to the Clerk of the

County Court, and shall, under such regulations as may be prescribed by law, be collected by the Sheriff, or other collector, who shall make annual settlement with the County Court; which settlements shall be made a matter of record by the Clerk thereof, in a book to be kept for that purpose.

8. White and colored persons shall not be taught in the same school.

9. No person connected with the free school system of the State, or with any educational institution of any name, or grade, under State control, shall be interested in the sale, proceeds or profits of any book or other thing used, or to be used therein, under such penalties as may be prescribed by law: *Provided*, That nothing herein shall be construed to apply to any work written, or thing invented, by such person.

10. No independent free school district, or organization shall hereafter be created, except with the consent of the school district or districts out of which the same is to be created, expressed by a majority of the voters voting on the question.

11. No appropriation shall hereafter be made to any State Normal School, or branch thereof, except to those already established, and in operation, or now chartered.

12. The Legislature shall foster and encourage moral, intellectual, scientific and agricultural improvement; it shall, whenever it may be practicable, make suitable provision for the blind, mute and insane, and for the organization of such institutions of learning as the best interests of general education in the State may demand.

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## ARTICLE XIII.

### LAND TITLES.

1. All private rights and interests in lands in this State derived from or under the laws of the State of Virginia, and from or under the Constitution and laws of this State prior to the time this Constitution goes into operation, shall remain valid and secure, and shall be determined by the laws in force in Virginia, prior to the formation of this State, and by the Constitution and laws in force in this State, prior to the time this Constitution goes into effect.

2. No entry by warrant on land in this State shall hereafter be made.

3. All title to lands in this State, heretofore forfeited, or treated as forfeited, waste and unappropriated, or escheated to the State of Virginia, or this State, or purchased by either of said States at sales made for the non-payment of taxes and become irredeemable, or hereafter forfeited or treated as forfeited or escheated to this State, or purchased by it and become irredeemable, not redeemed, released or otherwise disposed of, vested and remaining in this State, shall be, and is hereby transferred to and vested in any person (other than those for whose default the same may have been forfeited or returned delinquent, their heirs or devisees), for so much thereof as such person has, or shall have had actual continuous possession of, under color or claim of title for ten years, and who, or those under whom he claims, shall have paid the State taxes thereon, for any five years during such possession; or if there be no such person, then to any person (other than those for whose default the same may have been forfeited or returned delinquent, their heirs or devisees), for so much of said land as such person shall have title or claim to, regularly derived, mediately or immediately from, or under a grant from the Commonwealth of Virginia, or this State, not forfeited, which but for the title forfeited would be valid, and who, or those under whom he claims, has, or shall have paid all State taxes charged or chargeable thereon for five successive years, after the year 1865, or from the date of the grant, if it shall have issued since that year; or if there be no such person, as aforesaid, then to any person, (other than those for whose default the same may have been forfeited or returned delinquent, their heirs or devisees), for so much of said land as such person shall have had claim to and actual continuous possession of, under color of title for any five successive years after the year 1865, and have paid all State taxes charged or chargeable thereon for said period.

4. All lands in this State, waste and unappropriated, or heretofore or hereafter for any cause forfeited, or treated as forfeited, or escheated to the State of Virginia, or this State, or purchased by either and become irredeemable, not redeemed, released, transferred or otherwise disposed of, the title whereto shall remain in this State till such sale as hereinafter mentioned be made, shall by proceedings in the Circuit Court of the county in which the lands, or a part thereof, are situated, be sold to the highest bidder.

5. The former owner of any such land, shall be entitled to receive the excess of the sum for which the land may be sold over the taxes

charged and chargeable thereon, or which, if the land had not been forfeited, would have been charged or chargeable thereon, since the formation of this State, with interest at the rate of twelve *per centum* per annum, and the costs of the proceedings, if his claim be filed in the Circuit Court that decrees the sale, within two years thereafter.

6. It shall be the duty of every owner of land to have it entered on the land books of the county in which it, or a part of it is situated, and to cause himself to be charged with the taxes thereon, and pay the same. When for any five successive years after the year 1869, the owner of any tract of land containing one thousand acres or more, shall not have been charged on such books with State tax on said land, then by operation hereof, the land shall be forfeited and the title thereto vest in the State. But if, for any one or more of such five years, the owner shall have been charged with State tax on any part of the land, such part thereof shall not be forfeited for such cause. And any owner of land so forfeited, or of any interest therein at the time of the forfeiture thereof, who shall then be an infant, married woman, or insane person, may, until the expiration of three years after the removal of such disability, have the land, or such interest charged on such books, with all State and other taxes that shall be, and but for the forfeiture would be, chargeable on the land, or interest therein for the year 1863, and every year thereafter with interest at the rate of ten *per centum* per annum; and pay all taxes and interest thereon for all such years, and thereby redeem the land, or interest therein: *Provided*, Such right to redeem, shall in no case extend beyond twenty years from the time such land was forfeited.

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## ARTICLE XIV.

### AMENDMENTS.

1. No Convention shall be called, having the authority to alter the Constitution of the State, unless it be in pursuance of a law, passed by the affirmative vote of a majority of the members elected to each House of the Legislature and providing that polls shall be opened throughout the State, on the same day therein specified, which shall not be less than three months after the passage of such law, for the purpose of taking the sense of the voters on the question of calling a Convention. And such Convention shall not be held unless a majority of the votes cast at such polls be in favor of

calling the same; nor shall the members be elected to such Convention, until, at least, one month after the result of the vote shall be duly ascertained, declared and published. And all acts and ordinances of the said Convention shall be submitted to the voters of the State, for ratification or rejection, and shall have no validity whatever until they are ratified.

2. Any amendment to the Constitution of the State may be proposed in either House of the Legislature; and if the same, being read on three several days in each House, be agreed to on its third reading, by two-thirds of the members elected thereto, the proposed amendment, with the yeas and nays thereon, shall be entered on the journals, and it shall be the duty of the Legislature to provide by law, for submitting the same, to the voters of the State, for ratification or rejection at the next general election thereafter, and cause the same to be published, at least three months before such election, in some newspaper in every county in which a newspaper is printed. And if a majority of the qualified voters, voting on the question at the polls held pursuant to such law, ratify the proposed amendment, it shall be in force from the time of such ratification, as part of the Constitution of the State. If two or more amendments be submitted at the same time, the vote on the ratification or rejection shall be taken on each separately.



# SCHEDULE.

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1. It shall be the duty of the President of this Convention, immediately after its adjournment, to certify to the Governor of the State of West Virginia, an accurate transcript of the Constitution and Schedule adopted by the Convention.

2. Upon the receipt of such certified transcript, the Governor shall make proclamation of that fact, and shall annex to his proclamation a copy of this Constitution and Schedule, all of which shall be published, for the general information of the people, in such manner as he shall deem most expedient.

3. The officers authorized by existing laws to conduct general elections, shall cause elections to be held at the several places of voting, established by law in each county, on the fourth Thursday of August, 1872, at which election the votes of all persons qualified to vote under the existing Constitution, and offering to vote, shall be taken upon the question of ratifying or rejecting this Constitution and Schedule. Such votes shall be by ballot. The person voting for the ratification of the Constitution and Schedule, shall have written or printed upon his ballot the words, "FOR RATIFICATION;" and the person voting against ratification shall have written or printed upon his ballot, the words, "FOR REJECTION."

4. The said election shall be conducted in all things according to the provisions of the Code of West Virginia, and the amendments thereto governing elections, except as herein otherwise provided.

5. The Supervisors of each county shall assemble on the fifth day (Sunday excepted) after the said election, and proceed to ascertain the result of the same in the manner prescribed by the sixty-second



section of the third chapter of the Code of West Virginia; and it shall be their duty to certify the result, without delay, to the Governor, stating in their certificates the number of votes given in their respective counties for ratification of the Constitution and Schedule, and the number given for rejection.

6. It shall be the duty of the Governor, upon receiving the said certificates, or a sufficient number thereof to enable him to ascertain the general result, to declare by proclamation the aggregate vote in the State for and against the ratification of the Constitution and Schedule; and if it shall appear from the said proclamation that a majority of votes cast are in favor of their ratification, this Constitution and Schedule shall be operative and in full force from and including the fourth Thursday of August, 1872.

7. On the same day, and under the superintendence of the officers who shall conduct the election for determining the ratification or rejection of the Constitution and Schedule, elections shall be held at the several places of voting in each county, for Senators and members of the House of Delegates, and all officers, executive, judicial, county or district, required by this Constitution to be elected by the people. Such elections shall be by ballot, and the results thereof shall be ascertained, determined and certified according to the provisions and requirements of existing laws; except that the returns of the elections of Governor, State Superintendent of Free Schools, Auditor, Treasurer, and Attorney General, shall be transmitted to the Secretary of State, sealed and addressed to the "Speaker of the House of Delegates."

8. In elections of county officers, required to be elected by districts, the existing sub-divisions by townships in each county, shall constitute such districts, until others shall be established.

9. Each county shall elect one Assessor for each assessment district as now established by law; but at the election to be held under the provisions of this Schedule, in counties entitled to two Assessors, both shall be elected by the voters of the entire county.

10. At the election to be held under this Schedule, there shall also be elected in each district constituted as hereinbefore stated, as many Justices and Constables as are now authorized by law.

11. If this Constitution shall be ratified by the people, the Legislature elected under this Schedule, shall assemble at the seat of government on the third Tuesday in November, 1872; and the election

of members of the Legislature, under this Constitution, shall vacate the seats of those elected under the present Constitution. The term of service of the Delegates first elected to the Legislature under this Constitution, shall expire on the first day of November, 1874; and the term of service of the Senators shall expire as follows: The term of first class, on the first day of November, 1874, and the term of the second class, on the first day of November, 1876.

12. The terms of office of the Governor, the State Superintendent of Free Schools, the Auditor, Treasurer and Attorney General, elected under this Schedule, shall commence on the fourth day of March, 1873. The Governor, the State Superintendent of Free Schools, the Auditor, Treasurer, Attorney General and Secretary of State, and their successors elected under the existing Constitution and laws, shall continue in office until their successors, elected or appointed under this Constitution and Schedule, shall be qualified. The terms of office of the Judges of the Supreme Court of Appeals, of the Judges of the Circuit Courts, and of all county and district officers, whose election is provided for by this Schedule, shall commence on the first day of January, 1873; and the present Judges of the Supreme Court of Appeals, and of the Circuit Courts, and their successors who may be appointed under the present Constitution and laws, shall remain in office until the date last aforesaid. The Records and Supervisors of the several counties shall continue in office, and exercise their functions under the existing Constitution and laws, until the first day of January, 1873. And all officers named in this section, elected under the provisions of the existing Constitution and laws, shall, until their terms expire as herein provided, receive such compensation as said Constitution and laws prescribe.

13. The Municipal Court of Wheeling shall continue in existence, and exercise its present jurisdiction until otherwise provided by law.

14. All the books, records, papers, seals and other property now in the custody and under the control of the Board of Supervisors and Records of the several counties, and records, books, papers, seals and other property of the former County Courts, now in the custody of the Clerks of the Circuit Courts, shall be transferred on the first day of January, 1873, or as soon thereafter as may be, to the Clerks of the County Courts in their respective counties, and remain in their custody until otherwise prescribed by law.

15. Justices, Assessors and all other county officers, except Sheriffs and Constables, shall, on the first day of January, 1873, or as soon thereafter as may be, transfer to their successors in office, all official

books, records, papers, and property in their possession ; and in cases where, from the abolition of any office, or from any other cause, a doubt shall arise as to the officer entitled to receive them, they shall be delivered to the Clerk of the County Court for preservation, until disposition be made of them by that Court.

16. All county, township, district and other officers connected with the existing system of free schools shall continue to perform the duties of their respective offices, as now prescribed by law, until their successors shall have been elected and qualified as the Legislature may provide.

17. The records, books, papers, seals and other property, and appurtenances of the existing Supreme Court of Appeals, shall, on the first day of January, 1873, or as soon thereafter as may be, be transferred to, and remain in, the care and custody of the Supreme Court of Appeals established by this Constitution, until otherwise provided by law ; and all civil or criminal causes, petitions, and other proceedings, then pending in the Supreme Court of Appeals, shall be proceeded with in the Supreme Court of Appeals, established by this Constitution, to final judgment. The records, books, papers, seals, and other property and appurtenances of the existing Circuit Courts, in this State, shall then also be transferred to, and remain in the care and custody of the Circuit Courts established by this Constitution, until otherwise provided by law ; to which courts all process outstanding, at the time this Constitution shall go into effect, shall be returned, and by which all new process, proper in cases either pending or determined in existing Circuit Courts, may be issued. And all indictments, prosecutions, suits, pleas, petitions, and other proceedings pending in the present Circuit Court of any county, shall be prosecuted in the Circuit Court established in that county by this Constitution, to final judgment and execution ; except, that all pending appeals from justices may be transferred to the County Court organized in such county.

18. Copies and transcripts of the records and proceedings of the present Circuit Courts, shall be made and certified by the Circuit Courts established by this Constitution, or the proper officers thereof, and shall have the same force and effect as if they had been heretofore properly made and certified by the existing courts, or their proper officers.

19. Recognizances, bonds, obligations, and all undertakings entered into or executed before the adoption of this Constitution to

the Commonwealth of Virginia, the State of West Virginia, or to any public officer, corporation, township, or county, shall remain binding and valid; and all rights and liabilities growing out of them, shall be unimpaired.

20. The Executive Department of the government shall remain as at present organized, and the Governor shall continue in office until a Governor elected under this Constitution shall be qualified; and all other persons in office when this Constitution is adopted, except as herein otherwise expressly directed, shall continue in office until their successors are qualified; and vacancies in office, happening before such qualification, shall be filled in the manner now prescribed by law.

21. All the courts of justice now existing shall continue with their present jurisdiction, and be held as now prescribed by law, until the judicial system established by this Constitution shall go into effect, and all rights, prosecutions, actions, claims and contracts, shall remain and continue, as if this Constitution had not been adopted, except so far as the same may be affected by the terms and provisions of this Constitution, when it shall go into effect.

22. The Legislature shall pass all laws necessary to carry this Constitution into full operation and effect.

23. At the time of the submission of this Constitution to a vote of the people, there shall be submitted as a separate proposition the following:

“Any white citizen entitled to vote, and no other, may be elected or appointed to any office; but the Governor and Judges must have attained the age of thirty, and the Attorney General and Senators the age of twenty-five years, at the beginning of their respective terms of service; and must have been citizens of the State for five years next preceding their election, or appointment, or citizens at the time this Constitution goes into operation.”

And the mode of voting on the said proposition shall be by ballot, on which shall be written or printed the word, “white;” and if a majority of all the votes cast for ratification and rejection of the Constitution be in favor of the said proposition, it shall take the place of section fourth, of Article fourth, of this Constitution. The result of the said election shall be certified and ascertained in the same manner and by the same officers as hereinbefore provided in regard to the election for the ratification or rejection of this Constitution. And if the result be in favor of the said proposition, the

Governor shall make proclamation of the effect thereof, as hereinbefore provided.

The foregoing is a true copy of the Constitution and Schedule passed at Charleston this 9th day of April, A. D. 1872.

SAMUEL PRICE,  
*President of Convention.*

# AMENDMENTS

TO THE

## CONSTITUTION OF THE STATE OF WEST VA.

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### FIRST AMENDMENT

AGREED TO BY THE LEGISLATURE ON THE 6TH DAY OF MARCH, 1879, AND RATIFIED BY A VOTE OF THE PEOPLE ON THE SECOND TUESDAY IN OCTOBER, 1880.

#### ARTICLE VIII.

##### JUDICIAL DEPARTMENT.

1. The judicial power of the State shall be vested in a Supreme Court of Appeals, in Circuit Courts, and the Judges thereof; in such inferior tribunals as are herein authorized, and in Justices of the Peace.

##### SUPREME COURT OF APPEALS.

2. The Supreme Court of Appeals shall consist of four Judges, any three of whom shall be a quorum for the transaction of business. They shall be elected by the voters of the State, and hold their office for the term of twelve years, unless sooner removed in the manner prescribed by this Constitution, except that the Judges in office when this article takes effect shall remain therein until the expiration of their present term of office.

3. It shall have original jurisdiction in cases of *habeas corpus*, *mandamus*, and prohibition. It shall have appellate jurisdiction in civil cases where the matter in controversy, exclusive of costs, is of greater value or amount than one hundred dollars; in controversies concerning the title or boundaries of land, the probate of wills, the ap-

pointment or qualification of a personal representative, guardian, committee or curator; or concerning a mill, road, way, ferry or landing; or the right of a corporation or county to levy tolls or taxes; and also in cases of *quo warranto*, *habeas corpus*, *mandamus*, *certiorari* and prohibition, and, in cases involving freedom or the constitutionality of a law. It shall have appellate jurisdiction in criminal cases where there has been a conviction for felony or misdemeanor in a Circuit Court, and where a conviction has been had in any inferior court and been affirmed in a Circuit Court, and in cases relating to the public revenue, the right of appeal shall belong to the State as well as the defendant, and such other appellate jurisdiction, in both civil and criminal cases, as may be prescribed by law.

4. No decision rendered by the Supreme Court of Appeals shall be considered as binding authority upon any of the inferior courts of this State, except in the particular case decided, unless such decision is concurred in by at least three judges of said court.

5. When a judgment or decree is reversed or affirmed by the Supreme Court of Appeals, every point fairly arising upon the record of the case shall be considered and decided; and the reasons therefor shall be concisely stated in writing, and preserved with the record of the case; and it shall be the duty of the court to prepare a syllabus of the points adjudicated in each case concurred in by three of the judges thereof, which shall be prefixed to the published report of the case.

6. A writ of error, *supersedeas* or appeal shall be allowed only by the Supreme Court of Appeals or a judge thereof, upon a petition assigning error in the judgment or proceedings of the inferior court, and then only after said court or judge shall have examined and considered the record and assignment of errors, and is satisfied that there is error in the same, or that it presents a point proper for the consideration of the Supreme Court of Appeals.

7. If from any cause a vacancy shall occur in the Supreme Court of Appeals, the Governor shall issue a writ of election to fill such vacancy at the next general election for the residue of the term; and in the meantime he shall fill such vacancy by appointment until a judge is elected and qualified. But if the unexpired term be less than two years the Governor shall fill such vacancy by appointment for the unexpired term.

8. The officers of the Supreme Court of Appeals, except the reporter, shall be appointed by the court, or, in vacation by the judges

thereof, with power of removal; their duties and compensation shall be prescribed by law.

9. There shall be at least two terms of the Supreme Court of Appeals held annually, at such times and places as may be prescribed by law.

#### CIRCUIT COURTS.

10. The State shall be divided into thirteen circuits. For the circuit hereinafter called the first, two judges shall be elected, and for each of the other circuits one judge shall be elected, by the voters thereof. Each of the judges so elected shall hold his office for the term of eight years, unless sooner removed in the manner prescribed in this Constitution. The judges of the circuit courts in office, when this article takes effect, shall remain therein until the expiration of the term for which they have been elected in the circuits in which they may respectively reside, unless sooner removed as aforesaid. A vacancy in the office of a judge of the circuit court shall be filled in the same manner as is provided for in any case of a vacancy in the office of a judge of the supreme court of appeals. During his continuance in office the judge of a circuit court shall reside in the circuit of which he is judge. The business of the first circuit may be apportioned between the judges thereof, and such judges may hold courts in the same county, or in different counties, within the circuit at the same time or at different times, as may be prescribed by law.

11. A Circuit Court shall be held in every county in the State at least three times in each year, and provisions may be made by law for holding special terms of said court. A judge of any circuit may hold the courts in another circuit.

12. The Circuit Court shall have the supervision and control of all proceedings before justices and other inferior tribunals, by *mandamus*, *prohibition* and *certiorari*. They shall, except in cases confined exclusively by this Constitution to some other tribunal, have original and general jurisdiction of all matters at law where the amount in controversy, exclusive of interest, exceeds fifty dollars; of all cases of *habeas corpus*, *mandamus*, *quo warranto* and *prohibition*; and all cases in equity, and of all crimes and misdemeanors. They shall have appellate jurisdiction in all cases, civil and criminal, where an appeal, writ of error or *supersedeas*, may be allowed to the judgment or proceedings of any inferior tribunal. They shall also have such other jurisdiction, whether supervisory, original, appellate, or concurrent, as is or may be prescribed by law.



13. Until otherwise provided by law, the State shall be divided into the following circuits: The counties of Brooke, Hancock, Ohio and Marshall shall constitute, the first circuit; the counties of Monongalia, Marion and Harrison, the second; the counties of Preston, Taylor, Barbour, Tucker and Randolph, the third; the counties of Wetzell, Tyler, Ritchie and Doddridge, the fourth; the counties of Wood, Wirt and Pleasants, the fifth; the counties of Clay, Gilmer, Jackson, Roane and Calhoun, the sixth; the counties of Putnam, Kanawha and Mason, the seventh; the counties of Cabell, Wayne, Lincoln and Logan, the eighth; the counties of McDowell, Mercer, Raleigh, Wyoming and Boone, the ninth; the counties of Greenbrier, Monroe, Summers, Fayette and Pocahontas, the tenth; the counties of Upshur, Lewis, Braxton, Nicholas and Webster, the eleventh; the counties of Grant, Hardy, Hampshire, Mineral and Pendleton, the twelfth; the counties of Jefferson, Berkeley and Morgan, the thirteenth.

14. The Legislature may re-arrange the circuits herein provided for at any session thereof next preceding any general election of the judges of said circuits, and after the year one thousand eight hundred and eighty-eight, may at any such session, increase or diminish the number thereof.

15. The Legislature shall provide by law for holding regular and special terms of the circuit courts, where from any cause the judge shall fail to attend, or, if in attendance, cannot properly preside.

#### GENERAL PROVISIONS.

16. All judges shall be commissioned by the Governor. The salary of a Judge of the Supreme Court of Appeals shall be two thousand two hundred dollars per annum, and that of a Judge of the Circuit Court shall be one thousand eight hundred dollars; and each shall receive the same mileage as members of the Legislature: *Provided*, That Ohio county may pay an additional sum per annum to the Judges of the Circuit Court thereof; but such allowance shall not be increased or diminished during the term of office of the judges to whom it may have been made. No judge during his term of office shall practice the profession of law or hold any other office, appointment or public trust, under this or any other government, and the acceptance thereof shall vacate his judicial office. Nor shall he during his continuance therein be eligible to any political office.

17. Judges may be removed from office by a concurrent vote of both Houses of the Legislature, when from age, disease, mental or bodily infirmity, or intemperance, they are incapable of discharging the duties of their office. But two-thirds of all the members elected to each house must concur in such vote, and the cause of removal shall be entered upon the journal of each house. The Judge against whom the Legislature may be about to proceed shall receive notice thereof, accompanied with the cause alleged for his removal, at least twenty days before the day on which action is proposed to be taken therein.

18. The voters of each county shall elect a clerk of the Circuit Court, whose term of office shall be six years; his duties and compensation and the manner of removing him from office shall be prescribed by law; and when a vacancy shall occur in the office, the Circuit Court, or the Judge thereof in vacation, shall fill the same by appointment until the next general election. In any case in respect to which the clerk shall be so situated as to make it improper for him to act, the said court shall appoint a clerk to act therein. The clerks of said courts in office when this article takes effect, shall remain therein for the term for which they were elected, unless sooner removed in the manner prescribed by law.

19. The Legislature may establish courts of limited jurisdiction within any county, incorporated city, town or village, with the right of appeal to the Circuit Court, subject to such limitations as may be prescribed by law; and all courts of limited jurisdiction heretofore established in any county, incorporated city, town or village, shall remain as at present constituted, until otherwise provided by law. The Municipal Court of Wheeling shall continue in existence until otherwise provided by law, and said court, and the Judge thereof, shall exercise the powers and jurisdiction heretofore conferred upon them; and appeals in civil cases from said court shall lie directly to the Supreme Court of Appeals.

20. No citizen of this State who aided or participated in the late war between the government of the United States and a part of the people thereof, on either side, shall be liable in any proceeding, civil or criminal; nor shall his property be seized or sold under final process issued upon judgments or decrees heretofore rendered, or otherwise, because of any act done in accordance with the usages of civilized warfare in the prosecution of said war. The Legislature shall provide, by general laws, for giving full force and effect to this section.

21. Such parts of the common law, and of the laws of this State, as are in force when this article goes into operation, and are not repugnant thereto, shall be and continue the law of the State until altered or repealed by the Legislature. All civil and criminal suits and proceedings pending, in the former Circuit Courts of this State, shall remain and be proceeded in before the Circuit Courts of the counties in which they were pending.

#### COUNTY COURTS.

22. There shall be in each county of the State a County Court, composed of three commissioners, and two of said commissioners shall be a quorum for the transaction of business. It shall hold four regular sessions in each year, at such times as may be fixed upon and entered of record by the said court. Provisions may be made by law for holding special sessions of said court.

23. The commissioners shall be elected by the voters of the county, and hold their office for the term of six years, except, that at the first meeting of said commissioners they shall designate, by lot or otherwise, in such manner as they may determine, one of their number, who shall hold his office for the term of two years, one for four years, and one for six years, so that one shall be elected every two years. But no two of said commissioners shall be elected from the same magisterial district. And if two or more persons residing in the same district shall receive the greater number of votes cast at any election, then only the one of such persons receiving the highest number shall be declared elected, and the person living in another district, who shall receive the next highest number of votes, shall be declared elected. Said commissioners shall annually elect one of their number as president, and each shall receive two dollars per day for his services in court, to be paid out of the county treasury.

24. The County Courts, through their clerks, shall have the custody of all deeds and other papers presented for record in their counties, and the same shall be preserved therein, or otherwise disposed of, as now is, or may be, prescribed by law. They shall have jurisdiction in all matters of probate, the appointment and qualification of personal representatives, guardians, committees, curators, and the settlement of their accounts, and in all matters relating to apprentices. They shall also, under such regulations as may be prescribed by law, have the superintendence and administration of the internal police and fiscal affairs of their counties, including the establishment and regulation of roads, ways, bridges,

public landings, ferries and mills, with authority to lay and disburse the county levies: *Provided*, That no license for the sale of intoxicating liquors in any incorporated city, town or village, shall be granted without the consent of the municipal authorities thereof, first had and obtained. They shall, in all cases of contest, judge of the election, qualification and returns of their own members, and of all county and district officers, subject to such regulations, by appeal or otherwise, as may be prescribed by law. Such courts may exercise such other powers and perform such other duties, not of a judicial nature, as may be prescribed by law. And provision may be made, under such regulations as may be prescribed by law, for the probate of wills, and for the appointment and qualification of personal representatives, guardians, committees and curators, during the recess of the regular sessions of the County Court. Such tribunals as have been heretofore established by the Legislature, under and by virtue of the thirty-fourth section of the eighth Article of the Constitution of one thousand eight hundred and seventy-two, for police and fiscal purposes, shall, until otherwise provided by law, remain and continue as at present constituted in the counties in which they have been respectively established, and shall be and act, as to police and fiscal matters, in lieu of the County Court created by this Article, until otherwise provided by law. And, until otherwise provided by law, such clerk, as is mentioned in the twenty-sixth section of this article, shall exercise any powers and discharge any duties heretofore conferred on, or required of, any court or tribunal established for judicial purposes under the said article and section of the Constitution, of one thousand eight hundred and seventy-two, or the clerk of said court or tribunal respectively, respecting the recording and preservation of deeds and other papers presented for record, matters of probate, the appointment and qualification of personal representatives, guardians, committees, curators and the settlement of their accounts, and in all matters relating to apprentices.

25. All actions, suits and proceedings not embraced in the next preceding section, pending in a County Court when this article takes effect, together with the records and papers pertaining thereto, as well as all records and papers pertaining to such actions, suits and proceedings, as have already been disposed of by said courts, shall be transmitted to and filed with the clerk of the Circuit Court of the county, to which office all process outstanding at the time this article goes into operation shall be returned; and said clerk shall have the same power and shall perform the same duties in relation to such records, papers and proceedings, as were vested in and

required of the clerk of the County Court, on the day before this article shall take effect. All such actions, suits and proceedings, so pending as aforesaid, shall be docketed, proceeded in, tried, heard and determined in all respects by the Circuit Court, as if said suits and proceedings had originated in said court.

26. The voters of each county shall elect a clerk of the County Court, whose term of office shall be six years. His duties and compensation, and the manner of his removal, shall be prescribed by law. But the clerks of said courts, now in office, shall remain therein for the term for which they have been elected, unless sooner removed therefrom, in the manner prescribed by law.

27. Each county shall be laid off into districts, not less than three nor more than ten in number, and as nearly equal as may be in territory and population. There shall be elected in each district, containing a population not exceeding twelve hundred, one justice of the peace, and if the population exceeds that number, two such justices shall be elected therein. Every justice shall reside in the district for which he was elected, and hold his office for the term of four years, unless sooner removed in the manner prescribed by law. The districts as they now exist, shall remain till changed by the County Court.

28. The civil jurisdiction of a justice of the peace shall extend to actions of assumpsit, debt, detinue and trover, if the amount claimed, exclusive of interest, does not exceed three hundred dollars. The jurisdiction of justices of the peace shall extend throughout their county; they shall be conservators of the peace, and have such jurisdiction and power in criminal cases as may be prescribed by law. And justices of the peace shall have authority to take the acknowledgement of deeds, and other writings, and administer oaths, and take and certify depositions. And the legislature may give to justices such additional civil jurisdiction and powers within their respective counties as may be deemed expedient, under such regulations and restrictions as may be prescribed by general law, except, that in suits to recover money or damages their jurisdiction and powers shall in no case exceed three hundred dollars. Appeals shall be allowed from judgments of justices of the peace in such manner as may be prescribed by law.

29. The Legislature shall, upon the application of any county, reform, alter or modify the County Court established by this article in such county, and in lieu thereof, with the assent of a majority of the voters of such county, voting at an election, create another

tribunal for the transaction of the business required to be performed by the County Court created by this article; and in such case all the provisions of this article in relation to the County Court shall be applicable to the tribunal established in lieu of said court. And when such tribunal has been established, it shall continue to act in lieu of the County Court until otherwise provided by law.

30. The office of commissioner and justice of peace shall be deemed incompatible. Vacancies in the office of commissioner, clerk of the County Court and justices of the peace, shall be filled by the County Court of the county, until the next general election.

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## SECOND AMENDMENT.

AGREED TO BY THE LEGISLATURE ON THE 7TH DAY OF MARCH, 1879,  
AND RATIFIED BY A VOTE OF THE PEOPLE ON THE SECOND TUESDAY  
IN OCTOBER, 1880.

### ARTICLE III.

13. In suits at common law, where the value in controversy exceeds twenty dollars, exclusive of interest and costs, the right of trial by jury, if required by either party, shall be preserved; and in such suit before a justice, a jury may consist of six persons. No fact tried by a jury shall be otherwise re-examined, in any case, than according to the rules of the common law.



# CORPORATIONS.

## THE BERKELEY COUNTY PATENT LIME KILN BLAST COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Berkeley County Patent Lime Kiln Blast Company," for the purpose of selling Hollingsworth's patent for burning lime, which incorporation shall keep its principal office in Martinsburg, Berkeley county, West Virginia, and is to expire October 24th, 1888, and for the purpose of forming the said corporation we have subscribed the sum of \$125.00 to the capital thereof, all of which has been paid in. The capital so paid in is divided into seven shares of seventeen 86-100 dollars each, which are held by the undersigned, respectively, as follows, that is to say: By Jacob Ropp, John D. Kilmer, Wm. A. Cushwa, Johnathan Thatcher, George W. Cushwa, (David H. Stuckey and Charles L. Stuckey, administrators of the estate of Daniel Stuckey, deceased,) and Otha Cushwa and John D. Kilmer, executors of the estate of John D. Cushwa, deceased, all of Berkeley county, West Virginia, and the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 5th day of March, 1881.

JACOB ROPP,  
JOHN D. KILMER,  
WM. A. CUSHWA,  
J. W. THATCHER,  
GEO. W. CUSHWA,  
C. L. AND D. H. STUCKEY,

*Administrators of the estate of Daniel Stuckey, deceased.*

O. H. CUSHWA,  
J. D. KILMER,

*Executors of the estate of J. D. Cushwa, deceased.*



Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-fourth day of October, one thousand eight hundred and eighty-eight, a corporation by the name and for the purpose set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eighth day of March, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE MIDDLESEX MINING AND MILLING COMPANY.

I, Randolph Stalnakcr, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Middlesex Mining & Milling Company," for the purpose of buying and selling mining property, working mines, buying, selling and milling ores, and in general doing all things in any way appertaining to mining ; which company shall keep its principal office or place of business at Boston, in the county of Suffolk, and Commonwealth of Massachusetts, and is to expire on the first day of January, A. D. 1896 ; and for the purpose of forming said corporation, we have subscribed the sum of one hundred thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of ten thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time to one hundred and fifty thousand dollars in all. The capital so subscribed is divided into shares of one dollar each, which are held by the undersigned, respectively as follows, that is to say :

By George H. Towle, Wakefield, Massachusetts, 20,000 shares ;

Solon O. Richardson, Wakefield, Massachusetts, 20,000 shares ;

Fred. Nourse, Boston, Massachusetts, 20,000 shares ;

Henry Towle, Boston, Massachusetts, 20,000 shares ;

Mark Folsom, Boston, Massachusetts, 20,000 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this second day of March, A. D. 1881.

GEORGE H. TOWLE,  
SOLON O. RICHARDSON,  
FRED. NOURSE,  
HENRY TOWLE,  
MARK FOLSOM.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand eight hundred and ninety-six, a corporation by the name and for the purpose set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eleventh day of March, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

THE PEOPLE'S BUILDING ASSOCIATION OF CLARKSBURG, WEST VIRGINIA.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledgee and accompanied by the proper affidavits, has this day been delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The People's Building Association of Clarksburg, West Virginia," for the purpose of raising money to be used among the members of such corporation in buying lots or houses, or in building or repairing houss, which corporation shall keep its principal office or place of business at Clarksburg, in the county of Harrison, and is to expire on the 1st day of April, 1891. And for the purpose of forming the said corporation, we have subscribed the sum of thirteen hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of one hundred and thirty dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time to one hundred and thirty thousand dollars in all. The capital so subscribed is divided into shares of one hundred and thirty dollars each, which are held by the undersigned respectively as follows, that is to say :

D. Porter Morgan, one share.

J. W. Vandervort, one share ;

James Monroe, one share ;

C. S. Spates, one share ;

A. G. Smith, one share ;

W. F. Richards, one share ;

M. G. Holmes, one share ;

T. C. Ramage, one share ;

Wm. H. Dawson, one share ;

A. C. Moore, one share.

All of Clarksburg, Harrison county, West Virginia, and the capital hereafter sold is to be divided into shares of like amount.

Given under our hands this 17th day of March, 1881.

D. PORTER MORGAN,

W. F. RICHARDS,

M. G. HOLMES,

A. G. SMITH,

C. S. SPATES,

WM. H. DAWSON,

ALEX. C. MOORE,

T. C. RAMAGE,

JAMES MONROE,

J. W. VANDERVORT.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of April, one thousand, eight hundred and ninety-one, a corporation by the name and for the purpose set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this nineteenth day of March, one thousand, eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### CENTRE FOUNDRY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Centre Foundry," for the purpose of carrying on the business of making castings and machinery of every kind and character, which corporation shall keep its principle office, or place of business, at Wheeling, in the county of Ohio, and is to expire on the 29th day of March, 1901. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in on said subscription the sum of fifty dollars, and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned as follows, that is to say :

Alex J. Cecil, Wheeling, W. Va., one share ;  
John Young, Wheeling, W. Va., one share ;  
Sam'l. P. Hildreth, Wheeling, W. Va., one share ;  
Alex. T. Young, Wheeling, W. Va., one share ;  
Nelson E. Whitaker, Wheeling, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 29th day of March, 1881.

A. J. CECIL,  
JOHN YOUNG,  
S. P. HILDRETH,  
ALEX. T. YOUNG,  
N. E. WHITAKER.

Wherefore, the corporators named in said agreement, and who have signed the same, and their successors and assigns, are hereby

declared to be from this date until the twenty-ninth day of March, one thousand nine hundred and one, a corporation by the name and for the purpose set forth in said agreement.

Given under my hand the great seal of the said state, at [G. S.] the city of Wheeling, this first day of April, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### MALONE COAL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

We, the undersigned, hereby agree to become a corporation by the name of Malone Coal Company, for the purpose of mining and shipping coal, which corporation shall keep its principal office or place of business at Mason, in the county of Mason, and state of West Virginia, and is to expire on the 21st day of March, in the year 1901. And for the purpose of forming said corporation, we hereby subscribe the sum of three thousand (\$3,000) dollars to the capital stock thereof, and have payed in on said subscription the sum of twenty-five hundred (\$2,500) dollars, and desire the privilege of increasing said capital stock by sales of additional shares, from time to time, to fifty thousand (\$50,000) dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned as follows, that is to say :

By B. J. Malone, residing at Mason, 14 shares ;  
 Harry Hart, residing at Mason, 1 share ;  
 Mark Mills, residing at Mason, 1 share ;  
 Henry Miller, residing at Mason, 1 share ;  
 William Genther, residing at Mason, 3 shares ;  
 Jacob Kauff, residing at Mason, 1 share.  
 Frank Bauer, residing at Mason, 1 share ;  
 Geo. C. McDaniel, residing at Mason, 1 share ;  
 M. L. Adams, residing at Mason, 1 share ;  
 Lewis Lillieh, residing at Mason, 1 share ;  
 Oliver Phelps, residing at Mason, 3 shares ;  
 W. H. Cartwright, residing at Mason, 1 share ;  
 John P. Phillips, residing at Mason, 1 share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands at Mason, this 21st day of March, 1881.

B. J. MALONE,  
H. HART,  
MARK MILLS,  
HENRY MILLER,  
WILLIAM GENTHER,  
JACOB KAUFF,  
FRANK BAUER,  
GEO. C. MCDANIEL,  
M. L. ADAMS,  
LEWIS LILLICH,  
OLIVER PHELPS,  
W. H. CARTWRIGHT,  
JOHN P. PHILLIPS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-first day of March, one thousand nine hundred and one, a corporation by the name and for the purpose set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this first day of April, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### THE TUG RIVER BOOMING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, agree to become a corporation by the name of "The Tug River Booming Company," of West Virginia, for the purpose of constructing booms or dams, with or without piers, for the purpose of stopping and securing boats, rafts, logs, masts, spars, lumber, and other timber in the rivers, creeks, and other streams in the counties of Wyoming, McDowell, and Logan; also for the purpose of driving and floating of logs and lumber down and out of the rivers and other streams, to erect side, rolling and floating dams, and to clear and straighten the channels in and upon the rivers and streams in the above-named counties, and to maintain and operate the same, together with such other works as may be necessary for the purpose herein named; also, for the purpose of buying and selling timber or logs, or timber lands, and lands necessary for the booms or dams, saw mills, lumber yards, trans-railways and wharfs; also, to buy and sell merchandise. The booms or dams to be located in Logan or Wyoming counties, West Virginia, below or near the roughs of

Tug river; and the said corporation shall keep its principal office in Baltimore, Maryland, and is to commence on the first day of April, eighteen hundred and eighty-one, and expires on the first day of April, nineteen hundred and one; and, for the purpose of forming said corporation, we have subscribed the sum of five hundred dollars to the capital stock thereof, and have paid in on said subscription the sum of five hundred dollars, and desire the privilege of increasing the said capital, by the sale of additional shares, to thirty thousand dolls. in all. The capital subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, as follows, that is to say:

Samuel G. B. Cook, of Baltimore, Maryland, one share;  
 Benjamin R. Sheriff, of Baltimore, Maryland, one share;  
 J. Glenn Cook, of Baltimore, Maryland, one share;  
 Charles H. Wier, of Baltimore, Maryland, one share;  
 J. K. Wilson, of Baltimore, Maryland, one share.

And the capital to be hereafter sold is to be divided into shares, the par value of each to be one hundred dollars.

Given under our hands and seals this 14th day of March, 1881.

SAM'L G. B. COOK,  
 J. GLENN COOK,  
 BENJ. R. SHERIFF,  
 CHARLES H. WIER,  
 JNO. K. WILSON.

Witnesses as to Samuel G. B. Cook and J. Glenn Cook:

MURRAY HANSON,  
 EDWARD F. MACEY.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of April, one thousand nine hundred and one, a corporation by the name and for the purpose set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this fourth day of April, one thousand eight hundred and eighty-one.

R. STALNAKER, JR.,  
 Secretary of State.

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### THE VOLCANO COMMISSION COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Volcano Commission Company," for the purpose of buying, selling and dealing in Petroleum and its products, either for their own account or on commission or both, transporting, storing, refining and manufacturing petroleum and its products, and

preparing same for market; which corporation shall keep its principal office or place of business at Volcano, in the county of Wood, and is to expire on the thirty-first day of March, in the year nineteen hundred and one. And for the purpose of forming the said corporation we have subscribed the sum of four thousand one hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of four hundred and ten dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one dollar each, which are held by the undersigned, respectively, as follows, that is to say:

By Wm. C. Stiles, Jr., of Volcano, W. Va., two thousand shares;  
 By F. M. Wright, of Volcano, W. Va., five hundred shares;  
 By Warren Bowen, Supt., of Volcano, W. Va., two hundred shares;  
 By J. R. Shafer, of Volcano, W. Va., two hundred shares;  
 By Laurason Levering, of Volcano, W. Va., two hundred shares;  
 By John F. Vinal, of Volcano, W. Va., one thousand shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this first day of April, 1881.

WM. C. STILES, JR.,  
 F. M. WRIGHT,  
 WARREN BOWEN,  
*Supt. Hillsdale Petro. Co.*  
 J. R. SHAFER,  
 JOHN F. VINAL,  
 LAURASON LEVERING.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirty-first day of March, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this fourth day of April, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### ALLEGHANY LAND, LUMBER AND BOOM COMPANY.

I, Randolf Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

Articles of incorporation of the Alleghany Land, Lumber and Boom Company:

*First*—The undersigned hereby agree to become a corporation by the name of the "Alleghany Land, Lumber and Boom Company."

*Second*—The proposed corporation is to be organized for the purpose of constructing, operating and maintaining booms, with or without piers or dams, in the Cheat river and its tributaries in Preston, Tucker and Randolph counties, West Virginia, and for the purpose of cutting logs and manufacturing and selling lumber, and for the purpose of constructing and operating saw mills, lumber yards, tram-railways and wharves, and for the purpose of buying, holding and selling timber lands and other lands necessary for the maintenance and operation of its saw mills, lumber yards, tram-railways and wharves, and is organized and is to be organized under and in pursuance of the act of the Legislature of West Virginia, entitled, "An act to amend and re-enact sections 1, 21, 23, 24, 26 and 32 of, and to add sections 33 and 34 to chapter 121 of the acts of 1877, passed February 28, 1877, entitled, 'An act authorizing the formation of corporations for the purpose of constructing booms or dams for the purpose of stopping and securing boats, rafts, logs, masts, staves, ties, spars and other timber in certain counties of this state, approved March 12, 1881, and under and in pursuance of said act of said legislature passed February 28, 1877, and under and in pursuance of such provisions of the revised code of West Virginia as are applicable hereto.'"

*Third*—The place at or near which the proposed corporation proposes to construct such booms, saw mills, lumber yards, wharves and tram-railways, are as follows: At or near the town of Rowlesburg, on the Cheat river, in Preston county, West Virginia; at or near the bridge on Cheat river, in Preston county, West Virginia, which bridge is commonly known as the Cheat bridge, and is about five miles above the said town of Rowlesburg; at or near the great falls on the Black fork of Cheat river, about twelve miles above the mouth of said fork, in Tucker county, West Virginia.

*Fourth*—The proposed corporation will establish and maintain its principal office at No. 1426 F street, N. W., Washington, D. C., and will have and maintain a branch office and place of business at Rowlesburg, Preston county, West Virginia.

*Fifth*—The time of commencement of said proposed corporation is the first day of March, A. D. 1881, and the period of its continuance is twenty years from that date and day.

*Sixth*—The amount of the capital stock of said proposed corporation is fifty thousand dollars, and is divided into five hundred shares, each share of the par value of one hundred dollars, of which said capital stock on fifteen thousand dollars have been paid in.

*Seventh*—The names and residences of the several persons forming this association for incorporation, and the number of shares subscribed by each and hereby subscribed for are as follows:

Samuel P. Brown, of Washington, D. C., one hundred fifty (150) shares;

Charles C. Huntley, of Washington, D. C., one hundred fifty (150) shares;

Nathaniel Wilson, of Washington, D. C., one hundred fifty (150) shares;



Adam H. Bowman, of Rowlesburg, W. Va., twenty-five (25) shares;

Chapin Brown, Washington, D. C., twenty-five shares (25) shares.

More than ten per cent, that is to say, thirty per cent of the par value of each share has been paid into the person designated and authorized to receive the same.

S. P. BROWN,  
C. C. HUNTLEY,  
NATH. WILSON,  
ADAM H. BOWMAN,  
CHAPIN BROWN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of March, one thousand nine hundred and one, a corporation by the name and for the purpose set forth in said agreement.

Given under my hand and the great seal of the state, at [G. S.] the city of Wheeling, this seventh day of April, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

#### EUREKA SPIRIT-AGING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation, by the name of the "Eureka Spirit-Aging Company," for the purpose of manufacturing apparatus and appliances for the *aging* of spirits, and of purchasing patents for improvements in the process and apparatus for *aging* spirits, and for the use of the same, or licensing their use by others. Our corporation shall keep its principal office, or place of business, at the city of Washington, in the District of Columbia, and is to expire on the twentieth day of March, 1901. And for the purpose of forming said corporation, we have subscribed the sum of one thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of one hundred dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to one million dollars in all. The capital so subscribed is divided into shares of one dollar each, which are held by the undersigned, respectively, as follows, that is to say:

Joseph M. Morrison, of Washington, D. C., 950 shares, \$950;

William L. Eaton, of Hartford, Conn., 20 shares, \$20;

Henry B. Munn, of Washington, D. C., 10 shares, \$10;

Fletcher P. Cuppy, of Washington, D. C., 10 shares, \$10;

Henry W. Spofford, of Washington, D. C., 10 shares, \$10.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twenty-third day of March, 1881.

JOS. M. MORRISON,  
WM. L. EATON,  
HENRY B. MUNN,  
FLETCHER P. CUPPY,  
HENRY W. SPOFFORD.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twentieth day of March, one thousand nine hundred and one, a corporation by the name and for the purpose set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eleventh day of April, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

#### PARKERSBURG, RAVENSWOOD AND BELLEVILLE TELEPHONE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Parkersburg, Ravenswood and Belleville Telephone Company," for the purpose of constructing and maintaining a telephone line from Parkersburg, in the county of Wood, along or near, the Ohio river, passing through the towns of Belleville and Murrayville to Ravenswood, in the county of Jackson, and to use and operate said telephone line and receive and transmit messages thereon for hire; which corporation shall keep its principal office in the city of Parkersburg, in the county of Wood, and is to expire on the first day of May, in the year nineteen hundred and one; and for the purpose of forming the said corporation, we have subscribed the sum of two hundred dollars to the capital thereof, and have paid in on said subscription the sum of twenty dollars; and desire the privilege of increasing the said capital by sales of additional shares from time to time, to two thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows:

Robert T. Wetzel, Ravenswood, W. Va., five shares;  
W. A. Cooper, Belleville, W. Va., five shares;  
J. E. Mayhew, Belleville, W. Va., one share;  
C. C. Martin, Parkersburg, W. Va., two shares;  
O. G. Scofield, Parkersburg, W. Va., one share;  
W. N. Chancellor, Parkersburg, W. Va., one share;  
W. H. Smith, Jr., Parkersburg, W. Va., one share;

Ralph Covert, Parkersburg, W. Va., one share;  
 J. L. Buckley, Parkersburg, W. Va., one share;  
 Jas. N. Murdoch, Parkersburg, W. Va., two shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 5th day of April, 1881.

ROBERT T. WETZEL,  
 W. A. COOPER,  
 J. E. MAYHEW,  
 C. C. MARTIN,  
 O. G. SCOFIELD,  
 W. N. CHANCELLOR,  
 W. H. SMITH, JR.,  
 RALPH COVERT,  
 J. L. BUCKLEY,  
 JAS. N. MURDOCH.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of May, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this fifteenth day of April, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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## ROWLESBURG BOOM AND WATER POWER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of Rowlesburg Boom and Water Power Company, for the purpose of erecting, maintaining and operating booms, dams and mills in and upon the waters of Cheat river, at or near Rowlesburg, in the county of Preston, and state of West Virginia; such booms and dams to be erected at or near one or both of the two islands situated in said river, at or near said Rowlesburg, just above the railroad bridge crossing said river at said Rowlesburg; together with all necessary tram-ways, appliances, machinery and apparatus incident to and convenient for carrying a general lumbering, water power and milling business at or near said Rowlesburg; which corporation shall keep its principal office or place of business at said Rowlesburg, in said county of Preston, and is to expire on the first day of January, A. D. (1931) nineteen hundred and thirty-one. And for

the purpose of forming the said corporation we have subscribed the sum of five hundred dollars (\$500) to the capital stock thereof, and have paid in on said subscription the sum of fifty dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which is held by the undersigned, respectively, as follows, that is to say:

By John H. Rice, of Washington, D. C., one share;  
 By John Lynch, Jr., of Washington, D. C., one share;  
 By Paul Stevens, of Camden, Maine, one share;  
 By Joseph Lockey, of Washington, D. C., one share;  
 By J. H. Herron, of Washington, D. C., one share.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this twentieth day of April, A. D. 1881.

JOHN H. RICE,  
 JOHN LYNCH, JR.,  
 PAUL STEVENS,  
 JOSEPH LOCKEY,  
 J. H. HERRON.

Wherefore, the corporators named in said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this twenty-first day of April, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## CONSOLIDATED COAL AND MINING COMPANY OF WEST VIRGINIA.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Consolidated Coal and Mining Company of West Virginia," for the purpose of mining, selling and shipping coal, manufacturing, selling and shipping coke, and of purchasing and leasing coal and mineral and timber lands for said purposes, and to transact any and all other business necessarily connected with the carrying out of the purposes of this corporation, or calculated to facilitate the same; which corporation shall keep its principal office, or place of business, at Piedmont, in the county of Mineral, state of West Virginia, and is to expire on the 1st day of January, 1900. And for the purpose of forming said corporation, we have subscribed the

sum of twenty thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of two thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to five hundred thousand dollars in all.

The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned respectively, as follows, that is to say :

By John Wilson, Jr., Piedmont, Mineral Co., W. Va. 900 shares ;  
 R. D. Wilson, Bridgeport, Harrison Co., W. Va. 100 shares ;  
 John Sheridan, Piedmont, Mineral Co., W. Va. 499 shares ;  
 P. E. Haldeman, Cumberland, Allegheny county, Md., 500 shares ;  
 R. K. Snyder, Westernport, Allegheny Co., Md., 1 share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 7th day of April, 1881.

JOHN WILSON, JR.,	[Seal.]
JOHN SHERIDAN,	[Seal.]
R. K. SNYDER,	[Seal.]
P. E. HALDEMAN,	[Seal.]
R. D. WILSON,	[Seal.]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-ninth day of April, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### COMPOSITE STEEL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of the "Composite Steel Company," for the purpose of manufacturing, using, introducing and selling, and licensing others to manufacture, use, introduce and sell, ingots, blooms, slabs, billets, bars and plates, and all other articles of commerce and manufactures, composed of two or more grades of steel, under and by virtue of certain letters patent now issued and hereafter to be issued to Elridge Wheeler, of Philadelphia, Pa. ; which corporation shall keep its principal office and place of business at Philadelphia, in the county of Phila-

delphia, and state of Pennsylvania, and is to expire on the first day of January, in the year one thousand nine hundred and thirty-one (1931).

And for the purpose of forming the said corporation we have subscribed the sum of seven hundred dollars to the capital stock thereof, and have paid in on said subscriptions the sum of seventy dollars (\$70.) and desire the privilege of increasing the said capital by the sale of additional shares from time to time to one million dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned respectively, as follows, that is to say: By Charles H. Cramp, Thomas Cochran, Strickland Kneass, James Stewart, Jr., William K. Platt, Philip P. Quackenboss, all of said Philadelphia, and John H. Rice, of Washington, in the District of Columbia, one share each; and the capital hereafter to be sold is to be divided into shares of the like amount.

Given under our hands this twenty-second day of April, one thousand eight hundred and eighty-one (1881).

CHAS. H. CRAMP,  
THOMAS COCHRAN,  
STRICKLAND KNEASS,  
JAS. STEWART, JR.,  
WM. K. PLATT,  
JOHN H. RICE,  
PHILIP P. QUACKENBOSS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty-one, a corporation by the name and for the purpose set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-ninth day of April, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## BANK OF THE OHIO VALLEY.

### REDUCTION OF STOCK.

STATE OF WEST VIRGINIA, }  
OFFICE SECRETARY OF STATE. }

Whereas, W. A. Isett, President of the "Bank of the Ohio Valley," a corporation created under the laws of the state of West Virginia, has certified under his signature and the common seal of said corporation, held in the city of Wheeling, on the 3d day of May, 1881, the following resolution was adopted:

sum of twenty thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of two thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to five hundred thousand dollars in all.

The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned respectively, as follows, that is to say:

By John Wilson, Jr., Piedmont, Mineral Co., W. Va., 960 shares;  
 R. D. Wilson, Bridgeport, Harrison Co., W. Va., 100 shares;  
 John Sheridan, Piedmont, Mineral Co., W. Va., 499 shares;  
 P. E. Haldeman, Cumberland, Allegheny county, Md., 500 shares;  
 R. K. Snyder, Westernport, Allegheny Co., Md., 1 share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 7th day of April, 1881.

JOHN WILSON, JR.,	[Seal.]
JOHN SHERIDAN,	[Seal.]
R. K. SNYDER,	[Seal.]
P. E. HALDEMAN,	[Seal.]
R. D. WILSON,	[Seal.]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-ninth day of April, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### COMPOSITE STEEL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Composite Steel Company," for the purpose of manufacturing, using, introducing and selling, and licensing others to manufacture, use, introduce and sell, ingots, blooms, slabs, billets, bars and plates, and all other articles of commerce and manufactures, composed of two or more grades of steel, under and by virtue of certain letters patent now issued and hereafter to be issued to Elridge Wheeler, of Philadelphia, Pa.; which corporation shall keep its principal office and place of business at Philadelphia, in the county of Phila-

delphia, and state of Pennsylvania, and is to expire on the first day of January, in the year one thousand nine hundred and thirty-one (1931).

And for the purpose of forming the said corporation we have subscribed the sum of seven hundred dollars to the capital stock thereof, and have paid in on said subscriptions the sum of seventy dollars (\$70.) and desire the privilege of increasing the said capital by the sale of additional shares from time to time to one million dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned respectively, as follows, that is to say: By Charles H. Cramp, Thomas Cochran, Strickland Kneass, James Stewart, Jr., William K. Platt, Philip P. Quackenboss, all of said Philadelphia, and John H. Rice, of Washington, in the District of Columbia, one share each; and the capital hereafter to be sold is to be divided into shares of the like amount.

Given under our hands this twenty-second day of April, one thousand eight hundred and eighty-one (1881).

CHAS. H. CRAMP,  
THOMAS COCHRAN,  
STRICKLAND KNEASS,  
JAS. STEWART, JR.,  
WM. K. PLATT,  
JOHN H. RICE,  
PHILIP P. QUACKENBOSS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty-one, a corporation by the name and for the purpose set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-ninth day of April, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## BANK OF THE OHIO VALLEY.

### REDUCTION OF STOCK.

STATE OF WEST VIRGINIA, }  
OFFICE SECRETARY OF STATE. }

Whereas, W. A. Isett, President of the "Bank of the Ohio Valley," a corporation created under the laws of the state of West Virginia, has certified under his signature and the common seal of said corporation, held in the city of Wheeling, on the 3d day of May, 1881, the following resolution was adopted:



"Be it resolved by the stockholders of the Bank of the Ohio Valley, that from and after May 3d, 1881, the capital stock of said bank shall be reduced to \$175,000 of the par value of \$70 per share."

Now, therefore, I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, do declare that the said reduction of the capital stock and the par value thereof proposed by said resolution to be authorized by law.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this 3d day of May, 1881,  
 RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE RAPID TRANSIT AND TRANSPORTATION COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged, and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Rapid Transit and Transportation Co.," for the purpose of building, owning, chartering and running of steamboats, barges, and other appliances; and for trading in the same, and for carrying on any and every operation and business connected therewith; for the purchase and sale of goods and supplies, towing, freighting, trading, &c.; which corporation shall keep its principal office, or place of business, at Charleston, in the county of Kanawha, W. Va., and is to expire on the first day of January, 1900.

For the purposes of forming said corporation, we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in said subscriptions the sum of five hundred dollars, and desire the privilege of increasing said capital by the sales of additional shares from time to time, to fifty thousand dollars in all. The capital so subscribed shall be divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

William E. Truslow, of Charleston, W. Va., one share;  
 J. Dunbar Baines, of Charleston, W. Va., one share;  
 William Keely, of Charleston, W. Va., one share;  
 William S. Summers, of Charleston, W. Va., one share;  
 Charles Ward, of Charleston, W. Va., one share.

And the capital stock to be hereafter sold is to be divided into shares of like amount.

Given under our hands this seventh day of January, 1881.

W. E. TRUSLOW.  
 J. DUNBAR BAINES.  
 WILLIAM KEELY.  
 WM. S. SUMMERS.  
 CHARLES WARD.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby

declared to be from this date, until the first day of January, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this fifth day of May, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

### WHEELING GRAPE SUGAR AND REFINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Wheeling Grape Sugar and Refining Company," for the purpose of manufacturing grape sugar and syrups, the importing, refining and dealing in cane sugar and molasses ; also the selling and dealing in all products from manufacturing the same, and for the purpose of mining all minerals on company's land and selling same. Which corporation shall keep its principal office or place of business at Wheeling, in the county of Ohio, and state of West Virginia, and is to expire on the 10th day of May, A. D. 1901 ; and for the purpose of forming the said corporation we have subscribed the sum of six hundred dollars to the capital thereof, and have paid in on said said subscriptions the sum of sixty dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to \$200,000 in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned respectively, as follows, that is to say :

By O. C. Dewey, of Wheeling, W. Va., one share ;

A. M. Adams, of Wheeling, W. Va., one share ;

Charles E. Dwight, of Wheeling, W. Va., one share ;

F. P. Jepson, of Wheeling, W. Va., one share ;

T. H. Logan, of Wheeling, W. Va., one share ;

Victor Rosenburg, of Wheeling, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands at Wheeling, West Virginia, this 10th day of May, A. D. 1881.

O. C. DEWEY,

A. M. ADAMS,

CHAS. E. DWIGHT,

F. P. JEPSON,

VICTOR ROSENBERG,

T. H. LOGAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby

declared to be from this date until the tenth day of May, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this tenth day of May, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### NATIONAL MANUFACTURING COMPANY:

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, agree to become a corporation by the name of the "National Manufacturing Company," for the purpose of manufacturing and selling leather pebbling, rolling and drying *machiner*, and all kinds of tools, machinery and material used in tanning and currying leather; which corporation shall keep its principal place of business at Boston, in the county of Suffolk, and commonwealth of Massachusetts, and is to expire on the first day of May, A. D. 1900. And for the purpose of forming said corporation, we have subscribed the sum of one hundred thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of ten thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to two hundred thousand dollars in all. The capital so subscribed is divided into shares of twenty-five dollars each, which is held by the undersigned, respectively, as follows, that is to say:

By John R. Furbush, Boston, Massachusetts, 1,000 shares;

Emerson C. Allison, Boston, Massachusetts, 1,945 shares;

Merrill W. Nourse, Boston, Massachusetts, 1,000 shares;

Fred. Nourse, Boston, Massachusetts, 50 shares;

Charles A. Combs, Boston, Massachusetts, 5 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this seventh day of May, A. D. 1881.

J. R. FURBUSH,

E. C. ALLISON,

M. W. NOURSE,

FRED. NOURSE,

CHAS. A. COMBS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of May, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this thirteenth day of May, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

### MORGAN MILL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Morgan Mill Company," for the purpose of buying and selling grain, manufacturing and selling flour, meal, feed, &c., and for the purpose of keeping a coal yard and store in connection with the said milling enterprise; which corporation shall keep its principal office or place of business at Charleston, Kanawha county, West Virginia, and is to expire on the 1st day of January, 1900 A. D. And for the purpose of forming the said corporation we have subscribed the sum of twelve thousand two hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of ten thousand dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to thirty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Stephen E. Morgan, Covington, Allegheny county, Virginia, forty shares;

By A. M. Robinson, Baltimore, Baltimore county, Maryland, forty shares;

By E. R. Morgan, Charleston, Kanawha county, West Virginia, forty shares;

By Chas. S. Morgan, Charleston, Kanawha county, West Virginia, one share;

By George S. Couch, Charleston, Kanawha county, West Virginia, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 15th day of April, 1881.

STEP. E. MORGAN,  
A. M. ROBINSON,  
ELIZABETH R. MORGAN,  
CHARLES S. MORGAN,  
GEO. S. COUCH.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby

declared to be from this date until the first day of January, nineteen hundred, a corporation by the name and for the purpose set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this fourteenth day of May, one thousand, eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

### THE RICHMOND AND KANAWHA COAL AND LUMBER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Richmond and Kanawha Coal and Lumber Company," for the purpose of buying and leasing land, of mining and shipping to market coal; of cutting, preparing and shipping to market lumber of every kind; of selling any part of its land; of leasing the whole or any portion or portions of its land for mining or other purposes or to be worked on royalty or otherwise; of selling rights to cut lumber from its land; of selling and dealing in any and all the vegetable and mineral products of its lands; of manufacturing iron or any other product that can be manufactured from iron, wood, salt, stone or clay; of building and laying railroad switches and sidings and connecting the same with other lines of railroad, or with the Kanawha river; of erecting docks, screens and tipples for loading boats and barges in the Kanawha river, and of erecting all other structures or apparatus useful in carrying out the purposes of this corporation; of erecting, building and other conveniences for miners and employees; of laying out town lots and selling the same, not exceeding six hundred and forty acres; and for such other purposes as may be necessary or convenient to fully carry into effect the main purposes for which this corporation is being formed, viz: The mining and shipping of coal by railroad and river, and selling coal and making and selling coke, and cutting, preparing for market and selling and shipping all kinds of lumber and manufacturing iron. Which corporation shall keep its principal office or place of business in the city of Richmond, Virginia, and is to expire on the first day of July, one thousand nine hundred. And for the purpose of forming the said corporation we have subscribed the sum of *two thousand dollars* to the capital thereof, and have paid in on said subscription the sum of *two thousand dollars*, and desire the privilege of increasing said capital by sales of additional shares from time to time, to *five hundred thousand dollars* in all. The capital subscribed is divided into shares of twenty-five dollars each, which are held by the undersigned, respectively, as follows, that is to say:

John Stewart, Richmond, Virginia, twenty shares ;  
 Isaac H. Carrington, Richmond, Virginia, Thomas A. Smith, Wil-  
 liam A. Smith, Gloucester county, Va., executors of William P.  
 Smith, deceased, sixteen shares ;  
 William W. Crump, Richmond, Va., twelve shares ;  
 Frances Morris, New York City, twelve shares ;  
 Joseph Bryan, Richmond, Va., eight shares ;  
 J. S. Wellford, Richmond, Va., four shares ;  
 I. M. Parr, Baltimore, Md., four shares ;  
 J. J. Gordon, New York City, four shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Witness the following signatures and seals, July 17th, A. D. 1880.

J. J. GORDON,	[Seal.]
JOHN STEWART,	[Seal.]
ISAAC H. CARRINGTON,	[Seal.]
<i>Executor of Wm. P. Smith.</i>	
WM. W. CRUMP,	[Seal.]
JOS. BRYAN,	[Seal.]
ISRAEL M. PARR,	[Seal.]
J. S. WELLFORD,	[Seal.]
F. MORRIS,	[Seal.]
THOMAS A. SMITH,	[Seal.]
<i>Executor of Wm. P. Smith.</i>	
WM. A. SMITH,	[Seal.]
<i>Executor of Wm. P. Smith.</i>	

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of July, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this fourteenth day of May, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER,  
*Secretary of State.*

### THE EVANS MINING AND MILLING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged, and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Evans Mining and Milling Company," for the purpose of mining, reducing, milling and concentrating ores in the state of Colorado, containing gold, silver, lead, copper and other metals ; and for the purpose of purchasing, operating and selling mines and

mills in said state of Colorado; and for the purpose of buying and selling ores of gold, silver, lead copper and other metals in said state of Colorado; and for the purpose of buying, selling, owning and dealing in any real or personal property necessary or convenient for the prosecution of the said business; and generally to do all things requisite or incidental to the proper management of said business; which corporation shall keep its principal office or place of business at Boston, in the county of Suffolk, and state of Massachusetts, and is to expire on the fourth day May, A. D. 1900. And for the purpose of forming said corporation, we have subscribed the sum of one hundred thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of ten thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to two hundred thousand dollars in all.

The capital so subscribed is divided into shares of one dollar each, which are held by the undersigned, respectively, as follows, that is to say:

By George H. Towle, Boston, Massachusetts, 45,000 shares;

Fred. Nourse, Boston, Massachusetts, 9,000 shares;

Mark Folsom, Boston, Massachusetts, 45,000 shares;

Henry Towle, Boston, Massachusetts, 900 shares;

Frank J. Tuttle, Boston, Massachusetts, 100 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this thirteenth day of May, A. D. 1881.

GEORGE H. TOWLE,

FRED. NOURSE,

MARK FOLSOM,

HENRY TOWLE,

FRANK J. TUTTLE.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the fourth day of May, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-third day of May, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*

### KANAWHA COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of Kanawha Company, for the purpose of constructing and maintaining magnetic telegraphs, telephones, lines of piping or tubing for the transportation of oil or other fluids, and carrying on the business properly pertaining to such works and improvements; for mining and leasing mines; for erecting and operating mills and furnaces; for cutting, manufacturing and transporting timber for digging canals, building dams and leasing and using water power; for carrying on mercantile transactions; for building embankments; for driving tunnels; making excavations for railroads; for track laying and ballasting; for surveying; for cutting and quarrying stone; for building bridges, boats, trestles, round houses, transfer tables, depots and other structures usually required by railroad and steamboat companies; and for such other lawful purpose or business which may be useful to the public, and for which a firm or co-partnership may be formed in the state of West Virginia; which corporation shall keep the principal office or place of business at Charleston, in the county of Kanawha, and is to expire on the first day of January, 1930; and for the purpose of forming the said corporation, we have subscribed the sum of one hundred thousand dollars, and have paid in on said subscription the sum of ten thousand dollars (\$10,000), and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to one million dollars (\$1,000,000) in all.

The capital so subscribed is divided into shares of one hundred dollars (\$100) each, which are held by the undersigned, respectively, that is to say:

H. C. Parsons, Richmond, Virginia, three hundred shares;

H. C. Parsons, trustee, Richmond, Virginia, six hundred and eighty shares;

H. D. Whitcomb, Richmond, Virginia, five shares;

Walter G. Berg, Richmond, Virginia, five shares;

C. P. E. Burgwyn, Richmond, Virginia, five shares;

Joseph S. Miller, Wheeling, West Virginia, five shares.

Given under our hands this 23 day of May, 1881.

H. C. PARSONS,

H. C. PARSONS, Trustee,

H. D. WHITCOMB,

C. P. E. BURGWYN,

WALTER G. BERG,

JOS. S. MILLER.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-sixth day of May, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*



## THE SUNDAY LEADER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Sunday Leader Company," for the purpose of publishing and printing a newspaper, and for the purpose of doing all things that may be necessary or incident to the printing and publishing of a newspaper; which corporation shall keep its office or place of business at Wheeling, in the county of Ohio, state of West Virginia, and is to expire on the first day of June, eighteen hundred and ninety-one; and for the purpose of forming the said corporation we have subscribed the sum of three thousand dollars (\$3,000) to the capital thereof, and have paid in on said subscription the sum of three thousand dollars (\$3,000); and desire the privilege of increasing the said capital by the sale of additional shares from time to time to ten thousand dollars (\$10,000) in all. The capital so subscribed is divided into shares of fifty dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By John R. Dunlap, Wheeling, W. Va., thirty shares;  
 Harry T. Black, Wheeling, West Va., twenty shares;  
 John O. Pendleton, Wheeling, West Va., three shares;  
 Alexander Frew, Wheeling, West Va., one share;  
 Henry H. Pendleton, Wheeling, West Va., three shares;  
 W. C. Beans, Wheeling, West Va., three shares.

Given under our hands this first day of June, 1881.

JNO. R. DUNLAP,  
 JOHN O. PENDLETON,  
 W. C. BEANS,  
 HENRY H. PENDLETON,  
 HARRY T. BLACK,  
 ALEXANDER FREW.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of June, one thousand, eight hundred and ninety-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said  
 [G. S.] state, at the city of Wheeling, this eighth day of June, one thousand, eight hundred and eighty-one.

RANDOLPH STALNAKER,  
*Secretary of State.*

## THE NATIONAL CAPITAL TELEPHONE COMPANY.

I, Randolph Stalnaker, secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The National Capital Telephone Company," for the purpose of constructing and maintaining lines of telegraph and electric speaking telephones and other apparatus and appliances pertaining to the transmission of intelligence by electricity or otherwise. Which company shall keep its principal office or place of business at Washington, in the District of Columbia, and is to expire June 10th, 1901.

And for the purpose of forming said corporation, we have subscribed the sum of two hundred thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of two hundred thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time to one million of dollars in all.

The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned respectively, as follows, that is to say:

Wm. H. Barnard, Washington, D. C., 1,000 shares;

Jas. B. Edmunds, Washington, D. C., 200 shares;

Henry D. Cooke, Washington, D. C., 500 shares;

Frank B. Conger, Washington, D. C., 200 shares;

Horace S. Cummings, Washington, D. C., 100 shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hand and seal this tenth day of June, 1881.

WM. H. BARNARD,	[Seal.]
JAS. B. EDMUNDS,	[Seal.]
FRANK B. CONGER,	[Seal.]
H. D. COOKE,	[Seal.]
HORACE S. CUMMINGS,	[Seal.]

In presence of: JOHN W. CORSON.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the tenth day of June, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this fourteenth day of June, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

### PARKERSBURG WATER WORKS COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of the "Parkersburg Water Works Company," for the purpose of purchasing, building, constructing, establishing and maintaining water works in the city of Parkersburg, county of Wood and state of West Virginia, to supply and furnish water to said city and the inhabitants thereof; said works beginning at a point within or without said city, and if without said city extending to the line thereof; and in all the streets, grounds, alleys and extensions of the same; and in all houses, property and buildings, both public or private, in said city and vicinity; to operate and maintain said water works and to carry on such business as may be lawful and proper for such company to do.

Which corporation shall keep its principal office or place of business in said city of Parkersburg, and is to expire on the 13th day of June, 1931. And for the purpose of forming said corporation we have subscribed the sum of five thousand dollars to the capital thereof, and have paid in on said subscription the sum of five hundred dollars, and desire to increase said capital by sales of additional shares from time to time to one hundred and fifty thousand dollars in all.

The capital so subscribed is divided into shares of fifty dollars each, which are held by the undersigned, as follows :

W. P. Thompson, Parkersburg, W. Va., 10 shares ;  
 C. H. Shattuck, Parkersburg, W. Va., 10 shares ;  
 R. J. McCandlish, Parkersburg, W. Va., 10 shares ;  
 Thomas G. Smith, Parkersburg, W. Va., 10 shares ;  
 D. H. Leonard, Parkersburg, W. Va., 10 shares ;  
 Geo. W. Thompson, Parkersburg, W. Va., 10 shares ;  
 Isaac Prager, Parkersburg, W. Va., 10 shares ;  
 W. A. McCosh, Parkersburg, W. Va., 10 shares ;  
 Frank Jenkins, Parkersburg, W. Va., 10 shares ;  
 Kinnaird Snodgrass, Parkersburg, W. Va., 10 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 13th day of June, 1881.

W. P. THOMPSON,  
 C. H. SHATTUCK,  
 R. J. MCCANDLISH,  
 TH. G. SMITH,  
 D. H. LEONARD.  
 GEO. W. THOMPSON,  
 ISAAC PRAGER,  
 F. JENKINS,  
 K. SNODGRASS,  
 W. A. MCCOSH.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirteenth day of June, one

thousand eight hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this sixteenth day of June, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE NATIONAL CIGAR MANUFACTURING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The National Cigar Manufacturing Company," for the purpose of manufacturing apparatus and appliances for the manufacture of cigars and purchasing patents therefore, and for the use of the same or licensing their use by others; which corporation shall keep its principal office or place of business at Washington, District of Columbia, and is to expire June 20, 1901.

And for the purpose of forming said corporation we have subscribed the sum of one thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of one hundred dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time to two hundred and fifty thousand dollars in all. The capital so subscribed is divided into shares, twenty-five dollars each, which are held by the undersigned respectively as follows, that is to say: by

Simon J. Flatow, New Orleans, La., 30 shares;  
William Simpson, Washington, D. C., 2 shares;  
Horace S. Cummings, Washington, D. C., 2 shares;  
Frank B. Conger, Washington, D. C., 4 shares;  
John E. Schmalz, New Orleans, La., 2 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hand this twentieth day of June, 1881.

SIMON J. FLATOW,  
FRANK B. CONGER,  
W. SIMPSON,  
HORACE S. CUMMINGS,  
JOHN E. SCHMALZ.

In presence of W. SCOTT TOWERS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twentieth day of June, one

thousand, nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] State, at the city of Wheeling, this twenty-fourth day of June, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### NEEDLE MOUNTAINS MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Needle Mountains Mining Company," for the purpose of mining and milling silver, gold and other ores and minerals; and for leasing, purchasing, developing and holding real estate and personal property, and doing all such other acts and things as may be necessary in the general business of mining and milling ores, and in reducing, concentrating and selling gold and silver and other valuable metals and substances derivable therefrom. Which corporation shall keep its principal office or place of business at the city of Washington, in the District of Columbia, and is to expire on the first day of June, in the year nineteen hundred and thirty-one.

And for the purpose of forming the said corporation we have subscribed the sum of twenty-five dollars to the capital stock thereof, and have paid in on said subscriptions the sum of twenty-five dollars, and desire the privilege of increasing the said capital by the sales of additional shares from time to time, to one million dollars in all. The capital so subscribed is divided into shares of five dollars each, which are held by the undersigned respectively, as follows, that is to say :

John H. Rice, of Washington, D. C., one share ;

Henry W. Blair, of Plymouth, N. H., one share ;

Paul Stevens, of Camden, Me., one share ;

Norris Peters, of Washington, D. C., one share ;

William W. Curtis, of Washington, D. C., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twentieth day of June, in the year eighteen hundred and eighty-one.

JOHN H. RICE,  
HENRY W. BLAIR,  
NORRIS PETERS,  
PAUL STEVENS.  
WILLIAM W. CURTIS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby

declared to be from this date until the first day of June, one thousand eight hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this twenty-fourth day of June, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### BLACK BAND IRON AND COAL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Black Band Iron and Coal Company," for the purpose of purchasing, acquiring, holding and managing coal, iron, timber and oil properties and rights; operating the same and dealing in their products; mining black band iron and other ores, and working and manufacturing the same into any and all of the various branches, forms, articles and things for which they are or may be used or employed; using any process, hydraulic or otherwise, for obtaining ores, and smelting, stamping, or other means for extracting the metal therefrom; mining coal, manufacturing coke, and transporting and vending the same; developing and working minerals, chemicals, timber, wood, rock, grain, oil and other products of land and soil, as to said company shall be deemed advisable, and transporting and vending the same; owning, leasing, and employing machinery, tools and appliances relating to, or essential; or convenient to the carrying on of any of the above mentioned purposes; owning or dealing in any patent rights relating to the same; licensing others thereunder if desirable; owning, running, and navigating tow boats and barges; purchasing and holding iron, coal, oil, timber and other lands, in fee simple or otherwise, with power to lease and use the same for any and all purposes not prohibited by law; doing a general mercantile business, and all such other things not prohibited by law, that may be regarded by said company as essential, necessary, incidental or auxiliary to the proper management of any of the above mentioned business; or to the complete use and enjoyment of such real or personal estate as may be owned or possessed by said company.

Which corporation shall keep its principal place of business at Charleston, in the county of Kanawha, state of West Virginia, and is to expire on the first day of July, A. D. 1930.

And for the purpose of forming the said corporation, we have subscribed the sum of five thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of five hundred dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one million dollars in all.

The capital so subscribed is divided into shares of twenty-five dollars each, which are held by the undersigned, respectively, as follows:

John Wooldridge, Lynn, Mass., forty shares;  
 William M. Hovey, Cabell, C. H., West Va., forty shares;  
 William W. Carruth, Newton, Mass., twenty shares;  
 Frank A. Dearborn, Boston, Mass., twenty shares;  
 Edward M. Farnsworth, Boston, Mass., forty shares;  
 Geo. S. Curtis, Boston, Mass., forty shares;

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this twenty-fifth day of June, A. D. 1881.

JNO. WOOLDRIDGE,  
 WILLIAM M. HOVEY,  
 WILLIAM W. CARRUTH,  
 FRANK A. DEARBORN,  
 EDWARD M. FARNSWORTH,  
 GEORGE S. CURTIS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the first day of July, one thousand nine hundred and thirty, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this thirtieth day of June, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE WHEELER PATENT AXLE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Wheeler Patent Axle Company," for the purpose of manufacturing, using, selling and introducing, and licensing others to manufacture, use, sell and introduce locomotive and car axles, and shafting for steam vessels, and other articles of commerce, under and by virtue of certain letters patent of the United States, Great Britain, and other countries of Europe, now issued, or to be issued, to Elbridge Wheeler, of Philadelphia, and State of Pennsylvania; which corporation shall keep its principal office and place of business at and in the city and county of Philadelphia, and state of Pennsylvania, and is to expire on the first day of July, in the year one thousand nine hundred and thirty-one. And for the purpose of forming

the said corporation, we have subscribed the sum of four hundred dollars to the capital stock thereof, and have paid in on said subscriptions the sum of forty dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to one million dollars in all. The capital so subscribed is divided into shares of fifty dollars (\$50.00) each, which are held by the undersigned as follows, respectively, that is to say:

By Elbridge Wheeler, Thomas Cochran, William M. Singerly, Joseph F. Tobias, William H. Kern, Edward Samuel and Philip P. Quackenboss, all of the said city of Philadelphia, one share each; and the capital hereafter to be sold is to be divided into shares of the like amount.

Given under our hands this seventh day of July, one thousand eight hundred and eighty-one.

ELBRIDGE WHEELER,  
 THOMAS COCHRAN,  
 W. M. SINGERLY,  
 JOSEPH F. TOBIAS,  
 WILLIAM H. KERN,  
 EDW'D SAMUEL,  
 PHILIP P. QUACKENBOSS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of July, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this fourteenth day of July, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE AMERICAN ELECTROPHORE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The American Electrophore Company," for the purpose of manufacturing and furnishing electrophores, electric lighting and power *aparatus*, and electric *aparatus* generally; which corporation shall keep its principal office or place of business at No. 505, 7th St. N. W., Washington, District of Columbia, and is to expire on the 19th day of July, nineteen hundred and one A. D. And for the purpose of furnishing the said corporation we have subscribed the sum of one thousand dollars to the capital thereof, and have paid in on



said subscriptions the sum of one hundred dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time to one million dollars. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned respectively, as follows, that is to say:

By John J. Patterson, of Washington, D. C., twenty shares;  
 Garrick Mallery, of Washington, D. C., twenty shares;  
 Alexander H. Evans, of Washington, D. C., twenty shares;  
 James A. Maloney, of Washington, D. C., twenty shares;  
 Richard K. Evans, of Washington, D. C., twenty shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this nineteenth day of July, one thousand, eight hundred and eighty-one.

JNO. J. PATTERSON,  
 GARRICK MALLERY,  
 ALEX. H. EVANS,  
 JAMES A. MALONEY,  
 RICH'D K. EVANS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the nineteenth day of July, one thousand nine hundred and one, a corporation by the name and for the purpose set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twentieth day of July, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### ENERGETIC COAL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Energetic Coal Company," for the purpose of mining, shipping and vending coal, and buying and selling lumber and doing a general merchandising business; which corporation shall keep its general office at Minersville, Putnam county, West Va., and is to expire on the 1st day of June, 1900. And for the purpose of forming said corporation we have subscribed the sum of twenty thousand dollars to the capital stock thereof, and have paid in on said subscription the sum of two thousand dollars; and desire the privilege of increasing the said capital by sales of additional shares from time to time to fifty thousand dollars in all.

The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows:

John B. Archibald, of Putnam Co., W. Va., 25 shares;

D. L. Anderson, of Putnam Co., W. Va., 25 shares;

D. H. Massy, of Putnam Co., W. Va., 25 shares;

Thos. J. Stevens, of Putnam Co., W. Va., 25 shares;

Patrick Gray, of Putnam Co., W. Va., 25 shares;

Olies Miller, of Putnam Co., W. Va., 25 shares;

Thos. Short, of Putnam Co., W. Va., 25 shares;

David Anderson, of Putnam Co., W. Va., 25 shares.

And the capital to be hereafter sold to be divided into shares of like amount.

Given under our hands this 1st day of June, 1881.

D. L. ANDERSON,  
JOHN B. ARCHIBALD,  
D. H. MASSY,  
DAVID ANDERSON,  
THOS. SHORT.  
OLIES MILLER,  
PATRICK GRAY,  
THOS. J. STEVENS. .

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of June, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-second day of July, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## WEST VIRGINIA MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "West Virginia Mining Company," for the purpose of buying, mining, shipping, transporting and selling coal; of buying, leasing, using and sub-letting coal lands, and buying, owning, building and operating steamers and barges in connection with such coal business, or of general carriers; and of conducting the merchandise business and all other business operations which legitimately connect themselves with said coal business in any and all its branches, or which tend to promote efficiency, economy and profit in carrying on the same; which corporation shall keep its principal office or place of business at or near Charleston, in the county of Kanawha, and is to expire on the 26th day of June, in the year nineteen hundred and thirty-one.

And for the purpose of forming the said corporation we have subscribed the sum of twenty-five thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of twenty-five hundred dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned respectively, as follows, that is to say :

Richard C. M. Lovell, of Covington, Kentucky, one hundred shares ;

Wm. M. Lovell, of Covington, Kentucky, seventy-five shares ;

Joseph B. Lovell, of Covington, Kentucky, ten shares ;

James J. Lovell, of Malden, Kanawha county, West Virginia, fifty shares ;

George E. Jackson, of Cincinnati, Ohio, fifteen shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 26th day of June, in the year 1881.

JOSEPH B. LOVELL.

RICHARD C. M. LOVELL,

GEORGE E. JACKSON,

WM. M. LOVELL,

JAS. J. LOVELL.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the 26th day of June, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this nineteenth day of July, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*

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## THE PHILIPPI MANUFACTURING AND MERCANTILE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Philippi Manufacturing and Mercantile Company," for the purpose of manufacturing lumber, woolen cloths, flour and meal, and to carry on a general mercantile business ; which corporation shall keep its principal office, or place of business, at Philippi, in the county of Barbour, and is to expire on the 28th day of July, 1901 ; and for the purpose of forming the said corporation, we have subscribed the sum of six hundred dollars to the capital stock thereof,

and have paid in on said subscription the sum of sixty dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to twenty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By Edgar Callihan, of Elk city, Barbour county, West Virginia, one share :

James W. Talbott, of Philippi, Barbour county, West Virginia, one share ;

Jacob W. Robinson, of Philippi, Barbour county, West Virginia, one share ;

Abram M. Talbott, of Hackersville, Barbour county, West Virginia, one share ;

George W. Diddle, of Philippi, Barbour county, West Virginia, one share ;

George W. Gall, Jr., of Philippi, Barbour county, West Virginia, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands, this 28th day of July, 1881.

EDGAR CALLIHAN,  
J. W. TALBOTT,  
J. W. ROBINSON,  
A. M. TALBOTT,  
G. W. DIDDLE,  
GEO. W. GALL, JR.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the twenty-eighth day of July onethousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this thirtieth day of July, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.  
*Secretary of State.*

### MARSHALL COUNTY BANK.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of the "Marshall County Bank," for the purpose of receiving deposits, negotiating loans, dealing in exchange and transacting a general banking business ; which corporation shall keep its principal office or place of business at Moundsville, and is to expire on the first day of July, 1901. And for the purpose of forming the said corporation, we have subscribed the sum of twenty-five thousand dollars (\$25,000)

to the capital thereof, and have paid in on said subscription the sum of twenty-five hundred dollars (\$2,500), and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to one hundred thousand dollars (\$100,000) in all. The capital so subscribed is divided into shares of one hundred dollars (\$100) each, which are held by the undersigned, respectively, as follows, that is to say :

By J. C. Bardall, of Moundsville, W. Va., twelve shares ;  
 By Jacob B. Hicks, of Moundsville, W. Va., twelve shares ;  
 By J. W. Bonar, of Rosby's Rock, W. Va., six shares ;  
 By S. W. Mathews, of Moundsville, W. Va., twelve shares ;  
 By H. W. Hunter, of Moundsville, W. Va., twelve shares ;  
 By J. C. Roberts, of Moundsville, W. Va., six shares ;  
 By Samuel Dorsey, of Marshall Co., W. Va., six shares ;  
 By Richard Ferrell, of Moundsville, W. Va., six shares ;  
 By Thomas Finn, of Moundsville, W. Va., six shares ;  
 By W. J. Burley, of Marshall Co., W. Va., six shares ;  
 By C. A. Weaver, of Moundsville, W. Va., twelve shares ;  
 By A. D. Pierce, of Marshall Co., W. Va., six shares ;  
 By V. L. Cockayne, of Marshall Co., W. Va., twelve shares ;  
 By W. B. Humpharays, of Moundsville, W. Va., six shares ;  
 By Isaiah Bryson, of Moundsville, W. Va., twelve shares ;  
 By J. L. Parkinson, of Moundsville, W. Va., four shares ;  
 By Anselan Buchanan, of Moundsville, W. Va., one share ;  
 By A. O. Baker, of Moundsville, W. Va., three shares ;  
 By F. W. Brown, of Moundsville, W. Va., five shares ;  
 By W. H. Dorsey, of Moundsville, W. Va., five shares ;  
 By L. B. Doty, of Moundsville, W. Va., one hundred shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this thirtieth day of July, A. D. 1881.

J. B. HICKS,	\$ 1,200.
J. W. BONAR,	600.
S. W. MATHEWS,	1,200.
H. W. HUNTER,	1,200.
J. C. ROBERTS,	600.
SAMUEL DORSEY,	600.
RICHARD FERRELL,	600.
THOMAS FINN,	600.
W. J. BURLEY,	600.
C. A. WEAVER,	1,200.
J. C. BARDALL,	1,200.
A. D. PIERCE,	600.
V. L. COCKAYNE,	1,200.
W. B. HUMPHARAYS,	600.
ISAIAH BRYSON,	1,200.
J. L. PARKINSON,	400.
ANSELAN BUCHANAN,	100.
A. O. BAKER,	300.
F. W. BROWN,	500.
W. H. DORSEY,	500.
L. B. DOTY,	10,000.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of July, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this first day of August, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### GAZETTE PRINTING COMPANY.

I, Randolph Stalnakar, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Gazette Printing Company," for the purpose of printing and publishing newspapers, and of carrying on the printing and publishing business generally; which corporation shall keep its principal office or place of business at the city of Wheeling, in the county of Ohio, West Virginia, and is to expire on the fourth day of August, one thousand nine hundred and one. And for the purpose of forming the said corporation, we have subscribed the sum of two hundred and fifty dollars to the capital thereof, and have paid in on said subscriptions the sum of twenty-five dollars, and desire the privilege of increasing the said capital, by the sale of additional shares, from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of fifty dollars each, which are held by the undersigned respectively as follows, that is to say:

By S. A. Kepner, one share;

W. C. Jones, one share;

J. E. Emblen, one share;

C. S. Howell, one share;

F. P. McNell, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this fourth day of August, one thousand eight hundred and eighty-one.

S. A. KEPNER,  
W. C. JONES,  
JOHN E. EMBLEN,  
C. S. HOWELL,  
F. P. MCNELL.

Wherefore, the corporators named in the said agreement, and who

have signed the same, and their successors and assigns, are hereby declared to be from this date until the fourth day of August, one thousand nine hundred and one. a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this fourth day of August, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### GETCHELL IMPROVED METAL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state, of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, agree to become a corporation by the name of the "Getchell Improved Metal Company," for the purpose of manufacturing, selling and dealing in metals and articles, in the manufacture of which metals are used.

Which corporation shall keep its principal place of business at Boston, in the county of Suffolk, and commonwealth of Massachusetts, and is to expire on the first day of July, A. D. 1900. And for the purpose of forming said corporation, we have subscribed the sum of two hundred thousand dollars to the capital thereof, and have paid in on said subscription the sum of twenty thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to three hundred thousand dollars in all; said shares to be forever non-assessable.

The capital so subscribed is divided into shares of twenty-five dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Dr. Annie Getchell, Boston, Massachusetts, 3,200 shares;

Geo. H. Towle, Boston, Massachusetts, 1,600 shares;

Jos. Bond, Jr., Boston, Massachusetts, 1,600 shares;

Fred. Nourse, Boston, Massachusetts, 1,599 shares;

Wm. H. Dole, Boston, Massachusetts, 1 shares;

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this nineteenth day of July, A. D. 1881.

DR. ANNIE GETCHELL,  
GEORGE H. TOWLE,  
JOS. BOND, JR.,  
FRED. NOURSE,  
WM. H. DOLE.

Wherefore, the corporators named in said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the first day of July, one thou-

sand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this tenth day of August, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

### UNION COAL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of the "Union Coal Company," for the purpose of mining, shipping and selling of coal, and of manufacturing and selling of coke ; for general merchandising and for all other purposes necessary for the convenient and advantageous transaction of the business of said corporation and incident thereto ; which corporation shall keep its principal office at Morris creek, in the county of Kanawha, West Virginia, and is to expire on the first day of January, one thousand and nine hundred (1900) ; and for the purpose of forming said corporation we have subscribed the sum of sixteen hundred dollars (\$1,600.00) to the capital thereof, and have paid in on said subscription the sum of sixteen hundred dollars (\$1,600.00), and desire the privilege of increasing said capital by sales of additional shares from time to time to twenty thousand dollars (\$20,000.00) in all. The capital so subscribed is divided into shares of two hundred dollars each, which are held by the undersigned respectively as follows, that is to say :

James Gardner, Coal Valley, W. Va., one share ;  
William Rigg, Coal Valley, W. Va., one share ;  
Charles A. Johnson, Coal Valley, W. Va., one share ;  
William Caple, Coal Valley, W. Va., one share ;  
John McCafferty, Coal Valley, W. Va., one share ;  
Thomas E. Embleton, Coal Valley, W. Va., one share ;  
William Trudgen, Coal Valley, W. Va., one share ;  
James H. Treabert, Coal Valley, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this twenty-seventh (27th) day of July, 1881.

JAMES GARDNER,  
WM. RIGG,  
CHARLES A. JOHNSON,  
WILLIAM CAPLE,  
JOHN McCAFFERTY,  
T. E. EMBLETON,  
WM. TRUDGEN,  
T. H. TREABERT.



Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this sixteenth day of August, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, Jr.,  
*Secretary of State.*

### THE GOOD-ENOUGH SILVER MINING COMPANY OF WASHINGTON CITY, DISTRICT OF COLUMBIA.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, agree to become a corporation by the name of "The Good-Enough Silver Mining Company of Washington City, District of Columbia," to be organized under the general law of the state of West Virginia, for the purpose of acquiring and disposing of mining property, and the mining of silver and other precious metals in the territory of Arizona, or elsewhere in the United States; and said company shall keep an office in Charlestown, Jefferson county, West Virginia, and in such other states and territories, as well as the District of Columbia, as the said company may elect; and the said corporation shall expire on the 1st day of July, 1901. And for the purpose of forming the said corporation there has been subscribed the sum of one thousand dollars, upon which ten per cent. has been paid in cash; and we desire the privilege of increasing the said capital, by sales of additional shares from time to time, to one million dollars (\$1,000,000) in all. The shares to be of the par value of ten dollars each, for which the undersigned have respectively subscribed as follows, that is to say:

C. P. Culver, of Washington, D. C.,	five shares;
Thos. Somerville,	do five shares;
R. W. Tyler,	do five shares;
Geo. Truesdell,	do five shares;
N. D. Larner,	do five shares;
Wm. H. Baum,	do five shares;
John N. Miller,	do five shares;
H. L. Biscoe,	do five shares;
A. M. Brandt,	do five shares;
Charles L. Dubois,	do five shares;
L. Gardner,	do five shares.

And the capital hereafter sold is to be divided into shares of like amount.

Given under our hands this 19th day of August, 1881.

C. P. CULVER,	[ L. S. ]
R. W. TYLER,	[ L. S. ]
WM. H. BAUM,	[ L. S. ]
J. N. MILLER,	[ L. S. ]
CHARLES L. DUBOIS,	[ L. S. ]
H. L. BISCOE,	[ L. S. ]
L. GARDNER,	[ L. S. ]
NOBLE D. LARNER,	[ L. S. ]
GEO. TRUESDELL,	[ L. S. ]
THOS. SOMERVILLE,	[ L. S. ]
A. M. BRANDT.	[ L. S. ]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of July, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this second day of September, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

#### CHARLESTOWN GAS AND WATER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Charlestown Gas and Water Company," for the purpose of manufacturing and selling carbureters, gas, gas generators, gas pipe and fixtures, and all articles required in the manufacture and use of all kinds of illuminating gas, and gas used for heating purposes; and of erecting gas works in Charlestown, West Virginia, for lighting said town with gas, and of laying pipes and other necessary fixtures in the streets of said town; also for the purpose of erecting water works in or near said town, and of supplying water for manufacturing and domestic purposes; which corporation shall keep its principal office or place of business in Charlestown, county of Jefferson, and is to expire on the 1st day of January 1920.

And for the purpose of forming said corporation, we have subscribed the sum of one hundred and twenty-five dollars to the capital thereof, and have paid in on said subscriptions the sum of twelve dollars and fifty cents, and desire the privilege of increasing said capital, by the sale of additional shares from time to time, to fifty thousand dollars in all.

The capital so subscribed is divided into shares of twenty-five dol-

lars each, which are held by the undersigned respectively, as follows, that is to say :

By William H. Kable, of Charlestown, West Virginia, one share;  
Nathan S. White, of Charlestown, West Virginia, one share;  
Geo. W. T. Kearsley, of Charlestown, West Virginia, one share;  
N. F. Henderson, of Charlestown, West Virginia, one share;  
William L. Wilson, of Charlestown, West Virginia, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this third day of September, one thousand eight hundred and eighty-one.

WM. H. KABLE,  
NATHAN S. WHITE.  
GEO. W. T. KEARSLEY,  
N. F. HENDERSON,  
WM. L. WILSON.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the first day of January, one thousand nine hundred and twenty, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eighth day of September, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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## ARION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Arion," for the purpose of purchasing, owning, refitting and improving a building or buildings already constructed in the city of Wheeling, or erecting and maintaining a building or buildings in said city ; a part thereof to be used as a hall for the accommodation of assemblies and lectures, musical, literary, social and other entertainments, and scientific and other exhibitions ; and parts thereof for reading, club, billiard and dining rooms, and for ten-pin alleys and saloon ; and for the further purpose of furnishing or providing for such lectures, entertainments and exhibitions ; and for the purpose of carrying on and keeping a billiard room, ten-pin alley and a saloon for selling liquors and other refreshments ; and for the purpose of owning sufficient real estate in said city to carry out the purposes hereinbefore expressed ; which corporation shall keep its

principal office or place of business at the said city of Wheeling, in the county of Ohio, and state of West Virginia, and is to expire on the 10th day of September, A. D. 1931. And for the purpose of forming the said corporation we have subscribed the sum of one hundred and fifty dollars to the capital thereof, and have paid in on said subscriptions the sum of fifteen dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one hundred thousand dollars in all.

The capital so subscribed is divided into shares of twenty-five dollars each, which are held by the undersigned respectively, as follows, that is to say :

Lewis C. Stifel, one share ;  
 John G. Hoffman, one share ;  
 H. F. Behrens, one share ;  
 C. A. Schaffer, one share ;  
 F. Riester, one share ;  
 John A. Hess, one share.

All residents of Wheeling, Ohio county, West Virginia. And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 10th day of September, A. D. 1881.

JOHN G. HOFFMAN,  
 H. F. BEHRENS,  
 JOHN A. HESS,  
 F. RIESTER,  
 C. A. SCHAEFER,  
 LEWIS C. STIFEL.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the tenth day of September, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the City of Wheeling this tenth day of September, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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## THE ENSIGN MANUFACTURING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that :

W. H. Barnum, president of "The Ensign Manufacturing Company," has certified to me, under the common seal of said corporation, that at a meeting of the stockholders of the said corporation, held in the city of New York, on the 27th day of April, 1881, the following statement and resolutions were adopted :

At a general meeting of the stockholders of "The Ensign Manu-

facturing Company" (of Huntington, W. Va.), held at the office of the president of the company, 52 William street, in the city of New York, April 27th, 1881, pursuant to notice, the following resolutions were unanimously passed:

*Resolved*, That we do hereby accept for the benefit of the said corporate company the provisions of chapter fifty-four (54) of the code of West Virginia, as amended and re-enacted by chapter seventeen (17) of the acts of 1881 of the legislature of said state, and the provisions of the *preceeding* chapter of said code, as prescribed in section twelve (12) of said chapter seventeen (17).

*Resolved*, That the president is hereby authorized and directed to sign a copy of these resolutions and the following statement and affix the common seal of said company to the same as prescribed by chapter fifty-four (54) of the code of West Virginia, as amended by section twelve (12), chapter seventeen (17), of the acts of 1881 of the legislature of West Virginia, and file the same in the office of the secretary of state of West Virginia.

The president of The Ensign Manufacturing Company (of Huntington, West Virginia,) makes the following statement, to be filed with the resolution annexed thereto with the secretary of state of West Virginia, as prescribed in section twelve (12) of chapter seventeen (17) of the acts of the legislature of West Virginia, of 1881.

The corporation has heretofore been known, and shall hereafter be known, as "The Ensign Manufacturing Company."

The business of the said corporation is to manufacture car wheels, cars, railroad and other castings, and all kinds of machinery.

The principal office and business of the corporation are to be in the city of Huntington, West Virginia, and said corporation is to expire on the 27th day of April, 1929.

The amount of the whole capital is two hundred and sixty thousand (\$260,000), the same having been increased to that sum, and the amount paid in is eighty-six thousand dollars (\$86,000), and the amount to which it is intended to reserve the privilege of increasing the same by sales of additional shares is one million dollars (\$1,000,000).

And the par value of each share is one hundred dollars (\$100).

I, Wm. H. Barnum, president of The Ensign Manufacturing Company, do hereby certify that the above resolutions are correct copies of resolutions unanimously passed at a general meeting of the stockholders of The Ensign Manufacturing Company, held at 52 William street, in the city of New York, on the 27th day of April, 1881, pursuant to notice, at which meeting there were present and voted on, either in person or by proxy, four hundred and seventy (470) shares of the capital stock, out of the whole present capital stock of six hundred (600) shares, and that the statement therewith is a correct and true statement, as required by section twelve (12) of chapter seventeen (17) of the acts of the legislature of West Virginia, of 1881.

In testimony whereof, I have hereunto, as president of said company, set my hand and the common seal of said The Ensign Manufacturing Company, this 27th day of April, 1881.

[Seal.]

WILLIAM H. BARNUM, *President*.

Wherefore, the corporation named in the said statement is hereby declared to be until the twenty-seventh day of April, one thousand nine hundred and twenty-nine, a corporation by the name and for the purposes set forth in said statement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this twelfth day of September, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### MOUNTAIN LAKE PARK ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Mountain Lake Park Association," for the purpose of establishing a mountain religious literary and musical *summer* resort, to build hotels, houses and cottages, to lay out parks, lakes and streets, to construct gas, electric lights and water works, to mine and manufacture, to farm, graze and merchandise, and do whatever is necessary to improve, beautify and conduct a mountain *summer* resort, and for any other purpose or business useful to the public, for which a firm or copartnership may be lawfully formed in this state; which corporation shall keep its principal office or place of business at Wheeling, Ohio county, West Virginia, and at Mountain Lake Park, Garrett county, Maryland, and is to expire on the 12th day of September, nineteen hundred and thirty-one; and for the purpose of forming said corporation, we have subscribed the sum of five thousand dollars to the capital thereof, and have paid in on said subscription the sum of five hundred dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time to one million dollars in all. The capital so subscribed is divided into shares of one thousand dollars each, which are held by the undersigned respectively as follows, that is to say: by

C. W. Conner, Wheeling, W. Va., 1 share;

C. P. Masden, Wheeling, W. Va., 1 share;

J. C. Alderson, Wheeling, W. Va., 1 share;

A. S. List, Wheeling, W. Va., 1 share;

T. H. Logan, Wheeling, W. Va., 1 share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this, the twelfth day of September, 1881.

C. P. MASDEN,  
CHAS. W. CONNER,  
J. C. ALDERSON,  
AMBROSE S. LIST,  
T. H. LOGAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twelfth day of September, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twelfth day of September, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKKER, JR.,  
*Secretary of State.*

### WASHINGTON AND MEXICAN MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Washington and Mexican Mining Company," for the purpose of mining silver ore, reducing the same and extracting silver therefrom; which corporation shall keep its principal office or place of business at Washington City, District of Columbia, and is to expire on the 5th day of May, A. D. 1901.

And for the purpose of forming the said corporation, we have subscribed the sum of fifty thousand dollars (\$50,000), to the capital thereof, and have paid in on said subscriptions the sum of ten thousand dollars (\$10,000), and desire the privilege of increasing the said capital by sales of additional shares from time to time, to five hundred thousand dollars (\$500,000) in all.

The capital so subscribed is divided into shares of ten dollars (\$10) each, which are held by the undersigned, respectively, as follows:

H. D. Cooke, Jr., 75 shares;  
 Samuel Bacon, 250 shares;  
 Edward C. Carrington, Jr., 250 shares;  
 Campbell Carrington, 250 shares;  
 Frank Hume, 250 shares;  
 H. J. Browning, 125 shares;  
 J. L. Barbour, 250 shares;  
 C. W. Hayden, 250 shares;  
 Talbert & McCauley, 250 shares;  
 G. G. Cornwell, 250 shares;  
 A. F. Childs, 250 shares;  
 A. B. Crossley, 125 shares;  
 Green B. Raum, 250 shares;  
 Geo. A. Gatin, 1,300 shares;  
 J. C. Ergood, 125 shares;  
 R. B. Crossley, 125 shares;  
 Tyler & Rutherford, 125 shares;  
 F. H. Bates, 125 shares;  
 W. S. Hoge, 125 shares;

W. W. McCullough, 250 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 21st day of May, A. D. 1881.

FRANK HUME,  
 W. S. HOGE,  
 SAM'L. BACON,  
 CAMPBELL CARRINGTON,  
 H. BROWNING,  
 J. C. ERGOOD,  
 C. W. HAYDEN,  
 GEO. A. GUSTIN,  
 EDWARD C. CARRINGTON, JR.,  
 ROBERT B. CROSSLEY,  
 ARTHUR B. CROSSLEY,  
 G. G. CORNWELL,  
 W. W. McCULLOUGH,  
 JAMES L. BARBOUR,  
 A. F. CHILDS,  
 H. C. McCAULEY,  
 GEO. W. TALBERT,  
 R. W. TYLER,  
*of Tyler & Rutherford,*  
 R. G. RUTHERFORD,  
*of Tyler & Rutherford,*  
 F. H. BATES,  
 GREEN B. RAUM,  
 H. D. COOKE, JR.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the fifth day of May, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this first day of October, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### TAHOMA GOLD AND SILVER MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Tahoma Gold and Silver Mining Company," for the purpose of purchasing and developing mining property and the milling of mineral ores in the county of Alturas, Idaho territory, or in any other county of said territory, or in any other state or territory of the United States of America; which corporation shall keep its princi-



pal office or place of business at the city of Meadville, in the county of Crawford, in the state of Pennsylvania, and is to expire on the twentieth day of September, A. D. 1981. And for the purpose of forming the said corporation we have subscribed the sum of nine hundred and ten thousand dollars to the capital thereof, and have paid in on said subscription the sum of nine hundred and ten thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to one million dollars in all. The capital so subscribed is divided into shares of fifty dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By John J. Henderson, of Meadville, Crawford county, Pennsylvania, fourteen hundred shares ;

By Charles W. Miller, of Meadville, Crawford county, Pennsylvania, fourteen hundred shares ;

By Christian M. Boush, of Meadville, Crawford county, Pennsylvania, fourteen hundred shares ;

By Homer J. Humes, of Meadville, Crawford county, Pennsylvania, fourteen hundred shares ;

By John McClintock, of Meadville, Crawford county, Pennsylvania, fourteen hundred shares ;

By Geo. Benninghoff, of Meadville, Crawford county, Pennsylvania, fourteen hundred shares ;

By John M. Calvin, of Meadville, Crawford county, Pennsylvania, fourteen hundred shares ;

By Henry D. Brown, of Meadville, Crawford county, Pennsylvania, fourteen hundred shares ;

By Martin Boierschmitt, of Meadville, Crawford county, Pennsylvania, fourteen hundred shares ;

By Nathan W. Wolverton, of North Shenango Township Crawford county, Pennsylvania, fourteen hundred shares ;

By John L. Kelly, of Cambridge, Crawford county, Pennsylvania, fourteen hundred shares ;

By Alanson Sherwood, of Cambridge, Crawford county, Pennsylvania, fourteen hundred shares ;

By J. Hiram McCray, of Cambridge, Crawford county, Pennsylvania, fourteen hundred shares.

And the capital hereafter sold is to be divided into shares of the like amount.

Given under our hands this 22nd day of September, 1881.

C. M. BOUSH,  
J. L. KELLY,  
ALANSON SHERWOOD,  
J. H. MCCRAY,  
JNO. M. CALVIN,  
JOHN J. HENDERSON,  
GEO. BENNINGHOFF,  
MARTIN BOIERSCHMITT,  
CHAS. W. MILLER,  
JOHN MCCLINTOCK,  
N. W. WOLVERTON,  
HOMER J. HUMES,  
H. D. BROWN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twentieth day of September, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this third day of October, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### WINIFREDE COAL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Winifrede Coal Company," for the purpose of mining, shipping and selling coal; of making mining leases of parts or all of such real estate as the corporation may hereafter acquire, and securing for said corporation all the benefits which enure to landlords under similar leases; of manufacturing iron in any and all the numerous branches of that business, and coke and other products of coal and iron; of sawing, manufacturing, shipping and selling lumber; of carrying on the business of transporting coal and other products, both in connection with its own affairs and the business of others, by steamers and barges and other available methods; of carrying on the business of merchandise in connection with its other operations, and generally for the purpose of carrying on such other business operations as are necessary or desirable for economical wise and prudent management and development of the main general purposes named above, and especially in connection with such lands as said corporation may hereafter lawfully acquire; which corporation shall keep its principal office or place of business at the city of Philadelphia, in the state of Pennsylvania, and is to expire on the 5th day of September, in the year nineteen hundred and thirty-one; and for the purpose of forming the said corporation we have subscribed the sum of one hundred and fifty thousand dollars to the capital thereof, and have paid in on said subscription the sum of seventy-five thousand dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time to one million dollars in all. The capital so subscribed is divided in shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

Amos R. Little, of Philadelphia, Pa., 150 shares;  
Edward M. Davis, of same city, 525 shares;  
Henry H. Houston, of same city, 150 shares;  
James A. Wright, of same city, 525 shares;

Theodore Wright, of same city, 150 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this sixth day of October, 1881.

AMOS R. LITTLE,	[Seal.]
E. M. DAVIS,	[Seal.]
HENRY H. HOUSTON,	[Seal.]
JAMES A. WRIGHT,	[Seal.]
THEODORE WRIGHT.	[Seal.]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the fifth day of September, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this eighth day of October, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## SHEPHERDSTOWN MUTUAL AID INSURANCE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Shepherdstown Mutual Aid Insurance Company," for the purpose of insuring the lives of persons, and transacting a general life insurance business, which corporation shall keep its principal office or place of business at Shepherdstown, in the county of Jefferson, West Virginia, and is to expire on the 10th day of October, 1931. And for the purpose of forming said corporation, we have subscribed the sum of seventy dollars to the capital thereof, and have paid on said subscriptions the sum of seven dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to two hundred thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By William J. Knott, one share;

John H. Zittle, one share;

Wm. A. Morgan, one share;

R. D. Lamar, one share;

H. C. Entler, one share;

John F. Welshaus, one share;

Wm. P. Manning, one share.

All residents of Jefferson county, West Virginia.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 10th day of October, 1881.

WM. J. KNOTT,  
JOHN H. ZITTLE,  
W. A. MORGAN,  
R. D. LAMAR,  
H. C. ENTLER,  
JNO. F. WELSHANS,  
WM. P. MANNING.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the tenth day of October, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this thirteenth day of October, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE RALEIGH LIBRARY ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Raleigh Library Association," for the purpose of the mutual improvement and education of the youths of Raleigh Court House and vicinity; which corporation shall keep its principal office or place of business at Raleigh Court House, in the county of Raleigh, and state of West Virginia, and is to expire on the first day of January, 1899. And for the purpose of forming the said corporation, we have subscribed the sum of one thousand dollars, and have paid in on said subscription the sum of one hundred dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to three thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By John Beckley, of Raleigh C. H., Raleigh county, West Virginia, twenty shares;

By R. W. Tench, of Raleigh C. H., Raleigh county, West Virginia, twenty shares;

By A. M. Prince, of Raleigh C. H., Raleigh county, West Virginia, twenty shares;

By G. W. Townsend, of Raleigh C. H., Raleigh county, West Virginia, twenty shares;

By J. B. Ellison, of Raleigh C. H., Raleigh county, West Virginia, twenty shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this the fifth day of October, 1881.

JOHN BECKLEY,  
R. W. TENCH,  
A. M. PRINCE,  
G. W. TOWNSEND,  
J. B. ELLISON.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand eight hundred and ninety-nine, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-first day of October, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### KANAWHA MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Kanawha Mining Company," for the purpose of mining, shipping and selling coal, and of manufacturing, shipping and selling coke; and for all other purposes necessary and advantageous to the carrying on of the business and purpose of said corporation; which corporation shall keep its principal office or place of business at Charleston, in Kanawha county, West Virginia, and is to expire on the twenty-first day of September, nineteen hundred and one.

And for the purpose of forming said corporation, we have subscribed the sum of three thousand dollars to the capital stock thereof, and have paid in on said subscriptions the sum of three thousand dollars; and desire the privilege of increasing the said capital stock by sales of additional shares from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, that is to say:

By William E. Truslow, Charleston, W. Va., 10 shares;  
William Trudgeon, Coal Valley, W. Va., 10 shares;

A. L. Norton, Portsmouth, Ohio, 1 (one) share ;  
 J. L. Drouillard, Portsmouth, Ohio, 8 shares ;  
 George L. Drouillard, Charleston, W. Va., 1 (one) share.  
 Total, thirty shares.

And the capital hereafter sold is to be divided into shares of like amount.

Given under our hands this 21st day of September, 1881.

W. E. TRUSLOW,  
 WM. TRUDGEON,  
 A. L. NORTON,  
 JAMES W. DROUILLARD,  
 G. L. DROUILLARD.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the twenty-first day of September, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-first day of October, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### WHEELING MUTUAL GLASS CO.

I, Randolph Stalnaker, Jr., secretary of state the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Wheeling Mutual Glass Co.," for the purpose of manufacturing glass and glassware in any and all its various forms ; and of dealing in and selling the same ; and making all the moulds and tools required for manufacturing glass and glassware ; packages for packing the same, and any and all articles to attach to glasswar when manufactured ; and for the purpose of dealing in patents pertaining to the manufacture of glass and glassware in all its various branches ; and of buying and of selling everywhere the rights to others ; and for mining coal for the purpose of manufacturing glass and glassware ; which corporation shall keep its principal office at Wheeling, in the county of Ohio, and is to expire on the 20th day of October, 1931.

And for the purpose of forming the said corporation, we have subscribed the sum of fifteen hundred dollars (\$1,500) to the capital thereof, and have paid in on said subscriptions the sum of (\$150.00) one hundred and fifty dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from

time to time, to forty thousand dollars (\$40,000) in all. The capital so subscribed is divided into shares of one hundred dollars (\$100.00) each, which are held by the undersigned, respectively, as follows, that is to say:

By Jas. A. Cline, Martin's Ferry, Ohio, three (3) shares;  
 Samuel Wilson, Tiltonsville, Ohio, three (3) shares;  
 John McNamara, Martin's Ferry, Ohio, three (3) shares;  
 Edward Wolf, Martin's Ferry, Ohio, three shares (3);  
 Charles Haraker, Martin's Ferry, Ohio, three shares (3).

And the capital to be hereafter sold is to be divided into shares of the like amount.

CHARLES HORCHER,  
 EDWARD WOLFE.  
 SAMUEL WILSON.

Attest: (Wm. Lupton.)

JNO. <sup>his</sup> McNAMARA,  
 mark.

JAS. A. CLINE.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the twentieth day of October, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-fourth day of October, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE KANAWHA STEAMBOAT PACKET COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Kanawha Steamboat Packet Company," for the purpose of owning, hiring, navigating and running steamboats, for carrying passengers and freight, and towing barges and other vessels between and all points on the Kanawha river, and the Ohio river, and each and every of their tributaries; which corporation shall keep its principal office in the city of Charleston, West Virginia, and to expire on the first day of November, in the year nineteen hundred and one (1901). And for the purpose of forming the said corporation, we have subscribed the sum of four thousand dollars to the capital thereof, and have paid in on said subscription the sum of four hundred dollars; and desire the privilege of increasing the said capital, by sales of additional shares, from time to time, to fifty thousand dollars in all.

The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

Mrs. Ellen C. Tompkins, Kanawha county, West Virginia, twenty shares (20) ;

William H. Tompkins, Kanawha county, West Virginia, five shares (5) ;

John P. Hale, Charleston, West Virginia, ten shares (10) ;

Lawrence Carr, Charleston, West Virginia, one share (1) ;

H. P. Tompkins, Kanawha county, West Virginia, four shares (4).

All the capital to be hereafter sold is to be divided into shares of like amount, that is, one hundred dollars each.

Given under our hands this 19th day of October, 1881.

ELLEN C. TOMPKINS.

WM. H. TOMPKINS.

J. P. HALE.

LAWRENCE CARR.

H. P. TOMPKINS, 4 shares.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the first day of November, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-fifth day of October, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*

## SWAMPSCOTT WATER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

We, the undersigned, agree to become a corporation by the name of the "Swampscott Water Company," for the purpose of supplying the inhabitants of the town of Swampscott, and other towns and cities in the state of Massachusetts, with water for domestic and manufacturing purposes ; and for that purpose to buy or lease any source of water supply, and to do all things necessary for the accomplishment of said purpose ; which corporation shall keep its principal office or place of business at Boston, in the county of Suffolk, and commonwealth of Massachusetts, and is to expire on the first day of January, A. D. 1892. And for the purpose of forming said corporation, we have subscribed the sum of one hundred thousand dollars to the capital thereof, and have paid in on said sub-



scription the sum of ten thousand dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to two hundred thousand dollars in all. The capital so subscribed is divided into shares of twenty-five dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By Thomas H. Bacon, Boston, Massachusetts, 25 shares ;  
 Isaac N. Jackson, Boston, Massachusetts, 25 shares ;  
 Benj. J. Berry, Boston, Massachusetts, 3,900 shares ;  
 George H. Towle, Boston, Massachusetts, 25 shares ;  
 Fred. Nourse, Boston, Massachusetts, 25 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twenty-sixth day of October, A. D. 1881.

BENJAMIN J. BERRY,  
 ISAAC N. JACKSON,  
 GEORGE H. TOWLE,  
 FRED. NOURSE,  
 THOS. H. BACON.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand eight hundred and ninety-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this first day of November, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### NASHVILLE SALT COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

We, the undersigned, agree to become a corporation by the name of the "Nashville Salt Company," for the purpose of erecting, repairing and operating a salt furnace, together with all the necessary coal mining, barrel making and merchandising, with privilege to manufacture, ship and sell salt; which corporation shall keep its principal office or place of business at Clifton, Mason, county, West Virginia, and is to expire on the first day of January, A. D. nineteen hundred and one. And for the purpose of forming the said corporation we have subscribed the sum of twelve thousand dollars to the capital thereof, all of which capital stock has been paid up.

The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows:

W. C. Williamson, Pomeroy, Ohio, 61, \$6,100.00;  
 Lucy M. Hudson, Middleport, Ohio, 15, \$1,500.00;  
 J. M. Smith, Nashville, Tenn., 22, \$2,200.00;  
 E. W. Hill, Nashville, Tenn., 11, \$1,100.00;  
 G. P. Rose, Nashville, Tenn., 11, \$1,100.00.

Given under our hands this — day of July, A. D. 1881.

W. C. WILLIAMSON,  
 LUCY M. HUDSON,  
 J. M. SMITH,  
 E. W. HILL,  
 G. P. ROSE.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and one, a corporation for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this tenth day of November, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## WHEELING OPERA HOUSE ORCHESTRA AND BRASS BAND ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of Wheeling Opera House Orchestra and Brass Band Association; for the purpose of promoting the well being of its active members, and the advancement and furtherance of the art of instrumental music, generally; which corporation shall keep its office or principal place of business at Wheeling, in the county of Ohio, and state of West Virginia, and is to expire on the first day of November, A. D. nineteen hundred and thirty-one. And for the purpose of forming the said corporation, we have subscribed the sum of forty-five dollars to the capital thereof, and have paid in on said subscription the sum of forty-five dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to twenty-five thousand dollars in all. The capital so subscribed is divided into shares of five dollars each, and are held by the undersigned, respectively, as follows, that is to say:

By John Lueders, Wheeling, W. Va., one share;

Theo. Roller, Wheeling, W. Va., one share ;  
 C. F. Brandfass, Wheeling, W. Va., one share ;  
 Max Feinler, Wheeling, W. Va., one share ;  
 Louis Feinler, Wheeling, W. Va., one share ;  
 Louis Gaus, Wheeling, W. Va., one share ;  
 Jack Gallagher, Wheeling, W. Va., one share ;  
 August Kryer, Wheeling, W. Va., one share ;  
 Lewis Huseman, Wheeling, W. Va., one-half share ;  
 Frederick Gruber, Wheeling, W. Va., one-half share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this first day of November, 1881.

THEODORE ROLLER,  
 LEWIS FEINLER,  
 JOHN LUEDERS,  
 AUGUST KRYER,  
 MAX FEINLER,  
 LOUIS GAUS,  
 C. F. BRANDFASS,  
 F. GRUBER,  
 LEWIS HUSEMAN,  
 JACK GALLAGHER.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of November, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this eighteenth day of November,  
 one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### PEABODY TOW-BOAT COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of the "Peabody Tow-boat Company," for the purpose of building, buying or hiring, running and using steamboats, barges, flat-boats and other water crafts on the Kanawha and Ohio rivers and tributaries; for towing, carrying freight and passengers and other legitimate uses; with the right to buy and sell coal, salt, barrels, lumber, farm products and other supplies, and to do whatever else may be necessary or advantageous in carrying out the general scheme; which

corporation shall have its principal office or place of business at Charleston, Kanawha county, West Virginia, and is to expire on the first day of October, 1901; and for the purpose of forming the said corporation, we have subscribed the sum of twelve thousand dollars to the capital thereof, and have paid in on said subscription the sum of five thousand dollars, and desire the privilege of increasing said capital by sales of additional shares from time to time to fifty thousand dollars in all. The capital so subscribed shall be divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By D. F. Connell, of Portsmouth, Ohio, twenty-nine shares;

Geo. W. Connell, of Peabody, West Virginia, one share;

Geo. W. Ball, of Gallipolis, Ohio, thirty shares;

J. P. Hale, of Charleston, West Virginia, thirty shares;

A. C. Davis, of Portsmouth, Ohio, thirty shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 1st day of October, 1881.

D. F. CONNELL,  
GEO. W. CONNELL,  
GEO. W. BALL,  
J. P. HALE,  
A. C. DAVIS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of October, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this twenty-fifth day of November,  
one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### CHAUTAUQUA ASSEMBLY HOTEL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Chautauqua Assembly Hotel Company," for the purpose of establishing, owning and carrying on a hotel, or hotels, at Chautauqua, Chautauqua county, state of New York; which corporation shall keep its principal office or place of business at Chautauqua, county of Chautauqua, state of New York, and is to expire on the first day of November, A. D. 1931. And for the purpose of forming the said corporation, we have subscribed the sum of thirty-nine thousand

dollars to the capital thereof, and have paid in on said subscriptions the sum of nine thousand dollars; and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By John N. Gledden, Cleveland, Ohio, 100 shares;  
 Lewis Miller, Akron, Ohio, 140 shares;  
 Jacob Miller, Canton, Ohio, 140 shares;  
 Elijah C. Norton, Chautauqua, New York, 5 shares;  
 Amos K. Warren, Mayville, New York, 5 five shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this eleventh day of November, A. D. 1881.

JNO. N. GLEDDEN,	100 shares;
LEWIS MILLER,	140 shares;
JACOB MILLER,	140 shares;
ELIJAH C. NORTON,	5 shares;
AMOS K. WARREN,	5 shares.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of November, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-fifth day of November, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### STANDARD BARREL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Standard Barrel Company," for the purpose of buying and trading in logs, timber and all kinds of cooper's stuff, and manufacturing the same into barrel staves, hoops, barrel heading and barrels, and selling and trading in such manufactures; of buying and selling, hiring and using boats and other water craft in connection with said business; and of buying or leasing lands in connection with the same; and also for the purpose of keeping one or more stores and carrying on a general merchandise business in connection with their other operations; which corporation shall keep its principal office or place of business at the city of Charleston, in Kanawha county, and state of West Virginia, and is to expire on the 1st day of December, A. D.

1931. And for the purpose of forming the said corporation, we have subscribed the sum of two thousand dollars (\$2000), to the capital thereof, and have paid in on said subscriptions, the sum of two thousand dollars (\$2000), and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to twenty thousand dollars (\$20,000), in all. The capital so subscribed is divided into shares of fifty dollars (\$50) each, which are held by the undersigned, respectively, as follows, that is to say :

By C. C. Gebhart of Charleston West Virginia, 16 shares ;  
 By George Pfeiffer of Kanawha county, West Virginia, 2 shares ;  
 By William E. Truslow, of Charleston, West Virginia, 2 shares ;  
 By Lucy J. Morgan, of Kanawha county, West Virginia, 10 shares ;  
 By Marcus A. Morgan, of Charleston, West Virginia, 10 shares.  
 And the capital to be hereafter sold is to be divided into shares, of the like amount.

Given under our hands this 19th day of November, 1881.

GEORGE PFEIFFER,  
 MARCUS MORGAN,  
 C. C. GEBHART,  
 W. E. TRUSLOW,  
<sup>my</sup>  
 LUCY ~~X~~ J. MORGAN,  
 mark.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of December, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-sixth day of November, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### MILLVILLE MILLING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Millville Milling Company," for the purpose of carrying on the milling business ; the purchasing of wheat, corn, oats, rye, and other grains, and hay and straw ; and manufacturing flour and other products of such grains ; and selling such flour and other grains, and the products thereof, and hay and straw ; and also to purchase, lease and hold real and personal estate, for the purposes above set forth ; and doing such other acts as may be necessary in such busi-

ness; which corporation shall keep its principal office or place of business in the city of Cumberland, Allegheny county, in the state of Maryland, and is to expire on the first day of December, in the year nineteen hundred and thirty. And for the purpose of forming the said corporation, we have subscribed the sum of six thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of six thousand dollars; and desire the privilege of increasing the said capital, by sales of additional shares, from time to time, to sixty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Lloyd Lowndes, of Cumberland, Maryland, ten shares;

By William R. Percy, of Frostburg, Allegheny county, Maryland, ten shares;

By John W. Sanders, of Cumberland, Maryland, ten shares;

By Patrick H. Daughtrey, of Cumberland, Maryland, ten shares;

By David Sloan, of Lonaconing, Allegheny county, Maryland, ten shares;

By Thomas L. Coulehan, of Cumberland, Maryland, ten shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twenty-sixth day of November, eighteen hundred and eighty-one.

LLOYD LOWNDES,  
WILLIAM R. PERCY,  
JOHN W. SANDERS,  
PATRICK H. DAUGHTREY,  
DAVID SLOAN,  
THOS. L. COULEHAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of December, one thousand nine hundred and thirty, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-eighth day of November, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### TRI-MOUNTAIN GOLD MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Tri-Mountain Gold Mining Company," under and in accord-

ance with the laws of the state of West Virginia; for the purpose of purchasing, holding and mining gold, silver and other mining properties in the state of Colorado; and working, refining and disposing of said properties and their products; which corporation shall keep its principal office or place of business at Boston, in the county of Suffolk, and commonwealth of Massachusetts, and is to expire on the first day of January, A. D. nineteen hundred and twenty-five (1925). And for the purpose of forming the said corporation, we have subscribed the sum of one thousand dollars to the capital thereof, and have paid in on said subscription the sum of one hundred dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to two hundred thousand dollars in all. The capital so subscribed is divided into shares of two dollars (\$2) each, which are held by the undersigned, respectively, as follows, that is to say:

By Peter Baker, Boston, Massachusetts, 100 shares;  
 John D. Gale, Boston, Massachusetts, 100 shares;  
 John G. Williams, Boston, Massachusetts, 100 shares;  
 John T. Handy, Boston, Massachusetts, 100 shares;  
 John M. Devine, Boston, Massachusetts, 100 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twenty-ninth day of November, A. D. 1881.

PETER BAKER,  
 JOHN D. GALE,  
 JOHN G. WILLIAMS,  
 JOHN T. HANDY,  
 JOHN M. DEVINE.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand, nine hundred and twenty-five, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this first day of December, one thousand, eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## WEST VIRGINIA MUTUAL LIFE INSURANCE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "West Virginia Mutual Life Insurance Company," for the pur-



pose of affording safe insurance on the plan of guaranteeing to the beneficiary the full sum of one thousand dollars, the largest amount for which a policy will be issued on one life; which said corporation shall keep its principal office or place of business at Martinsburg, in the county of Berkeley, and state of West Virginia, and is to expire on the first day of December, eighteen hundred and ninety; and for the purpose of forming said corporation we have subscribed the sum of six hundred dollars, and have paid in on the said subscription the sum of sixty dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time to twelve thousand dollars in all. The capital so subscribed is divided into shares of twelve dollars each, which are held by the undersigned, respectively, as follows, that is to say:

Thomas Kratz, ten shares;  
 W. T. Logan, ten shares;  
 G. W. Feidt, ten shares;  
 Geo. D. Blocker, ten shares;  
 E. B. Hamill, ten shares.

All of the town of Martinsburg, West Virginia. And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this twenty-sixth day of November, one thousand eight hundred and eighty-one.

THOS. KRATZ,	[Seal.]
W. T. LOGAN,	[Seal.]
G. W. FEIDT,	[Seal.]
G. D. BLOCKER,	[Seal.]
E. B. HAMILL,	[Seal.]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of December, one thousand eight hundred and ninety, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this second day of December, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE SUMMIT OIL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Summit Oil Company," for the purpose of purchasing and leasing real estate in the State of West Virginia and elsewhere, and developing the same for oil purposes; with the right to assign or sub-

lease the same with a royalty reserved ; which corporation shall keep its principal office or place of business at the city of Parkersburg, Wood county, state of West Virginia, and is to expire on the 29th day of September, A. D. 1901. And for the purpose of forming said corporation, we have subscribed the sum of fifteen hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of one hundred and fifty dollars, and desire the privilege of increasing said capital by the sale of additional shares, from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows :

M. C. C. Church, forty-nine (49) shares ;  
 John A. Steel, forty-nine (49) shares ;  
 George J. Bradish, fifty (50) shares ;  
 D. E. Steel, one (1) share ;  
 Walter S. Sands, one (1) share.

All of said corporators being residents of the city of Parkersburg, Wood county, state of West Virginia. And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 29th day of September, 1881.

M. C. C. CHURCH,  
 JOHN A. STEEL,  
 G. J. BRADISH,  
*of Queens Co., N. Y.,*  
 WALTER S. SANDS,  
 D. E. STEEL.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-ninth day of December, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this fifth day of December, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## THE FREEMAN PUBLISHING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has this day been delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Freeman Publishing Company," for the purpose of printing and publishing an independent newspaper, devoted to general and local news, and to the cause of temperance ; and for the purpose of doing advertising, printing, and such other work as is generally con-

nected with the printing and publishing of a newspaper; which corporation shall keep its principal office or place of business at Parkersburg, in the county of Wood, and is to expire on the 6th day of December, nineteen hundred and one. And for the purpose of forming said corporation, we have subscribed the sum of four hundred and twenty-five dollars to the capital thereof; and have paid in on said subscriptions the sum of two hundred and twelve dollars and fifty cents, and desire the privilege of increasing said capital, by sales of additional shares, from time to time, to five thousand dollars in all. The capital so subscribed is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows, that is to say:

W. F. Attkisson, Parkersburg, W. Va., twenty shares;  
 A. L. Purinton, Parkersburg, W. Va., twenty shares;  
 W. C. Sharp, Parkersburg, W. Va., five shares;  
 J. M. Walters, Parkersburg, W. Va., twenty shares;  
 Z. Warner, Parkersburg, W. Va., twenty shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 6th day of December, 1881.

W. F. ATTKISSON,  
 Z. W. ARNER,  
 J. M. WALTERS,  
 W. C. SHARP,  
 A. L. PURINTON.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the sixth day of December, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this seventh day of December, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### RIVERSIDE FURNITURE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Riverside Furniture Company," for the purpose of manufacturing and dealing in furniture of all kinds, and such articles as enter into its manufacture: of dealing in such patents as are now, or may be hereafter issued; for any machinery for making such furniture or forms or styles of such furniture: for the purpose of purchasing and

selling (after such purchase) such timber land as may be necessary for the purposes of carrying on the proposed business. Which corporation shall keep its principal office or place of business at Wheeling, in the county of Ohio, and is to expire on the first day of January, (1900) in the year nineteen hundred; and for the purpose of forming the said corporation we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of fifty dollars; and desire the privilege of increasing the said capital by sales of additional shares from time to time to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned as follows, that is to say:

Phillip Metzner, Wheeling, W. Va., one share;  
 George Schellhase, Wheeling, W. Va., one share;  
 S. Chas. Eschtruth, Wheeling, West Va., one share;  
 Henry Fauple, Bellaire, O., one share;  
 Albert P. Metzner, Wheeling, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 10th day of December, 1881.

PHILLIP METZNER,  
 GEORGE SCHELLHASE,  
 S. CHAS. ESCHTRUTH,  
 HENRY FAUPLE,  
 ALBERT PH. METZNER.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the state, at [G. S.] the city of Wheeling, this twelfth day of December, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### PROVIDENT LIFE ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and, accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the Provident Life Association, for the purpose of insuring, on the plan of assessments on surviving members, the lives of persons under the age of sixty-five years; said insurance not to exceed in the aggregate the sum of five thousand dollars in this corporation, on any one

life, and not to be written in favor of any person who has not an insurable interest in the person on whose life the insurance is desired ; which corporation shall keep its principal office or place of business at Martinsburg, in the county of Berkeley, and is designed to be perpetual. And for the purpose of forming said corporation, we have subscribed the sum of eight hundred dollars to the capital stock thereof, and have paid in on said subscriptions the sum of eighty dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to five hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By John Fitz, of Martinsburg, West Va., one share ;  
 Wm. B. Evers, of Martinsburg, West Va., one share ;  
 James W. McSherry, of Martinsburg, West Va., one share ;  
 Charles A. Burhman, of Martinsburg, West Va., one share ;  
 John F. Mower, Blue Rock, Pa., one share ;  
 Henry V. Mohn, Reading, Pa., one share ;  
 Henry V. Gress, Manchester, Pa., one share ;  
 J. Newton Thatcher, Martinsburg, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 8th day of December, A. D. 1881.

W. B. EVERS,  
 J. F. MOWER,  
 H. V. MOHN,  
 CHAS. A. BURHMAN,  
 JOHN FITZ,  
 J. N. THATCHER,  
 J. W. MCSHERRY,  
 HENRY V. GRESS.

Geo. A. Heckard, witness as to Henry V. Gress.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date perpetual, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this thirteenth day of December, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## THE WENZEL PNEUMATIC CLOCK COMPANY OF THE DISTRICT OF COLUMBIA.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Wenzel Pneumatic Clock Company of the District of Columbia." for the purpose of owning, selling, and renting of clocks and clock systems, as made and perfected under the so-called Wenzel patents; and for controlling, selling and disposing of the rights to use, sell or rent said clocks and clock systems, within so much of the states of Pennsylvania, New Jersey, Delaware, Maryland, District of Columbia, and other territory, as the franchise to which is now owned, or may hereafter be owned, by the above named company; and for the buying and selling of all articles and inventions pertaining to the business as necessary or incident thereto; and for all other purposes properly connected with the object above mentioned; which corporation shall keep its principal office or place of business at Washington, District of Columbia, and is to expire on the first day of December, 1901. And for the purpose of forming said corporation, we have subscribed the sum of two hundred thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of twenty thousand dollars. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say :

John A. Prescott, Washington, D. C., 9,000 shares;  
 Horace S. Cummings, Washington, D. C., 1,000 shares;  
 William Conard, Washington, D. C., 1,000 shares;  
 Abner B. Kelly, Washington, D. C., 2,000 shares;  
 Charles H. Miller, Washington, D. C., 2,000 shares;  
 Robert G. Campbell, Washington, D. C., 1,000 shares;  
 Augustus Hahle, Baltimore, Md., 4,000 shares.

Given under our hands and seals this first day of December, 1881.

JNO. A. PRESCOTT,	[Seal.]
HORACE S. CUMMINGS,	[Seal.]
WM. CONARD,	[Seal.]
ABNER B. KELLY,	[Seal.]
CHAS. H. MILLER,	[Seal.]
R. G. CAMPBELL,	[Seal.]
AUGUSTUS HAHL.	[Seal.]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the first day of December, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this thirteenth day of December, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## SALT SULPHUR SPRINGS COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Salt Sulphur Springs Company," of Monroe county, West Virginia, for the purpose of purchasing the Salt Sulphur Springs property, situated in the county of Monroe, state of West Virginia, and operating the same as a place of summer resort; for manufacturing and mining, on said property; bottling and selling the waters of said springs; establishing and operating hotels and stage lines; farming and grazing; merchandising; constructing and operating gas works, water works and bath houses; and doing all business proper and appertaining to hotels and places of summer resort. Which corporation shall keep its principal office at Salt Sulphur Springs, in Monroe Co., West Virginia, and is to expire on the 14th day of December, 1901. And for the purpose of forming the said corporation, we have subscribed the sum of twenty thousand dollars, and have paid in on said subscriptions the sum of thirteen thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to fifty thousand dollars in all. Said capital so subscribed, is divided into shares of one hundred dollars each, which or held by the undersigned, respectively, as follows, that is to say:

By Frank Woodman, of Charleston, Kanawha Co., West Virginia, one hundred and twenty-five (125) shares;

By John H. Connell of Salt Sulphur Springs, Monroe Co., West Va., fifty (50) shares;

By John W. M. Appleton of Charleston, Kanawha Co., West Va., twenty (23) shares;

By Mary R. Appleton of Charleston, Kanawha Co., West va., one (1) share;

By Mabel L. Appleton of Charleston, Kanawha Co., West a., one (1) share;

In all, two hundred (200) shares. And the capital hereafter sold, is to be divided into shares of like amount.

Given under our hands and seals, this fourteenth day of December, eighteen hundred and eighty-one.

FRANK WOODMAN,	[L. S.]
J. H. CONNELL,	[L. S.]
JOHN W. M. APPLETON,	[L. S.]
MARY R. APPLETON,	[L. S.]
MABEL L. APPLETON,	[L. S.]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby

declared to be from this date until the fourteenth day of December one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this nineteenth day of December, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### THE HEISLER ELECTRIC LIGHT COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation under and by virtue of the laws of the state of West Virginia, by the name of "The Heisler Electric Light Company;" and shall have the right to exercise its powers within the District of Columbia, for the purpose of buying, renting, owning and selling Dynamo machines, lamps, &c., patented and invented by Charles Heisler, of St. Louis, Missouri; and of controlling, selling, operating and disposing of rights to use, sell, or rent, or operate the same within the District of Columbia; all of which is now owned by A. Hahl & Co., of Baltimore, Maryland, as lessees of said Charles Heisler; and for all other purposes necessary to the introduction and use of electric lights within the District of Columbia. Which corporation shall keep its principal office or place of business at the city of Washington, in the county of Washington, in said District, and is to expire on the seventeenth day of December, A. D. 1901. And for the purpose of forming the said corporation we have subscribed the sum of ten thousand dollars to the capital thereof, and have paid ten per cent. of said subscription; and desire the privilege of increasing the said capital by the sale of additional shares immediately after the incorporation of this company to the amount of two hundred thousand dollars. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say :

Stilson Hutchins, of Washington, D. C., 200 shares ;  
Daniel B. Ainger, of Washington, D. C., 200 shares ;  
George A. Kelly, of Washington, D. C., 199 shares ;  
William Dickson, of Washington, D. C., 199 shares ;  
George C. Maynard, of Washington, D. C., 200 shares ;  
Augustus Hahl, of Baltimore, Md., 1 share ;  
Ottman Mergenthaler, of Baltimore, Md., one share.



Given under our hands and seals this seventeenth day of December, A. D. 1881.

STILSON HUTCHINS,	{ L. S. }
D. B. AINGER,	{ L. S. }
GEO. A. KELLY,	{ L. S. }
WILLIAM DICKSON,	{ L. S. }
GEO. C. MAYNARD,	{ L. S. }
AUGUSTUS HAHL,	{ L. S. }
OTTMANN MERGENTHALER,	{ L. S. }

Witnesses signing:

As to Kelly and Maynard,  
A. E. TRUMBULL;  
As to Hutchins,  
EDWARD T. FLETCHER;  
As to all the remaining signatures,  
A. B. KELLY.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the seventeenth day of December, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-second day of December, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## WEST VIRGINIA STATE LAND TITLE AND REAL ESTATE BUREAU.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "West Virginia State Land Title and Real Estate Bureau," for the purpose of furnishing reliable information, statistics and reports upon the resources of the state of West Virginia, and properties therein; for the investigation of land titles, the registering and recording of maps, abstracts of titles, surveys and other documents; the furnishing geological and mineralogical reports upon lands; the publication of state, county and district maps, laws, decisions, abstracts of titles, and all such other matters connected with the state, and appertaining or relating to lands therein; for the acquiring of descriptions of properties for sale, registering and recording the same with maps and title papers thereto belonging; procuring purchasers for properties, and acting in the capacity of brokers, agents, or mediums between owners and purchasers; and the doing and trans-

action of all such other business incidental and appertaining to the aforesaid objects; which corporation shall keep its principal office or place of business at Wheeling, in the county of Ohio, with a branch office at Charleston, in the county of Kanawha, this state, and is to expire on the 20th day of December, A. D. 1931. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars (\$500) to the capital thereof, and have paid in on said subscription the sum of fifty dollars (\$50), and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one hundred thousand dollars (\$100,000) in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By J. Wise Norton, Wheeling, forty-six shares;  
 Hugh Sterling, Wheeling, one share;  
 H. B. Ferguson, Wheeling, one share;  
 A. J. Halstead, Wheeling, one share;  
 G. Ed. Mendel, Wheeling, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twenty-first day of December, A. D. 1881.

J. WISE NORTON,  
 HUGH STERLING,  
 H. B. FERGUSON,  
 A. J. HALSTEAD,  
 G. ED. MENDEL.

Wherefore, the incorporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the twentieth day of December, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this twenty-second day of December, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### ELKBORO IRON COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Elkboro Iron Company," for the purpose of mining coal, iron ore, fire clay, limestone and other minerals; building and working saw mills, car shops, iron furnaces, and other furnaces, and manufacturing furnaces; and for selling coal, iron ore, lumber, iron and

all other articles manufactured by themselves or others, and transporting the same to market; and building wharves and dock yards; and, generally, to manufacture, ship and sell any product of iron, coal, wood or clay; which corporation shall keep its principal office or place of business at Charleston, in the county of Kanawha, and is to expire on the 15th day of December, 1901. And for the purpose of forming the said corporation, we have subscribed the sum of twelve hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of one hundred and twenty dollars; and desire the privilege of increasing the said capital, by sale of additional shares from time to time, to two hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Adam C. Snyder, of Lewisburg, West Va., two shares;  
 Alexander F. Mathews, of Lewisburg, West Va., two shares;  
 Charles C. Lewis, of Charleston, West Va., two shares;  
 Daniel F. Connell, of Portsmouth, Ohio, two shares;  
 Henry S. Walker, of Charleston, West Va., two shares;  
 William A. Quarrier, of Charleston, West Va., two shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 15th day of December, 1881.

ALEX. F. MATHEWS,  
 A. C. SNYDER,  
 D. F. CONNELL,  
 CHAS. C. LEWIS,  
 HENRY S. WALKER,  
 WM. A. QUARRIER.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the fifteenth day of December, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-third day of December, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### STEADMAN GULCH MINING AND MILLING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Steadman Gulch Mining and Milling Company," for the purpose of acquiring title by purchase or location to mining claims of all kinds, and to work, mine, tunnel and develop the same; also, to purchase or locate mill sites, water rights and real estate; to pur-

chase other mining property and consolidate the same; also to work, hold and develop or sell the same; also to purchase machinery, erecting works for reducing and treating ores, and purchasing and selling ores; building railways for freighting ores, merchandise, and generally to carry on all operations pertaining to the business, in the state of Colorado and in other states and territories of the United States; which corporation shall keep its principal office or place of business at Wheeling, in the county of Ohio, and state of West Virginia, and is to expire on the 26th day of December, A. D. 1901. And for the purpose of forming the said corporation, we have subscribed the sum of eight hundred dollars to the capital thereof; and have paid in on such subscriptions the sum of eighty dollars, and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to six hundred thousand dollars in all. The capital so subscribed is divided into shares of twenty dollars each, and which are held by the undersigned, respectively, as follows, that is to say:

By R. T. Devries, of Wheeling, in the county of Ohio, and state of West Virginia, six shares;

By C. K. Devries, of Wheeling, in the county of Ohio, and state of West Virginia, two shares;

By Charles Dunlap, of Wheeling, in the county of Ohio, and state of West Virginia, five shares;

By Geo. M. Whitescarver, of Grafton, in the county of Taylor, and state of West Virginia, five shares;

By T. C. Moffitt, of Wheeling, in the county of Ohio, and state of West Virginia, five shares;

By Thos. H. B. Haase, of Wheeling, in the county of Ohio, and state of West Virginia, seven shares;

By Thos. C. Burke, of Wheeling, in the county of Ohio, and state of West Virginia, two shares;

By W. A. Burke, of Wheeling, in the county of Ohio, and state of West Virginia, two shares;

By S. R. Wells, of Bellair, in the county of Belmont, and state of Ohio, two shares;

By J. A. Campbell, of Wheeling, in the county of Ohio, and state of West Virginia, two shares;

And by B. B. Gorsuch, of Sykesville, in the county of Carroll, and state of Maryland, two shares.

And the capital to be hereafter sold to be divided into shares of the like amount.

Given under our hands this 27th day of December, A. D. 1881.

R. T. DEVRIES,	[Seal.]
C. K. DEVRIES,	[Seal.]
CHARLES DUNLAP,	[Seal.]
GEO. M. WHITESCARVER,	[Seal.]
T. C. MOFFAT,	[Seal.]
THOS. H. B. HAASE,	[Seal.]
T. C. BURKE,	[Seal.]
W. A. BURKE,	[Seal.]
S. R. WELLS,	[Seal.]
J. A. CAMPBELL,	[Seal.]
B. B. GORSUCH,	[Seal.]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-sixth day of December, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this fourth day of January, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### STANDARD REGULATOR COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Standard Regulator Company," under and in accordance with the laws of the state of West Virginia; for the purpose of purchasing and owning letters patent and patent rights, relating to regulators for hot air furnaces, steam furnaces, stoves, steam boilers, and for any and all other mechanical contrivances for heating or motive power; for the selling of the same or any part thereof to others; and for the manufacturing, selling or leasing of regulators for the aforesaid uses and purposes; for the purchasing or leasing of patent rights for and the manufacture and sale of printing stamps and presses; and the purchasing and owning of such real estate and personal property as may be necessary or convenient for the prosecution of said business. Which corporation shall keep its principal office or place of business at Boston, in the county of Suffolk, and commonwealth of Massachusetts, and is to expire on the first day of January, A. D. nineteen hundred and twenty-five (1925); and for the purpose of forming the said corporation we have subscribed the sum of one thousand dollars to the capital thereof; and have paid in on said subscription the sum of one hundred dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Moses H. Balcorn, Boston, Massachusetts, forty shares;

David Lawrence, Boston, Massachusetts, forty shares;

Charles W. Coleworthy, Boston, Massachusetts, forty shares;

Frank A. Thompson, Boston, Massachusetts, forty shares;

Charles C. Dickerman, Boston, Massachusetts, forty shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this fifth day of January, A. D., 1882.

MOSES H. BALCOM,  
DAVID LAWRENCE,  
CHARLES W. COLESWORTHY,  
FRANK A. THOMPSON,  
CHAS. C. DICKERMAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and twenty-five, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this ninth day of January, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### LAKE-VIEW PLANING MILL AND LUMBER CO.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Lake-View Planing Mill and Lumber Co.," for the purpose of manufacturing lumber; buying and selling the same; buying and leasing land; erecting, renting and selling houses; and doing a general mercantile business; which corporation shall keep its principal office or place of business at Mountain Lake Park, in the county of Garrett, Md., and is to expire on the tenth day of January, 1931. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars to the capital thereof; and have paid in on said subscriptions the sum of fifty dollars, and desire the privilege of increasing the said capital, by the sale of additional shares from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By J. C. Alderson, of Wheeling, W. Va., one share;  
J. W. Gallaher, of Moundsville, W. Va., one share;  
Geo. W. L. Meyers, Fairmont, W. Va., one share;  
D. E. Stalnaker, Wheeling, W. Va., one share;  
J. F. Paull, Wheeling, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 31st day of December, 1881.

J. C. ALDERSON,  
D. E. STALNAKER,  
J. W. GALLAHER,  
J. F. PAULL,  
GEO. W. L. MAYERS,

Wherefore, the corporators named in said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the tenth day of January, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this tenth day of January, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### KANAWHA CANNEL COAL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Kanawha Cannel Coal Company," for the purpose of mining coal and manufacturing coke, and shipping and selling the same; and to perform all other branches of a legitimate coal mining and coke manufacturing and transportation business; which corporation shall keep its principal office or place of business at Charleston, in the county of Kanawha, and is to expire on the first day of November, 1931. And for the purpose of forming said corporation, we have subscribed the sum of one hundred thousand dollars to the capital thereof, and have paid in on said subscription the sum of ten thousand dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to two hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

W. M. Lovell, Covington, Ky., 332 shares;

W. E. Truslow, Charleston, W. Va., 332 shares;

T. W. Reynolds, Malden, W. Va., 332 shares;

H. W. Reynolds, Malden, W. Va., 2 shares;

J. J. Lovell, Kanawha, Salines, 2 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this, the 5th day of November, 1881.

W. M. LOVELL,  
W. E. TRUSLOW,  
T. W. REYNOLDS,  
H. W. REYNOLDS,  
J. J. LOVELL.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the first day of November, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this eleventh day of January, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE VALLEY FERTILIZER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Valley Fertilizer Company," for the purpose of manipulating and manufacturing commercial fertilizers; grinding bones, plaster, minerals and other substances; for the sale of all kinds of fertilizers and the materials used in them; for the manufacture and sale of all kinds of implements and machinery; and for acquiring real estate for the purposes above mentioned; which corporation shall have its principal office at Charlestown, in the county of Jefferson, state of West Virginia, and is to terminate the first day of January, A. D. (1899) eighteen hundred and ninety-nine. And for the purpose of forming said corporation, we have subscribed five hundred dollars to the capital stock thereof, and have paid in on said subscription the sum of fifty dollars (it being ten per cent on said subscription). And further it is agreed between us, that for and in consideration of the mill, buildings, engines, machinery and other appliance in the manufacture of their fertilizers, belonging to Wm. F. Lippitt and B. C. Washington, partners under name of Lippitt & Co., with the lot and enclosure on which the same are situated, containing one and fraction acres, north of the Winchester branch of the Baltimore and Ohio Railroad at Charlestown, to be conveyed to said corporation, together with the use of their formulas for preparing fertilizers, and their good will and trade already established by them in fertilizers, plaster, machinery and implements, so far as they are able to influence said trade, they shall be allowed a full subscription of eleven thousand dollars in the stock of said com-



pany; that is, to Wm. F. Lippitt, five thousand and five hundred dollars in said stock, and to B. C. Washington, five thousand five hundred dollars in the shares of said stock. And further desire the privilege of increasing the capital of said company by sales of additional shares from time to time, to (\$200,000) two hundred thousand dollars. The capital so subscribed, is divided into shares of one hundred dollars each, and are held by the undersigned, respectively, as follows:

Wm. F. Lippitt, of Charlestown, W. Va., fifty-six shares;  
 B. C. Washington, of Charlestown, W. Va., fifty-six shares;  
 A. S. Lippitt, of Clark Co., Va., one share;  
 R. Preston Chew, of Jefferson Co., W. Va., one share;  
 N. H. Willis, of Jefferson Co., W. Va., one share.

And the capital hereafter to be sold is to be divided in shares of the like amount.

Given under our hands this 9th day of January, one thousand eight hundred and eighty-two.

W. F. LIPPITT,  
 B. C. WASHINGTON,  
 A. S. LIPPITT,  
 R. PRESTON CHEW,  
 N. H. WILLIS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the first day of January, one thousand eight hundred and ninety-nine, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this thirteenth day of January, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### KANAWHA WOOD PULP COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Kanawha Wood Pulp Company," for the purpose of manufacturing and selling wood pulp; which corporation shall keep its principal office or place of business in the county of Wood, and is to expire on the first day of January, one thousand nine hundred and two. And for the purpose of forming the said corporation, we have subscribed the sum of thirty thousand dollars (\$30,000) to the capital stock thereof, and have paid in on said subscription the sum of three thousand dollars (\$3,000); and desire the privilege of increasing

said capital by sales of additional shares from time to time, to one one hundred thousand dollars (\$100,000), in all. The capital so subscribed is divided into shares of one hundred dollars (\$100) each, which are held by the undersigned, respectively, as follows, that is to say:

M. S. Chapman, of Hartford, Connecticut, forty shares;  
 E. Morgan, of Springfield, Massachusetts, forty shares;  
 V. G. Bloede, of Parkersburg, West Virginia, forty-five shares;  
 J. V. Rathbone, of Parkersburg, West Virginia, forty-five shares;  
 J. V. Rathbone, Jr., of Parkersburg, West Virginia, fifty-five shares;  
 F. V. Rathbone, of Parkersburg, West Virginia, fifty-five shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this, the twenty-second day of December, one thousand eight hundred and eighty-one.

JOHN V. RATHBONE,  
 VICTOR G. BLOEDE,  
 JNO. V. RATHBONE, JR.,  
 F. V. RATHBONE,  
 M. S. CHAPMAN,  
 E. MORGAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this thirteenth day of January, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### KERNER ELECTRIC BURGLAR ALARM COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, agree to become a corporation by the name of the "Kerner Electric Burglar Alarm Company," for the purpose of manufacturing and selling, or renting electrical instruments adapted to a system of burglar alarms for the protection of banks, stores, vaults, safes, public and private buildings against burglars in all cities and towns in the United States; which corporation shall keep its principal place of business at Boston, in the county of Suffolk, and commonwealth of Massachusetts, and is to expire on the first day of January, A. D. 1901. And for the purpose

of forming said corporation, we have subscribed the sum of two hundred and fifty thousand dollars to the capital thereof; and have paid in on said subscription the sum of twenty-five thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to five hundred thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By M. H. Kerner, New York city, New York, 10,000 shares;

John F. Shorey, Boston, Massachusetts, 5,000 shares;

Geo. H. Towle, Boston, Massachusetts, 5,000 shares;

Harvey S. Brackett, Boston, Massachusetts, 3,000 shares;

Fred. Nourse, Boston, Massachusetts, 2,000 shares;

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this twenty-third day of December, 1881.

M. H. KERNER,  
JOHN F. SHOREY,  
GEO. H. TOWLE,  
HARVEY BRACKETT,  
FRED. NOURSE.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this fourteenth day of January,  
one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## THE SOUTH-WESTERN OIL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The South-western Oil Company," for the purpose of purchasing, owning and operating upon oil and mineral lands and leases; the purchase, refining and selling of oils; the transporting of minerals, oils and other fluids by boats, pipe lines, tank cars and other means; the storage of petroleum and its products, and the construction of tanks and other receptacles for that purpose; the purchase of timber and timber lands, and the cutting, manufacturing and sale of lumber, barrels and other articles from timber; and the carrying on of a general manufacturing and mercantile business; which corpora-

tion shall keep its principal office or place of business at Burning Springs, in the county of Wirt, and state of West Virginia, and is to expire on the twelfth day of October, nineteen hundred and thirty-one. For the purpose of forming the said corporation, we have subscribed the sum of ten thousand dollars to the capital thereof, and have paid in on said subscription the sum of one thousand dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one hundred thousand dollars in all.

The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, viz:

Will H. Reed, 50 shares;  
 F. W. Minshall, 30 shares;  
 A. G. Clark, 10 shares;  
 S. Granger, 5 shares;  
 T. D. Dale, 5 shares.  
 Total 100 shares.

The capital hereafter sold is to be divided into shares of the like amount.

Given under our hands this thirty-first day of December, A. D. 1881.

WILL H. REED,  
 F. W. MINSHALL,  
 AND W. J. CLARK,  
 S. GRANGER,  
 T. D. DALE.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twelfth day of October, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this fourteenth day of January, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### THE KANSAS CITY MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Kansas City Mining Company," for the purpose of carrying on mining operations in Park county, state of Colorado; which corporation shall keep its principal office or place of business at Bos-

ton, county of Suffolk, commonwealth of Massachusetts, and is to expire on the first day of January, A. D. 1932. And for the purpose of forming the said corporation we have subscribed the sum of five thousand dollars to the capital thereof; and have paid in on said subscriptions the sum of five hundred dollars; and desire the privilege of increasing the said capital by sales of additional shares from time to time to two hundred and fifty thousand dollars in all. The capital so subscribed is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows, that is to say:

Calvin L. Lightburn, Weston, Lewis county, West Virginia, two hundred shares;

Daniel U. Chamberlin, Cambridge, Middlesex Co., Massachusetts, two hundred shares;

Cornelius Dorr, Cambridge, Middlesex Co., Massachusetts, two hundred shares;

George A. Allision, Cambridge, Middlesex Co., Massachusetts, two hundred shares.

Charles U. Chamberlin, Cambridge, Middlesex Co., Massachusetts, two hundred shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 14th day of January, A. D. 1882.

CALVIN L. LIGHTBURN,  
DANL. U. CHAMBERLIN,  
CORNELIUS DORR,  
GEO. A. ALLISON,  
CHARLES U. CHAMBERLIN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eighteenth day of January, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### MARION MACHINE WORKS.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged, and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to be and remain a corporation by our corporate name of "Marion Machine Works," for the purpose of manufacturing articles from wood, iron or other materials, or any combination of them, and dealing therein; and for engaging in and carrying on a general merchandising business; which corporation shall continue its principal office, or place of business at Palatine, Marion county, West Virginia, and shall expire on the fourth day of June, one thousand nine hundred and one. And for the purpose of continuing said corporation, there is, and remain, a capital stock fully paid up of ten thousand five hundred dollars, which is divided into shares of five hundred dollars each, which shares are held and owned by the said stockholders, as follows, to-wit:

Jacob C. Beeson, of Fairmont, West Virginia, seven shares;  
 Nathaniel D. Helmick, of Palatine, West Virginia, three shares;  
 Wm. H. Barnes, of Marion county, West Virginia, one share;  
 John A. Leonard, of Palatine, West Virginia, one share;  
 George F. Leonard, of Palatine, West Virginia, one share;  
 James W. Barnes, of Palatine, West Virginia, one share;  
 Morgan D. Orr, of Marion county, West Virginia, one share;  
 James H. Leonard, of Palatine, West Virginia, one share;  
 Harvey F. Leonard, of Palatine, West Virginia, two shares;  
 Jacob C. Beeson, of Fairmont, West Virginia, and D. Stewart Helmick, of Palatine, West Virginia, one share; and

Marion Machine Works, of Palatine, West Virginia, two shares.

And the said stockholders desire the privilege of increasing the said capital by the sales of additional shares, from time to time, to one hundred thousand dollars in all, to be divided into shares of like amount.

Given under our hands and seal this, the fourth day of June, 1881.

JACOB C. BEESON,  
 NATHANIEL D. HELMICK,  
 WILLIAM H. BARNES,  
 JOHN A. LEONARD,  
 GEORGE F. LEONARD,  
 JAMES W. BARNES,  
 MORGAN D. ORR,  
 JAMES H. LEONARD,  
 HARVEY F. LEONARD,  
 D. STEWART HELMICK.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the fourth day of June, one thousand, nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-sixth day of January, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## PARKERSBURG RINK ASSOCIATION.

I, Randolph Stalaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of the "Parkersburg Rink Association," for the purpose of buying, owning and using or leasing real estate, and erecting buildings on the same; and acquiring and owning personal property in the city of Parkersburg, Wood county, West Virginia; to be used for and in encouraging gymnastic exercises generally; and also to rent or let the same to literary and benevolent societies; and for such other purposes as may be necessary and proper; which corporation shall keep its principal office or place of business at Parkersburg, in the county of Wood, and state of West Virginia. and is to expire on the twenty-eighth day of January, in the year nineteen hundred and thirty-two. And for the purpose of forming the said corporation, we have subscribed the sum of eleven hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of one hundred and ten dollars; and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of twenty-five dollars each, which are held by the undersigned, respectively, as follows, that is to say :

George J. Bradish, Parkersburg, 20 shares;

E. H. Wells, Parkersburg, 20 shares;

T. H. Hawks, Parkersburg, 1 share;

James A. Wetherell, Parkersburg, 1 share;

W. I. Boreman, Parkersburg, 2 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 28th day of January, 1882.

E. J. BRADISH,  
E. H. WELLS,  
T. H. HAWKS,  
JAS. A. WETHERELL,  
W. I. BOREMAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-eighth day of January, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this thirtieth day of January, one thousand eight hundred and eighty-two.

RANDOLPH STALAKER, JR.,  
*Secretary of State.*

THE WASHINGTON FIRE EXTINGUISHER MANUFACTURING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged, and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Washington Fire Extinguisher Manufacturing Company," for the purpose of manufacturing and selling chemical fire extinguishing apparatus, and also all other necessary mechanical contrivances which may be used in the extinguishment of fires; which corporation shall keep its principal office or place of business in the city of Washington, District of Columbia, and is to expire on the 18th day of January, 1902. And for the purpose of forming said corporation we have subscribed the sum of two hundred and fifty thousand dollars to the capital thereof, and have paid in on said subscriptions twenty-five thousand dollars; and desire the privilege of increasing capital by sales of additional shares to one million of dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

Charles M. Martin, of the city of New York, 60 shares;

George W. Cook, of Washington, D. C., 60 shares;

Joseph C. McKibbin, of Washington, D. C., 60 shares;

Thomas Adams, of Washington, D. C., ten shares;

David B. McKibbin, of Washington, D. C., 60 shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands and seals this 24th day of January, 1882.

CHAS. M. MARTIN,	[Seal.]
GEO. W. COOK,	[Seal.]
JOS. C. MCKIBBIN,	[Seal.]
THOMAS ADAMS,	[Seal.]
DAVID B. MCKIBBIN,	[Seal.]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the eighteenth day of January, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this third day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

GREENBRIER VALLEY WOOLEN MILLS.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and



accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Greenbrier Valley Woolen Mills," for the purpose of manufacturing goods of every description, selling the same, buying wool and such other articles as may be necessary for manufacturing purposes; erecting machinery, and for all other purposes appertaining to corporations of like character; which corporation shall keep its principal office or place of business at Second Creek, in the county of Monroe, and state of West Virginia, and is to expire on the 1st day of January, A. D. 1932. And for the purpose of forming the said corporation, we have subscribed the sum of six thousand dollars to the capital thereof, and have paid in on said subscription the sum of six thousand dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By W. T. Patton, Pickaway, W. Va., one hundred shares;  
 R. A. Patton, Pickaway, W. Va., one hundred shares;  
 John H. Crawford, Second Creek, W. Va., one hundred shares;  
 C. F. Patton, Second Creek, W. Va., one hundred shares;  
 James Mann, Alderson, W. Va., one hundred shares;  
 Jas. E. Mann, Second Creek, W. Va., one hundred shares.

And the capital to be hereafter sold is to be divided into shares of a like amount.

Given under our hands this, the 3d day of February, 1882.

W. T. PATTON,  
 R. A. PATTON,  
 J. H. CRAWFORD,  
 E. F. PATTON,  
 JAMES MANN,  
 JAS. E. MANN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this seventh day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

#### STANDARD IRON COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Standard Iron Company," for the purpose of carrying on within the states of West Virginia and Ohio, the business of manufacturing iron in any and all of its different branches; mining and dealing in coal, and conducting such other business as may be advantageous or incidental to the manufacturing of iron in any and all of its various and different branches; which corporation shall keep its principal office or place of business at the city of Wheeling, in the county of Ohio, in the state of West Virginia, and is to expire on the seventh day of February, in the year of our Lord, one thousand nine hundred and thirty-two. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred (\$500) dollars to the capital thereof, and have paid in on said subscription, the sum of fifty (\$50) dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to two hundred thousand dollars in all. The capital so subscribed, is divided into shares of one hundred dollars each, which are held by the undesigned, respectively, as follows, that is to say :

By Samuel P. Hildreth, of the city of Wheeling, Ohio county, West Virginia, one share;

Daniel C. List, Jr., of the city of Wheeling, Ohio county, West Virginia, one share;

Gibson Lamb, of the city of Wheeling, Ohio county, West Virginia, one share;

Lewis S. Delaplain, of the city of Wheeling, Ohio county, West Virginia, one share;

And William T. Graham, of Bridgeport, Belmont county, Ohio, one share.

And the capital to be hereafter sold, is to be divided into shares of the like amount.

Given under our hands this seventh day of February, in the year of our Lord, one thousand eight hundred and eighty-two.

SAMUEL P. HILDRETH,  
DANIEL C. LIST, JR.,  
GIBSON LAMB,  
LEWIS S. DELAPLAIN,  
WILLIAM T. GRAHAM.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the seventh day of February, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this eighth day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## BROOKE COUNTY AGRICULTURAL SOCIETY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of the "Brooke County Agricultural Society," for the purpose of promoting the agricultural and mechanical interests, and the raising and improvement of live stock of the county of Brooke, and adjacent regions; which corporation shall keep its principal office or place of business at Wellsburg, Brooke county, West Virginia, and is to expire on the 9th day of February, 1900. And for the purpose of forming the said corporation, we have subscribed the sum of \$120.00 and have paid in on said subscription the sum of \$12.00; and desire the privilege of increasing the said capital stock by sales of additional shares, from time to time, to \$5,000.00 in all. The capital so subscribed is divided into shares of twenty dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By Samuel George, Wellsburg, W. Va., one share, \$20.00;

By W. C. Barclay, Wellsburg, W. Va., one share, \$20.00;

By W. J. Applegate, Wellsburg, W. Va., one share, \$20.00;

By David Brown, Wellsburg, W. Va., one share, \$20.00;

By J. W. Cooper, Wellsburg, W. Va., one share, \$20.00;

By S. C. Gist, Brooke county, W. Va., one share, \$20.00;

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this, the 9th day of February, 1882.

SAML. GEORGE,  
W. C. BARCLAY,  
W. J. APPLGATE,  
D. BROWN,  
J. W. COOPER,  
S. C. GIST.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the ninth day of February, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this tenth day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## WOODWARD TOWBOAT COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Woodward Towboat Company," for the purpose of carrying on a transportation business with steamboats and barges upon the western waters; which corporation shall keep its principal office or place of business at Charleston, in the county of Kanawha, and is to expire on the 4th day of February, nineteen hundred and two. And for the purpose of forming the said corporation we have subscribed the sum of eighteen thousand dollars to the capital thereof, and have paid in on said subscription the sum of eight thousand dollars; and desire the privilege of increasing the said capital by sales of additional shares from time to time to thirty thousand dollars in all. The capital so subscribed is divided into shares of one thousand dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By D. W. Woodward, of Charleston, Kanawha Co., W. Va., six shares;

By James A. Woodward, of Charleston, Kanawha Co., W. Va., five shares;

By Katie A. Woodward, of Charleston, Kanawha county, W. Va., one share;

By Willard S. Carkin, of Bennington, New Hampshire, five shares;

By Purdie O. Carkin, of Bennington, New Hampshire, one share.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 4th day of February, in the year of our Lord, one thousand eight hundred and eighty-two.

D. W. WOODWARD,  
JAMES A. WOODWARD,  
KATIE A. WOODWARD,  
WILLIARD S. CARKIN,  
PURDIE O. CARKIN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the fourth day of February, one thousand nine hundred and two.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eleventh day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## SAN MIGUEL CONSOLIDATED PLACER MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "San Miguel Consolidated Placer Mining Company," for the purpose of discovering, obtaining and purchasing, developing, working and operating, mines and ores of gold, silver and other precious metals, in lodes, veins, sand, gravel and placers ; and for mining, collecting, separating, smelting, reducing, refining, and buying and selling the same, and the products thereof ; which corporation shall keep its principal office at the city of Washington, in the county of Washington, in the District of Columbia ; and is to expire on the first day of January, in the year nineteen hundred and twenty. And for the purpose of forming the said corporation, we have subscribed the sum of fifty dollars to the capital stock thereof, and have paid in on said subscription the sum of fifty dollars ; and desire the privilege of increasing the said capital, by the sale of additional shares, from time to time, to one million dollars in all. The capital so subscribed is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By Aaron Bradshaw, Howard French and Israel Y. Knight, all of Washington City, D. C. ; Edward L. Coates, of Denver, in the state of Colorado, and Wendell P. Ela, of Rochester, in the state of New Hampshire, two shares each.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this eighth day of February, A. D. 1882.

AARON BRADSHAW,  
HOWARD FRENCH,  
ISRAEL Y. KNIGHT,  
EDWARD L. COATES,  
WENDELL P. ELA.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and twenty, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this thirteenth day of January, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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#### WEST VIRGINIA FRUIT EVAPORATING AND PRESERVING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

We, the undersigned, agree to become a corporation by the name of the "West Virginia Fruit Evaporating and Preserving Company," for the purpose of evaporating, preserving, canning and pickling all kinds of fruit and vegetables of farm, garden and orchard products; to buy and sell the same; and for the further purpose of purchasing and vending all kinds of merchandise separate or in connection therewith, and acquiring such real estate as may be necessary for the purpose of said business; which corporation shall keep its principal office or place of business, at or near Parkersburg, in the county of Wood, West Virginia, and is to expire on the first day of February, in the year one thousand nine hundred and two. And for the purpose of forming the said corporation, we have subscribed the sum of fifty dollars to the capital thereof, and have paid in on said subscription the sum of five dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

M. P. Amiss, of Parkersburg, W. Va., one share;  
 John W. Dudley, of Parkersburg, W. Va., one share;  
 T. T. Davidson, of Parkersburg, W. Va., one share;  
 M. H. Vincent, of Parkersburg, W. Va., one share;  
 R. A. Little, of Parkersburg, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this first day of February, one thousand eight hundred and eighty-two.

M. P. AMISS,  
 J. W. DUDLY,  
 T. T. DAVIDSON,  
 M. H. VINCENT,  
 R. A. LITTLE.

Wherefore, the incorporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of February, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this fifteenth day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

#### WELLSBURG IMPROVEMENT COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Wellsburg *Improvement Company*," for the purpose of increasing, promoting and advancing the general progress and prosperity of the town of Wellsburg, in the county of Brooke, by obtaining property, both real and personal, including money, notes, bonds and all obligations and evidences of indebtedness, from persons and corporations, by gift, grant, devise and bequest, and giving and donating the same to persons and corporations to procure and induce them to establish *manufacturies* in and near said town; and also using the same for such other purposes of general *improvement* in and near said town, as said corporation may deem advisable; which corporation shall keep its principal office or place of business at Wellsburg, in the county of Brooke, and is to expire on the first day of January, 1900. And for the purpose of forming the said corporation, we have subscribed the sum of \$100.00 to the capital thereof, and have paid in on said subscriptions the sum of \$10.00, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to \$25,000.00 dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Thomas Everett, of Lazearville, West Virginia, one share;  
 William Forbes, of Brooke county, West Virginia, one share;  
 Darwin McClelland, of Wellsburg, West Virginia, one share;  
 William Tucker, of Brooke county, West Virginia, one share;  
 Joseph Gause, of Wellsburg, West Virginia, one share;  
 John McNally, of Wellsburg, West Virginia, one share;  
 J. B. Sommerville, of Wellsburg, West Virginia, one share;  
 Geo. B. Crawford, of Wellsburg, West Virginia, one share;  
 J. E. Curtis, of Brooke county, West Virginia, one share;  
 J. S. Curtis, of Wellsburg, West Virginia, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 13th day of February, 1882.

DARWIN McCLELLAND,  
 WILLIAM TUCKER,  
 JOSEPH GAUS,  
 J. B. SOMMERVILLE,  
 GEO. B. CRAWFORD,  
 J. E. CURTIS,  
 JNO. B. McNALLY,  
 WILLIAM FORBES,  
 THOS. EVERETT,  
 J. S. CURTIS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this fifteenth day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## OHIO VALLEY FOUNDRY COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Ohio Valley Foundry Company," for the purpose of carrying on a general foundry and machine business in all its branches; which corporation shall keep its principal office or place of business in the city of Bellaire, in the county of Belmont, and state of Ohio, and is to expire on the fifteenth day of February, in the year one thousand nine hundred and two. And for the purpose of forming said corporation, we have subscribed the sum of six thousand and ten dollars, and have paid in on said subscriptions the sum of one thousand eight hundred dollars. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, that is to say :

John Parks, of Wheeling, W. Va., one hundred and fifty shares ;  
 Henry M. Lewis, of Salem, Ohio, one hundred and fifty shares ;  
 John E. Clator, of Wheeling, W. Va., one hundred and fifty shares ;  
 Samuel Parks, of Martin's Ferry, Ohio, one hundred and fifty shares ;

And John L. Welch, of Martin's Ferry, Ohio, one share.

And we desire the privilege of increasing the said capital, by the sale of additional shares, from time to time, to twenty-five thousand dollars in all. And the capital to be hereafter sold is to be divided into shares of a like amount, to-wit : ten dollars each.

Given under our hands this fifteenth day of February, in the year one thousand eight hundred and eighty-two.

JOHN PARKS,  
 HENRY M. LEWIS,  
 JOHN E. CLATOR,  
 JOHN L. WELCH,  
 SAMUEL PARKS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the fifteenth day of February, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this sixteenth day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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 THE MOUNT UNION CEMETERY ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and



accompanied by the proper affidavits, has been this day delivered to me. which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Mount Union Cemetery Association," for the purpose of purchasing a tract of land in the vicinity of Easton, Monongalia county, West Virginia, and improving the same by fencing, grading, laying out passages, alleys, walks, &c., and dividing it into lots and selling said lots for burial purposes; which corporation shall keep its principal office or place of business in the said town of Easton, and is to expire on the first day of February, A. D. 1932; and for the purpose of forming the said corporation we have subscribed the sum of three hundred and thirty dollars to the capital thereof, and have paid in on said subscriptions the sum of thirty-three dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time to two thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say :

George W. Lashley, Monongalia Co., W. Va., four shares ;  
 J. F. Weaver, Monongalia Co., W. Va., four shares ;  
 Robert C. Ross, Monongalia Co., W. Va., four shares ;  
 James Q. Reed, Monongalia Co., W. Va., four shares ;  
 William Mack, Monongalia Co., W. Va., four shares ;  
 Joseph Smell, Monongalia Co., W. Va., two shares ;  
 T. W. Anderson, Monongalia Co., W. Va., two shares ;  
 Charles I. Brand, Monongalia Co., W. Va., one share  
 William H. Brand, Monongalia Co., W. Va., one share ;  
 James E. Brand, Monongalia Co., W. Va., one share ;  
 Jacob J. Lemon, Monongalia Co., W. Va., one share ;  
 J. J. Pomroy, Monongalia Co., W. Va., one share ;  
 G. E. Brand, Monongalia Co., W. Va., one share ;  
 John T. Newman, Monongalia Co., W. Va., one share ;  
 Calvin Lyons, Monongalia Co., W. Va., one share ;  
 J. C. Anderson, Monongalia Co., W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 14th day of February, 1882.

GEO. W. LASHLEY,  
 J. F. WEAVER,  
 ROBERT C. ROSS,  
 JAMES Q. REED,  
 WILLIAM MACK,  
 JOSEPH SMELL,  
 T. W. ANDERSON,  
 CHARLES I. BRAND,  
 WILLIAM H. BRAND,  
 JAMES E. BRAND,  
 JACOB J. LEMON,  
 J. J. POMROY,  
 G. E. BRAND,  
 JOHN T. NEWMAN,  
 CALVIN LYONS,  
 J. C. ANDERSON.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of February, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this sixteenth day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE BOSTON METAL CUTTER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned agree to become a corporation by the name of "The Boston Metal Cutter Company," for the purpose of manufacturing and selling machines for cutting sheet metals, and for manufacturing and selling other tinman's tools; which corporation shall keep its principal place of business at Boston, in the county of Suffolk, and commonwealth of Massachusetts, and is to expire on the thirty-first day of December, A. D. 1901, and for the purpose of forming said corporation, we have subscribed the sum of fifty thousand dollars to the capital thereof, and have paid in on said subscription the sum of five thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows, that is to say:

C. E. Kennedy, Boston, Massachusetts, 2,000 shares;  
Channing Hazeltine, Boston, Massachusetts, 2,000 shares;  
Fred. Nourse, Boston, Massachusetts, 2,000 shares;  
J. F. Shorey, Boston, Massachusetts, 2,000 shares;  
J. G. Elder, Boston, Massachusetts, 2,000 shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this thirteenth day of February, A. D. 1882:

CHAS. E. KENNEDY,  
CHANNING HAZELTINE,  
FRED. NOURSE,  
J. F. SHOREY,  
JOHN G. ELDER.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby

declared to be from this date, until the thirty-first day of December, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this sixteenth day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### QUEEN OF THE LAKES MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Queen of the Lakes Mining Company," for the purpose of carrying on mining operations in Park county, state of Colorado; which corporation shall keep its principal office or place of business at Boston, county of Suffolk, commonwealth of Massachusetts, and is to expire on the first day of February, A. D. 1932. And for the purpose of forming the said corporation, we have subscribed the sum of five thousand dollars to the capital thereof, and have paid in on said subscription the sum of five hundred dollars, and desire the privilege of increasing said capital by sales of additional shares from time to time, to two hundred and fifty thousand dollars (\$250,000) in all. The capital so subscribed is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Thomas F. Collins, Winchester, Mass., two hundred shares;  
Calvin L. Lightburn, Alma, Colorado, two hundred shares;  
Frank H. Perkins, Boston, Mass., two hundred shares;  
John M. Livermore, Boston, Mass., two hundred shares;  
Charles E. Mixer, Boston, Mass., two hundred shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 15th day of February, A. D. 1882.

THOMAS F. COLLINS, 200 shares, Winchester, Mass.;  
CALVIN L. LIGHTBURN, 200 shares, Alma, Colorado;  
FRANK H. PERKINS, 200 shares, Boston, Mass.;  
JOHN M. LIVERMORE, 200 shares, Boston, Mass.;  
CHARLES E. MIXER, 200 shares, Boston, Mass.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of February, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eighteenth day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

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THE POINT PLEASANT MANUFACTURING AND EXTENSION COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Point Pleasant Manufacturing and Extension Company," for the purpose of manufacturing brick, lumber, agricultural implements, and laying out a town site, selling lots, and erecting buildings thereon; which corporation shall keep its principal office or place of business at Point Pleasant, in the county of Mason, and is to expire on the first day of January, nineteen hundred; and for the purpose of forming the said corporation, we have subscribed the sum of twenty-eight thousand dollars to the capital thereof, and have paid in on said subscription, the sum of twenty-eight thousand dollars; and desire the privilege of increasing the said capital by sales of additional shares from time to time, to two hundred thousand dollars in all. The capital so subscribed, is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By J. N. Camden, of Parkersburg, West Va., seventy shares;

J. D. McCulloch, of Point Pleasant, West Va., forty-six and two-third shares;

Jno. McCulloch, Jr., of Point Pleasant, West Va., forty-six and two-third shares;

J. J. Bright, of Point Pleasant, West Va., twenty-three and one-third shares;

C. Schon, of Point Pleasant, West Va., twenty-three and one-third shares;

A. A. Hanley, of Point Pleasant, West Va., twenty-three and one-third shares;

T. Stribling, of Point Pleasant, West Va., twenty-three and one-third shares;

E. Schon, of Point Pleasant, West Va., twenty-three and one-third shares.

And the capital hereafter sold is to be divided into shares of the like amount.

Given under our hands this 8th day of February, 1882.

JOHNSON N. CAMDEN,	[Seal.]
J. D. McCULLOCH,	[Seal.]
JOHN McCULLOCH, JR.,	[Seal.]
J. J. BRIGHT,	[Seal.]
C. SEHON,	[Seal.]
A. A. HANLY,	[Seal.]
T. STRIBLING,	[Seal.]
E. SEHON,	[Seal.]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling this twenty-second day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

#### TELEPHONE EXCHANGE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of the "Telephone Exchange Company," for the purpose of constructing and maintaining magnetic telegraph and telephone lines, both under ground and over head; and carrying on any business properly pertaining to such works and improvements; or for manufacturing, using, selling or leasing, any electrical apparatus, and hiring to others the privilege of using the same; which corporation shall keep its principal office or place of business at Martinsburg, in Berkeley county, in the state of West Virginia, and is to expire on the first day of January, nineteen hundred and thirty-two. And for the purpose of forming said corporation, we have subscribed the sum of five hundred thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of five hundred thousand dollars; and desire the privilege of increasing the said capital, by the sale of additional shares, from time to time, to one million dollars in all. The capital so subscribed is divided into five thousand shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By George R. Blanchard, of the city of New York, and state of New York, ten hundred and fifty (1,050) shares ;

By Augustus G. Davis, of the city of Baltimore, and state of Maryland, two thousand two hundred and twenty-two (2,222) shares ;

By Alan P. Smith, also of said city of Baltimore, five hundred (500) shares ;

By Fredrick L. Moale, also of said city of Baltimore, five hundred (500) shares;

And by John H. C. Watts, also of said city of Baltimore, seven hundred and twenty-eight (728) shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands and seals this twenty-first day of February, in the year eighteen hundred and eighty-two.

GEORGE R. BLANCHARD,	[Seal.]
AUGUSTUS G. DAVIS,	[Seal.]
ALAN P. SMITH,	[Seal.]
FRD. L. MOAL,	[Seal.]
J. HENRY C. WATTS,	[Seal.]

Witness as to Geo. R. Blanchard:

HARRISON H. SMITH.

Teste: M. T. MADDOX.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand eight hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this twenty-seventh day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### LA LOMA GROUP MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "La Loma Group Mining Company," for the purpose of mining, milling, buying and selling ores and bullion, and conducting and carrying on and transacting a general milling business; which corporation shall keep its principal office or place of business at Philadelphia, in the county of Philadelphia, and state of Pennsylvania, and is to expire on the first day of January, A. D. 1930. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in on said subscription the sum of fifty dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one hundred and fifty thousand dollars in all.

The capital so subscribed is divided into shares of one dollar each, which are held by the undersigned, respectively, as follows, that is to say:

By Henry C. Eggleston, of the city of Philadelphia, one hundred shares;

Harrison Snyder, of the city of Philadelphia, one hundred shares;

D. R. Patterson, of the city of Philadelphia, one hundred shares;

Edwin E. Simpson, of the city of Philadelphia, one hundred shares;

William H. Whittall, of the city of Philadelphia, one hundred shares;

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twenty-fifth day of February, Anno Domini one thousand eight hundred and eighty-two (1882).

HENRY C. EGGLESTON,

HARRISON SNYDER,

D. R. PATTERSON,

EDWIN E. SIMPSON,

WM. H. WHITTALL.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-seventh day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*

## THE BRUSH ELECTRIC LIGHT COMPANY OF WHEELING.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Brush Electric Light Company of Wheeling," for the purpose of manufacturing, using and renting electric lights; which corporation shall keep its principal office or place of business at the city of Wheeling, in the county of Ohio, and state of West Virginia, and is to expire on the 28th day of February, 1932. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of fifty dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to five hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By R. W. Hazlett, of Wheeling, W. Va., one share;  
 By Alexander Laughlin, of Wheeling, W. Va., one share;  
 By John Oesterling, of Wheeling, W. Va., one share;  
 By A. J. Sweeney, of Wheeling, W. Va., one share;  
 And by John Bodley, of Wheeling, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twenty-eighth day of February, 1882.

ALEXANDER LAUGHLIN,	1 share;
JOHN OESTERLING,	1 share;
A. J. SWEENEY,	1 share;
JOHN BODLEY,	1 share;
R. W. HAZLETT,	1 share.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-eighth day of February, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this twenty-eighth day of February, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### SHEPHERDSTOWN MANUFACTURING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Shepherdstown Manufacturing Company," for the purpose of general manufacturing of wood, iron or any other metal, clay, or any product of the earth, into any machine implement, or article useful to the public; or for which a firm or co-partnership may be lawfully formed under the laws of the state of West Virginia, with the right of acquiring and holding such real estate as may be necessary for the use and conduct of said business; which corporation shall keep its principal office or place of business at Shepherdstown, in the county of Jefferson, state of West Virginia, and is to expire on the first day of January, in the year one thousand nine hundred and two. And for the purpose of forming the said corporation, we have subscribed the sum of one hundred dollars to the capital thereof, and have paid in on said subscription the sum of ten dollars, and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to two hundred thousand dollars in all. The capital so subscribed is divided into shares of twenty dollars each, which are held by the undersigned, respectively, as follows, that is to say:



By John H. Zittle, one share ;  
 G. T. Lickliger, one share ;  
 Geo. M. Beltzhoover, one share ;  
 B. F. Harrison, one share ;  
 John L. Rickard, one share.

All residents of said town of Shepherdstown.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 28th day of February, A. D. 1882.

JOHN H. ZITTLE,  
 G. T. LICKLIGER,  
 GEO. M. BELTZHOOVER,  
 B. F. HARRISON,  
 J. L. RICKARD.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and two, a corporation for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this second day of March, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE ALTA MANUFACTURING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Alta Manufacturing Company," for the purpose of purchasing and owning letters patent and patent rights relating to self extinguishing lamps; to sheet iron lamp posts and lanterns; and to portable engines for lawn sprinkling and window washing; for the selling or leasing of the same or any part thereof to others; and for the manufacturing, selling and leasing of self extinguishers, sheet iron lamp posts, lanterns and portable engines for the aforesaid uses and purposes, and the purchasing, leasing and holding such real estate and personal property as may be necessary or convenient in the prosecution of said business; which corporation shall keep its principal office or place of business at Boston, in the county of Suffolk, commonwealth of Massachusetts, and is to expire on the first day of March, 1920. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars to the capital stock, and have paid in on said subscription the sum of fifty dollars; and desire the privilege of increasing the said capital by the

sale of additional shares from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By Benjamin Poole, of Topsfield, 10 shares ;  
 Charles Durham, of Boston, 10 shares ;  
 Jerome S. Macdonald, of Boston, 10 shares ;  
 Horace H. Easterbrook, of Newton, 10 shares ;  
 William H. Kimball, of Boston, 10 shares.

All of said parties being residents of Massachusetts.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 14th day of February, A. D. 1882.

BENJAMIN POOLE,  
 CHARLES DURHAM,  
 JEROME S. MACDONALD,  
 HORACE H. EASTERBROOK,  
 WILLIAM H. KIMBALL.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of March, one thousand nine hundred and twenty, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this third day of March, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### ROBINSON COAL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following.

The undersigned agree to become a corporation by the name of the "Robinson Coal Company," for the purpose of mining, shipping and vending coal upon such property as said company may buy or lease, and of sub-letting such property to others; of purchasing and selling coal; of manufacturing, using and shipping and selling coke; of running owning and navigating steamers and barges, and conducting therewith, and in any other way, the business of transporting coal and any and all other freight; of mining and shipping and selling ores and minerals; of manufacturing pig iron, and any and all articles which can be made from pig iron, and shipping and selling the same; of buying, cutting, manufacturing and selling lumber in the shape of saw logs and standing timber, and when the same has been cut and sawed; of carrying on in connection with any and all of said purposes, the business of buying and selling goods, wares

and merchandise of any and all descriptions; which corporation shall keep its principal office or place of business at Coalburg, in the county of Kanawha, and state of West Virginia, and is to expire on the first day of February, in the year nineteen hundred and thirty-two, A. D. And for the purpose of forming this corporation, we have subscribed the sum \$50,300.00 of fifty thousand and three hundred dollars to the capital thereof, and have paid in on said subscription the sum of ten thousand \$10,000 dollars; and desire the privilege of increasing the said capital thereof by the sale of additional shares from time to time to one hundred thousand three hundred dollars in all, \$100,300.00. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned respectively, as follows, that is to say:

By Neil Robinson, of Coalburgh, Kanawha Co., W. Va., 250 shares;  
 Jessie S. Robinson, of Coalburgh, Kanawha Co., W. Va., 1 share;  
 Jno. A. Robinson, of Cincinnati, Hamilton Co., Ohio, 250 shares;  
 N. M. Robinson, of Cincinnati, Hamilton Co., Ohio, 1 share;  
 R. R. Maury, of Botetourt Co., Virginia, 1 share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 4th day of February, 1882.

JNO. A. ROBINSON,  
 N. M. ROBINSON,  
 R. R. MAURY,  
 NEIL ROBINSON,  
 J. S. ROBINSON.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of February, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this seventh day of March, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### HARPERS-FERRY MILL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Harpers-Ferry Mill Company," for the purpose of manufacturing flour, feed, meal and other products from wheat, corn, rye, oats and other grains; and for the purpose of buying and selling such products and grains; which corporation shall keep its principal

office or place of business in the town of Harpers-Ferry, in the county of Jefferson, and state of West Virginia, and is to expire on the 6th day of March, 1902; and for the purpose of forming the said corporation we have subscribed the sum of five hundred dollars to the capital stock thereof, and have paid in on the said subscriptions the sum of fifty dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time to one hundred thousand dollars. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned as follows, that is to say:

John A. McCreight, Harpers-Ferry, West Virginia, one share;

S. V. Yantis, Harpers-Ferry, West Virginia, one share;

Edward Tearney, Harpers-Ferry, West Virginia, one share;

M. Walsh, Harpers-Ferry, West Virginia, one share;

W. H. Travers, Charleston, West Virginia, one share;

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this the sixth day of March, one thousand eight hundred and eighty-two.

JNO. MCCREIGHT,  
S. V. YANTIS,  
EDW'D TEARNEY,  
M. WALSH,  
W. H. TRAVERS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the sixth day of March, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this eighth day of March, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### SILVER MESA MINING COMPANY.\*

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Silver Mesa Mining Company," for the purpose of mining and milling gold, silver and other ores and minerals; and for leasing, purchasing, holding and developing real estate, mining rights and personal property, and managing and disposing of the same for mining purposes; and for smelting, reducing, concentrating and

dealing in gold, silver and other valuable metals, minerals and substances derivable from such lands, mines and ores; and generally to do and perform all other acts and things necessary to carry on the business of mining and milling ores, minerals and other valuable substances, and for dealing in the same and the products thereof; which corporation shall keep its principal office or place of business at the city of Washington, in the county of Washington, District of Columbia, and is to expire on the first day of January, in the year nineteen hundred and thirty. And for the purpose of forming the said corporation, we have subscribed the sum of twenty-five dollars to the capital stock thereof, and have paid in on said subscriptions the sum of twenty-five dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one million dollars in all. The capital so subscribed is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Henry W. Blair, of Plymouth, N. H.; John H. Rice, Morris Peters and William W. Curtis, all of Washington, D. C.; and Paul Stevens, of Camden, Maine, one share each.

Given under our hands this seventh day of March, in the year eighteen hundred and eighty-two.

HENRY W. BLAIR,  
JOHN H. RICE,  
MORRIS PETERS,  
W. W. CURTIS,  
PAUL STEVENS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this tenth day of March, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### SPANISH AMERICAN TELEPHONE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Spanish American Telephone Company," for the purpose of constructing and maintaining magnetic telegraph and telephone lines, both under-ground and over-head, and carrying on any busi-

ness properly pertaining to such works and improvements; or for manufacturing, using, selling or leasing any electrical apparatus, and hiring to others the privilege of using the same, in the Kingdom of Spain; which corporation shall keep its principal office or place of business at Martinsburg, in Berkeley county, in the state of West Virginia, and is to expire on the first day of January, nineteen hundred and thirty-two (1932); and for the purpose of forming the said corporation we have subscribed the sum of one hundred thousand (\$100,000) dollars to the capital thereof, and have paid in on said subscriptions the sum of one hundred thousand dollars (\$100,000), and desire the privilege of increasing the capital by the sale of additional shares from time to time, to five hundred thousand dollars (\$500,000) in all. The capital so subscribed is divided into two thousand (2000) shares of fifty dollars (\$50) each, which are held by the undersigned, respectively, as follows, that is to say:

By Ferdinand C. Latrobe, of the city of Baltimore, and state of Maryland, two hundred (200) shares;

By Alan P. Smith, of the city of Baltimore, and state of Maryland, two hundred (200) shares;

By Thomas M. Green, of the city of Baltimore, and state of Maryland, two hundred (200) shares;

By J. Harry Lee, of the city of Baltimore, and state of Maryland, two hundred (200) shares.

By Ernest A. Robbins, of the city of Baltimore, and state of Maryland, one hundred (100) shares.

By Archibald Wilson, Jr., of the city of Baltimore, and state of Maryland one hundred (100) shares;

By Augustus G. Davis, of the city of Baltimore, and state of Maryland, one thousand (1000) shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands and seals this eleventh day of March, in the year eighteen hundred and eighty-two.

FERDINAND C. LATROBE,	[Seal.]
ALAN P. SMITH,	[Seal.]
THOMAS M. GREEN,	[Seal.]
J. HARRY LEE,	[Seal.]
ERNEST A. ROBBINS,	[Seal.]
ARCHD. WILSON, JR.,	[Seal.]
AUGUSTUS G. DAVIS.	[Seal.]

Witness, JNO. T. MADDOX.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this fifteenth day of March, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

## POTOMAC BUILDING ASSOCIATION NO. 2.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Potomac Building Association No. 2," for the purpose of raising money to be used among the members of such corporation in buying lots or building houses, or in building or repairing houses; which corporation shall keep its principal office or place of business at Shepherdstown, in the county of Jefferson, and is to expire on the first day of April, 1892. And for the purpose of forming the said corporation we have subscribed the sum of nine hundred and ten dollars to the capital thereof, and have paid in on said subscriptions the sum of ninety-one dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time to one hundred and thirty thousand dollars in all. The capital so subscribed is divided into shares of one hundred and thirty dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Henry C. Marten, one share; John F. Welshans, one share; Charles J. Miller, one share; John H. Zittle, one share; Geo. M. Beltzhoover, one share; Benj. F. Harrison, one share; Joseph S. Fleming, one share; and the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 16th day of March, 1882.

B. F. HARRISON,  
 JOS. S. FLEMING,  
 HENRY C. MARTEN,  
 JNO. F. WELSHANS,  
 CHARLES J. MILLER,  
 JNO. H. ZITTLE,  
 GEO. M. BELTZHOOVER.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of April, one thousand eight hundred and ninety-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this seventeenth day of March, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
 Secretary of State.

## DEFIANCE CONSOLIDATED MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Defiance Consolidated Mining Company," for the purpose of buying, selling and operating mines and mining lands, and mining, milling and smelting ores in the state of Colorado. Which corporation shall keep its principal office or place of business at Meadville, in the county of Crawford, and state of Pennsylvania, and is to expire on the 1st day of January, A. D. 1932. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred thousand dollars to the capital thereof, and have paid in on said subscription the sum of five hundred thousand dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to one million dollars in all. The capital so subscribed is divided into shares of fifty dollars each, which are held by the undersigned as follows, respectively, that is to say :

By John McClintock, of Meadville, Penna., 1,000 shares ;  
 Charles W. Miller, of Meadville, Penna., 1,000 shares ;  
 John B. Compton, of Meadville, Penna., 1,000 shares ;  
 Geo. Benninghoff, of Meadville, Penna., 1,000 shares ;  
 O. H. Hollister, of Meadville, Penna., 1,000 shares ;  
 H. C. Beeman, of Meadville, Penn., 1,000 shares ;  
 Hugh Pierson, of Meadville, Penn., 1,000 shares ;  
 John J. Henderson, of Meadville, Penna., 1,000 shares ;  
 John M. Calvin, of Meadville, Penna., 1,000 shares ;  
 George P. Ryan, of Meadville, Penna., 1,000 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this eighth day of March, A. D. 1882.

JOHN McCLINTOCK,  
 CHAS. W. MILLER,  
 JOHN B. COMPTON,  
 GEO. BENNINGHOFF,  
 O. H. HOLLISTER,  
 H. C. BEEMAN,  
 HUGH PIERSON,  
 JOHN J. HENDERSON,  
 JOHN M. CALVIN,  
 GEO. P. RYAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the first day of January, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eighteenth day of March, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*



## THE ST. CLAIR COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation under the name of "The St. Clair Company," for the purpose of mining, shipping and vending coal, manufacturing, shipping and vending coke, and of manufacturing iron, manufacturing, shipping and selling lumber, and generally for doing each and everything that may be necessary and proper for the successful conducting of the business of mining, manufacturing or selling coal, iron, coke and lumber; which corporation shall keep its principal office or place of business at St. Clair, in the county of Fayette, and state of West Virginia, and is to expire on the 1st day of March, one thousand nine hundred and two; and for the purpose of forming said corporation, we have subscribed the sum of twenty-five thousand dollars, and have paid in on said subscription the sum of two thousand and five hundred dollars, and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows:

John Russell, Ashland, Kentucky, one hundred shares;

A. R. Fennacy, Ashland, Kentucky, fifty shares;

Hugh Means, Ashland, Kentucky, fifty shares;

William Wyant, Eagle, Fayette county, W. Va., forty shares;

Thomas Wharton, Eagle, Fayette county, W. Va., ten shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 13th day of March, 1882.

JOHN RUSSELL,  
A. R. FENNACY,  
HUGH MEANS,  
WILLIAM WYANT,  
THOMAS WHARTON.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of March, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-second day of March, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## GRANGE CO-OPERATIVE ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West

Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

We, the undersigned, agree to become a corporation by the name of the "Grange Co-operative Association," for the purpose of purchasing and vending all kinds of merchandise; which corporation shall keep its principal office or place of business at the town of Alderson, in the county of Monroe, and state of West Virginia, and is to expire on the first day of April, nineteen hundred and two. And for the purpose of forming the said corporation, we have subscribed the sum of two thousand five hundred and eighty (\$2,580) dollars to the capital thereof, and have paid in on said subscription the sum of one thousand nine hundred and ten (\$1,910) dollars; and desire the privilege of increasing the said capital, by the sale of additional shares, from time to time, to twenty thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say :

John Hinchman, Monroe Co., fifty shares;  
 Thomas Johnson, Monroe Co., ninety shares;  
 John Graham, Summers Co., thirteen shares;  
 J. L. Miller, Greenbrier Co., five shares;  
 Michael Miller, Greenbrier Co., five shares;  
 James Carlisle, Greenbrier Co., six shares;  
 W. G. Miller, Greenbrier Co., twenty shares;  
 A. McVeigh Miller, Greenbrier Co., fifty shares;  
 Andrew Gwinn, Summers Co., fifteen shares;  
 John Johnson, Monroe Co., four shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this the eighteenth day of March, in the year one thousand eight hundred and eighty-two.

JOHN HINCHMAN,  
 THOMAS JOHNSON,  
 JOHN GRAHAM,  
 J. L. MILLER,  
 MICHAEL MILLER,  
 JAMES CARLISLE,  
 WILLIAM G. MILLER,  
 A. McVEIGH MILLER,  
 ANDREW GWINN,  
 JOHN JOHNSON,

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of April, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this twenty-second day of March,  
 one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## FARMERS ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Farmers Association," for the purpose of purchasing and vending all kinds of merchandise; which corporation shall keep its principal office or place of business at Duckworth Summit, in the county of Doddridge, and state of West Virginia, and is to expire on the 1st day of January, 1890. And for the purpose of forming the said corporation, we have subscribed the sum of two hundred and twenty-five dollars to the capital thereof, and have paid in on said subscription the sum of two hundred and twenty-five dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to five thousand dollars in all. The capital so subscribed, is divided into shares of twenty-five dollars each, which are held by the undersigned, respectively, as follows:

W. A. Duckworth, one share;

J. T. Ellifritt, two shares;

Wm. Dotson, one share;

Ludin Rose, one share;

M. V. Carder, one share;

Henry Duckworth, two shares;

Geo. R. Towner, one share;

All of the county of Doddridge, state of West Virginia.

And the capital to be hereafter sold is to be divided in shares of like amount.

Given under our hands this 18th day of March, 1882.

W. A. DUCKWORTH,

T. T. ELLIFRITT,

WM. DOTSON,

LUDIN ROSE,

M. V. CARDER,

HENRY DUCKWORTH,

GEORGE R. TOWNER,

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand eight hundred and ninety, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-third day of March, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, Jr.,  
*Secretary of State.*

## RIVER-VIEW CEMETERY ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "River-view Cemetery Association," for the purpose of improving, beautifying, protecting and preserving the cemetery adjoining and partly within the corporate limits of the city of Parkersburg, known as Cook's Cemetery; and for the purpose of acquiring possession and control of the same, and such additional lands adjoining as may be deemed desirable to be likewise improved, kept and used for cemetery purposes; which corporation shall keep its principal office or place of business at Parkersburg, in the county of Wood, and is to expire on the 15th day of February, 1902; and for the purpose of forming the said corporation we have subscribed the sum of seven hundred and eighty dollars to the capital thereof, and have paid in on said subscriptions the sum of seventy-eight dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time to fifty thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

J. M. Jackson, Parkersburg, W. Va., ten shares;  
 W. Vrooman, Parkersburg, W. Va., ten shares;  
 W. N. Chancellor, Parkersburg, W. Va., ten shares;  
 G. J. Hopkins, Parkersburg, W. Va., five shares;  
 Dave D. Johnson, Parkersburg, W. Va., five shares;  
 D. R. Neal, Parkersburg, W. Va., five shares;  
 H. C. Jackson, Parkersburg, W. Va., ten shares;  
 W. H. Wolfe, Parkersburg, W. Va., five shares;  
 Th. G. Smith, Parkersburg, W. Va., five shares;  
 Jos. B. Neal, Parkersburg, W. Va., three shares;  
 S. P. Wells, Parkersburg, W. Va., ten shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this fifteenth day of February, 1882.

J. M. JACKSON, ten shares;  
 W. VROOMAN, ten shares;  
 W. N. CHANCELLOR, ten shares;  
 G. J. HOPKINS, five shares;  
 DAVE D. JOHNSON, five shares;  
 D. R. NEAL, five shares;  
 H. C. JACKSON, ten shares;  
 W. H. WOLFE, five shares;  
 TH. G. SMITH, five shares;  
 JOS. B. NEAL, three shares;  
 S. P. WELLS, ten shares.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the fifteenth day of February,

one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-ninth day of March, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### McMAHAN, PORTER & CO.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "McMahan, Porter & Co.," for the purpose of mining, manufacturing, buying, selling, transporting and dealing in sewer pipe, fire brick, fire clay, tiles and such other articles as may be desirable or profitable to manufacture, transport, or deal in; which corporation shall keep its principal office or place of business at New Cumberland, in the county of Hancock, state of West Virginia, and is to expire on the twenty-seventh day of March, nineteen hundred and thirty-two. And for the purpose of forming the said corporation, we have subscribed the sum of two thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of two hundred dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to two hundred thousand dollars in all. The capital so subscribed is divided into shares of fifty dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Buckner J. Smith, of New Cumberland, Hancock co., W. Va., nine shares:

John Porter, of New Cumberland, aforesaid, nine shares;

Hugh McMahan, of New Cumberland, aforesaid, nine shares;

James M. Porter, of New Cumberland, aforesaid, nine shares;

And James Porter, of New Cumberland, aforesaid, four shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twenty-seventh day of March, eighteen hundred and eighty-two.

B. J. SMITH,  
JOHN PORTER,  
HUGH McMAHAN,  
JAMES M. PORTER,  
JAMES PORTER.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-seventh day of March,

one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-ninth day of March, one thousand, eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### SHENANDOAH MILLING CO.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Shenandoah Milling Co.," in the county of Jefferson, state of West Virginia, for the purpose of manufacturing flour, feed, meal and other products from wheat, rye, oats and other grains; and for the purpose of buying and selling such products, grain, hay and straw; and also for the purpose of buying and selling general merchandise; which corporation shall keep its principal office or place of business at Charlestown, the county seat of Jefferson county aforesaid, and is to expire on the first day of April, 1910. And for the purpose of forming such corporation, we have subscribed the sum of thirty-six thousand dollars to the capital, and have paid in on said subscription the sum of three thousand six hundred dollars. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

George H. Turner, of Jefferson county, West Virginia, one hundred and twenty shares;

Duncan J. Sloan, of Allegheny county, state of Maryland, sixty shares;

David W. Sloan, of Allegheny county, state of Maryland, thirty shares;

W. R. Percy, of Jefferson county, West Virginia, fifty shares;

David Sloan, of Allegheny county, Maryland, fifty shares;

James M. Sloan, of Allegheny county, state of Maryland, fifty shares.

Given under our hands this first day of April, 1882.

GEO. H. TURNER,  
WM. R. PERCY,  
DAVID W. SLOAN,  
DAVID SLOAN,  
DUNCAN J. SLOAN,  
JAMES M. SLOAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby

declared to be from this date, until the first day of April, one thousand nine hundred and ten, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this sixth day of April, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE UNION FLINT GLASS WORKS.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Union Flint Glass Works," for the purpose of manufacturing glassware, which corporation shall keep its principal office or place of business at Martin's Ferry, in the county of Belmont, state of Ohio, and is to expire on the 1st day of January, in the year 1915; and for the purpose of forming said corporation, we have subscribed the sum of twenty-five hundred dollars, and have paid in on said subscriptions the sum of one thousand dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars, which are held by the undersigned respectively, as follows, that is to say:

Robert T. Howell, five shares, residence, Bridgeport, Ohio;

Joseph M. Woods, five shares, residence, Bridgeport, Ohio;

E. W. Gilmore, five shares, residence Bridgeport, Ohio;

D. B. Braslin, five shares, residence Wheeling, W. Va.

T. J. Slane, five shares, residence Bridgeport, Ohio.

And the capital to be hereafter sold to be divided into shares of like amount.

Given under our hands this 13th day of March, 1882.

ROBERT T. HOWELL,

JOSEPH M. WOODS,

ELI W. GILMORE,

D. B. BRASLIN,

T. J. SLANE.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and fifteen, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this sixth day of April, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### SILVER HILL MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Silver Hill Mining Company," of West Virginia, for the purpose of mining, milling, buying and selling ores and bullion; and conducting, carrying on and transacting a general mining business; which corporation shall keep its principal office or place of business at Philadelphia, in the county of Philadelphia, and state of Pennsylvania, and is to expire on the 1st day of April, A. D. 1930. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in on said subscription the sum of fifty dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to two hundred and fifty thousand dollars in all. The capital so subscribed is divided into shares of one dollar each, which are held by the undersigned, respectively, as follows, that is to say:

By Samuel G. Diehl, of the city of Philadelphia, 100 shares;  
Frank M. Crawford, of the city of Philadelphia, 100 shares;  
Alfred L. Clay, of the city of Philadelphia, 100 shares;  
Crawford Spear, of the city of Philadelphia, 100 shares;  
William D. Neilson, of the city of Philadelphia, 100 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this sixth day of April, Anno Domini. one thousand eight hundred and eighty-two (1882).

SAML. G. DIEHL,  
FRANK. M. CRAWFORD,  
ALFRED L. CLAY,  
CRAWFORD SPEAR,  
WILLIAM D. NEILSON,

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of April, one thousand nine hundred and thirty, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eleventh day of April, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*



## THE PAN-HANDLE GLASS WORKS.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Pan-Handle Glass Works," for the purpose of manufacturing, within the county of Brooke, and state of West Virginia, glass and glassware of every kind and description; of dealing in and selling said glass and glassware within said county and elsewhere; of making within said county, and purchasing within said county and elsewhere, all molds, tools, implements and appliances required for manufacturing said glass and glassware; for purchasing within said county and elsewhere, and manufacturing within said county, barrels, boxes and packages, for packing and shipping said glass and glassware; for manufacturing within said county, and purchasing within said county and elsewhere, articles, appliances and devices to be attached to said glassware, and attaching the same to said glassware, within said county; for procuring, by purchase or otherwise, patents and patent rights pertaining to the manufacture of said glassware and glass, and selling, disposing of, and otherwise dealing in said patents and patent rights within said county and elsewhere; for mining coal within said county for the purpose of manufacturing said glass and glassware, and for all other purposes pertaining to the manufacture, within said county; and the sale within said county and elsewhere of said glass and glassware; which corporation shall keep its principal office or place of business at Wellsburg, in said county, and is to expire on the first day of May, nineteen hundred (1900). And for the purpose of forming the said corporation, we have subscribed the sum of one thousand dollars (\$1,000.00) to the capital stock thereof, and have paid in on said subscriptions the sum of one hundred dollars (\$100.00); and desire the privilege of increasing the said capital by sales of additional shares from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars (\$100.00) each, which are held by the undersigned, respectively, as follows, that is to say:

By I. H. Duval, of Wellsburg, West Virginia, two shares;

D. Brown, of Wellsburg, West Virginia, one share;

J. B. Sommerville, of Wellsburg, West Virginia, two shares;

Wm. Tucker, of Wellsburg, West Virginia, one share;

Wm. F. Barth, of Wellsburg, West Virginia, three shares;

Geo. W. Russell, of Wellsburg, West Virginia, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this tenth day of April, 1882.

I. H. DUVAL,

D. BROWN,

J. B. SOMMERVILLE,

WILLIAM TUCKER,

WM. F. BARTH,

GEO. W. RUSSEL.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of May, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twelfth day of April, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### TUPPER'S CREEK MILL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Tupper's Creek Mill Company," for the purpose of manufacturing flour and meal; buying and selling and manufacturing all kinds of lumber and timber; buying, selling, bartering and exchanging produce, dry goods, groceries and other merchandise; which corporation shall keep its principal office or place of business at Charleston, in the county of Kanawha, and is to expire on the first day of April, 1902; and for the purpose of forming the said corporation we have subscribed the sum of five hundred dollars to the capital thereof; and have paid in on said subscriptions the sum of five hundred (\$500) dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time to twenty-five thousand (\$25,000) dollars in all. The capital so subscribed is divided into shares of fifty dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By P. W. Morgan, of Poca, West Virginia, two shares.

C. C. Gebhart, of Charleston, West Virginia, two shares;

W. B. Mairs, of Charleston, West Virginia, two shares;

John C. Roy, of Charleston, West Virginia, two shares;

Marcus Morgan, of Charleston, West Virginia, two shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this third day of April, A. D. 1882.

P. W. MORGAN,  
MARCUS MORGAN,  
J. C. ROY,  
W. B. MAIRS,  
C. C. GEBHART.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby

declared to be from this date until the first day of April, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this nineteenth day of April, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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PORTER & CO.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Porter & Co.," (incorporated) for the purpose of dealing in general merchandise; which corporation shall keep its principal office or place of business at New Cumberland, West Virginia, in the county of Hancock, and is to expire on the nineteenth (19) day of April, A. D. 1932. And for the purpose of forming the said corporation, we have subscribed the sum of two thousand dollars to the capital thereof, and have paid in on said subscription, the sum of two hundred dollars (\$200.00); and desire the privilege of increasing the said capital by sales of additional shares from time to time, to seventy-five thousand dollars (\$75,000) in all. The capital so subscribed is divided into shares of fifty dollars (\$50.00) each, which are held by the undersigned, respectively, as follows, that is to say :

By Lewis R. Smith, eight (8) shares ;

John Porter, eight (8) shares ;

Jasper M. Porter, eight (8) shares ;

James M. Porter, eight (8) shares ;

Robert E. Lindsay, eight (8) shares ;

All the above parties of New Cumberland, Hancock county, West Va.

All the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this nineteenth (19) day of April, A. D. 1882.

LEWIS R. SMITH,  
JOHN PORTER,  
JASPER M. PORTER,  
JAMES M. PORTER,  
ROBERT E. LINDSAY.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby

declared to be from this date until the nineteenth day of April, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twentieth day of April, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### COLUMBIA COPPER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has this day been delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Columbia Copper Company," for the purpose of mining and milling copper, gold, silver and other ores, and minerals, and for leasing, purchasing, holding and developing real estate, mining rights and minerals, and managing and disposing of and dealing in the same for mining purposes; and for smelting, reducing, concentrating and dealing in copper, gold, silver and other valuable metals, minerals and substances derivable from such lands, mines and ores; and generally to do and perform all other acts and things necessary to carry on the business of mining and milling such ores, minerals and substances, and for dealing in the same and the products thereof; which corporation shall keep its principal office or place of business at the city of Washington, in the county of Washington, in the District of Columbia, and is to expire on the first day of January, in the year one thousand nine hundred and thirty; and for the purpose of forming the said corporation we have subscribed the sum of fifty dollars to the capital thereof, and have paid in on said subscription the sum of fifty dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one million dollars in all. The capital so subscribed is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By William Windom, of Winona, and John T. Williams, of Mankota, both in the state of Minnesota;

And Norris Peters, George B. Chittenden and Eugene Fchet, all of the city of Washington, in the District of Columbia, two shares each.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands, this fifteenth day of April, A. D. 1882.

WILLIAM WINDOM,  
JOHN T. WILLIAMS,  
NORRIS PETERS,  
GEO. B. CHITTENDEN,  
EUGENE FCHET.

Witness, GEO. F. GRAHAM.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-fifth day of April, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE UNITED STATES CHEMICAL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation under and by virtue of the laws of West Virginia, by the name of "The United States Chemical Company," for the purpose of manufacturing and dealing in bromine, salt chemicals and chemical compounds; which corporation shall keep its principal office or place of business at Cincinnati, in the county of Hamilton, and state of Ohio; and said corporation shall expire on the first day of April, A. D. 1930. And for the purpose of forming the said corporation, we have subscribed the sum of one hundred thousand dollars (\$100,000.00) to the capital thereof, and have paid in on said subscription the sum of one hundred thousand dollars (\$100,000.00), and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to three hundred thousand dollars (\$300,000.00) in all. The capital so subscribed is divided into shares of one hundred dollars (\$100.00) each, which are held by the undersigned, respectively, as follows, that is to say:

By Herman Lerner, of Mason city, West Virginia, five hundred (500) shares;

By Wm. J. M. Gordon, of Cincinnati, Ohio, two hundred and forty (240) shares;

By Chas. A. Farnham, of Cincinnati, Ohio, one hundred and seventy (170) shares;

By Wm. L. Gordon, of Cincinnati, Ohio, eighty-five (85) shares;

By Henry Strautman, of Cincinnati, Ohio, five (5) shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this, the 21st day of March, A. D. 1882.

HERMAN LERNER,	[Seal.]
WILLIAM L. GORDON,	[Seal.]
HENRY STRAUTMAN,	[Seal.]
W. J. M. GORDON,	[Seal.]
CHAS. A. FARNHAM.	[Seal.]

Witness,

E. H. FOSTER,  
S. J. GORDON.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of April, one thousand nine hundred and thirty, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this twenty-fifth day of April, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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## GREENBRIER VALLEY AGRICULTURAL AND MECHANICAL SOCIETY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, agree to become a corporation by the name of the "Greenbrier Valley Agricultural and Mechanical Society," for the purpose of promoting and advancing the interests of agriculture, the mechanic arts and all kindred industries; and of acquiring by purchase or otherwise, such real and personal estate as may be necessary for building and the holding of fairs and other public exhibitions; which corporation shall keep its principal office or place of business at Lewisburg, in the county of Greenbrier, and is to expire on the first day of January, one thousand nine hundred and twenty-five. And for the purpose of forming said corporation, we have subscribed the sum of three hundred and fifty dollars to the capital stock thereof, and have paid in on said subscription the sum of thirty-five dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to one hundred thousand dollars. The capital stock so subscribed is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows:

J. H. Crawford, Second Creek, Greenbrier Co., W. Va., 5 shares;  
R. F. Dennis, Lewisburg, W. Va., 5 shares;  
Harvey Handley, Greenbrier Co., W. Va., 20 shares;

Austin Handly, Greenbrier Co., W. Va., 20 shares ;  
 A. D. Seldomridge, Greenbrier Co., W. Va., 5 shares ;  
 S. G. Biggs, Greenbrier Co., W. Va., 10 shares ;  
 John W. Harris, Lewisburg, W. Va., 5 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands and seals this 19th day of April, 1882.

J. H. CRAWFORD.	[Seal.]
R. F. DENNIS,	[Seal.]
HARVEY HANDLY,	[Seal.]
AUSTIN HANDLY,	[Seal.]
A. D. SELDOMRIDGE,	[Seal.]
S. G. BIGGS,	[Seal.]
JOHN W. HARRIS,	[Seal.]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and twenty-five, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-eighth day of April, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### WHEELING AND CINCINNATI COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Wheeling and Cincinnati Company," for the purpose of carrying on a transportation business with steamboats and barges upon the western rivers ; which corporation shall keep its principal office or place of business at Wheeling, in the county of Ohio, and is to expire on the first day of May, in the year eighteen hundred and ninety-two (1892). And for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of fifty dollars ; and desire the privilege of increasing the said capital by sales of additional shares from time to time, to two hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

William M. List, Wheeling, W. Va., one share ;  
 E. A. Hildreth, Wheeling, W. Va., one share ;

Charles H. Booth, Wheeling, W. Va., one share ;  
 Charles D. List, Wheeling, W. Va., one share ;  
 Henry Schmulbach, Wheeling, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 28th day of April, 1882.

WM. M. LIST,  
 E. A. HILDRETH,  
 CHAS. H. BOOTH,  
 CHARLIE D. LIST,  
 HENRY SCHMULBACH.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of May, one thousand eight hundred and ninety-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-eighth day of April, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### MILL CREEK BOOM AND LUMBER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of the "Mill Creek Boom and Lumber Company," for the construction of booms and dams across Big Mill creek, at or near its mouth, and between that point and the village of Cottageville, in Jackson county, West Virginia, for the purpose of stopping and securing boats, rafts, logs, masts, spars, staves, cross-ties, and any and all other timber that may be floated in said creek, or any of its tributaries; and for the purpose of buying and leasing timber lands, and buying and selling all kinds of lumber, timber, staves, cross-ties, &c., by virtue of chapter one hundred and twenty-one of the acts of the Legislature of West Virginia, of 1877, and the several acts amendatory thereof; which corporation shall keep its principal office or place of business at the village of Cottageville, in said county, and shall commence on the 10th day of May, 1882, and expire on the 10th day of May, 1902. And for the purpose of forming said corporation, we have subscribed the sum of \$1,500.00 to the capital thereof, and have paid in on said subscription the sum of \$150.00; and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to the sum of two hun-



dred and fifty thousand dollars in all. The capital so subscribed is divided into shares of \$50.00, which are held by the undersigned, respectively, as follows, that is to say :

John H. Riley, Jackson, C. H., four shares ;  
 Charles F. McCoy, Cottageville, Jackson county, eight shares ;  
 Hiram Douglass, Ripley Landing, six shares ;  
 Cyrus M. Brown, Ripley Landing, four shares ;  
 E. D. Douglass, Ripley Landing, four shares ;  
 Henry C. Flesher, Jackson, C. H., four shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 29th day of April, 1882.

JNO. H. RILEY, Jackson, C. H., W. Va., four shares ;  
 CHARLES F. MCCOY, Cottageville, Jackson Co., eight shares ;  
 HIRAM DOUGLASS, Ripley Landing, six shares ;  
 C. M. BROWN, Ripley Landing, four shares ;  
 E. D. DOUGLASS, Ripley Landing, four shares ;  
 HENRY C. FLESHER, Jackson, C. H., W. Va., four shares.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the tenth day of May, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this fourth day of May, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### WEST FORK BOOM COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

First—The undersigned agree to become a corporation by the name of the "West Fork Boom Company," for the purpose of constructing, maintaining and operating one or more booms on the West Fork river, and its tributaries in the county of Lewis ; and of exercising any or all of the rights and privileges conferred upon boom companies by an act of the Legislature of West Virginia, passed March 10, 1881, and the act amendatory thereof, approved February 15, 1882.

Second—The place or places at or near which it is proposed construct such booms or other structures for the purposes aforesaid in Mason county, county of Lewis, state of West Virginia.

Third—The principal office of said corporation shall be estab-

lished and maintained at Weston, in the county of Lewis, and state of West Virginia.

Fourth—Said corporation shall commence on the seventeenth day of April, 1882, and continue until the first day of January, 1930.

Fifth—The capital stock subscribed to said corporation is one thousand dollars, divided into shares of the par value of ten dollars each, and the sum of one hundred dollars is paid in on said subscriptions for the purposes of said corporation, with the privilege of increasing the capital stock of said corporation by the sale of additional shares from time to time, to one hundred thousand dollars in all.

Sixth—The names and place of residence of the persons forming this corporation, and the number of shares subscribed by each, are as follows:

J. E. Williams, of Weston, West Virginia, eighty-three shares;

C. P. Moore, of Weston, West Virginia, one share;

T. J. Moore, of Weston, West Virginia, five shares;

W. B. Williams, of Weston, West Virginia, ten shares;

A. A. Lewis, of Weston, West Virginia, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this seventeenth day of April, 1882.

J. E. WILLIAMS,

C. P. MOORE,

T. J. MOORE,

W. B. WILLIAMS,

A. A. LEWIS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this fifth day of May, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,

Secretary of State.

### ELSON GLASS COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Elson Glass Company," for the purpose of manufacturing within the states of West Virginia and Ohio, glass and glassware in any and all of its various forms; and of dealing in and sell the same there and elsewhere, and making, dealing in and selling all the

moulds, pots and tools required in the manufacture of glass and glassware, packages for packing the same, and any and all articles to attach to glassware when manufactured; and for the purpose of dealing within said states and elsewhere in patents pertaining to the manufacture of glass and glassware in all of its various branches, and of buying and selling everywhere the rights to others; and for mining coal for the purpose of manufacturing glass and glassware; and for the purpose of acquiring land for houses and store-rooms, for selling and leasing lots therein, and for laying out a town, at or near said works; and for the purpose of laying tracks, switches and tram-ways for the loading and unloading of freight; which corporation shall keep its principal office or place of business in the city of Wheeling, in the county of Ohio, and state of West Virginia, and is to expire on the 9th day of May, in the year one thousand nine hundred and thirty-two. And for the purpose of forming said corporation, we have subscribed the sum of twenty-five hundred (\$2500) dollars to the capital thereof, and have paid in on said subscription the sum of two hundred and fifty (\$250) dollars, and desire the privilege of increasing the said capital by the sales of additional shares from time to time, to one hundred and twenty thousand (\$120,000) dollars. The capital so subscribed is divided into shares of five hundred (\$500) dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Wm. K. Elson, of Wheeling, West Va., one share;  
 Matthias Sheets, of Bellaire, Ohio, one share;  
 William H. Robinson, of Wheeling, W. Va., one share;  
 Edward Muhleman, of Wheeling, W. Va., one share;  
 Gibson Lamb, of Wheeling, W. Va., one share.

And the capital hereafter to be sold is to be divided into shares of the like amount.

Given under our hands this 9th day of May, in the year one thousand eight hundred eighty-two.

W. K. ELSON,  
 M. SHEETS,  
 ED. MUHLEMAN,  
 W. H. ROBINSON,  
 GIBSON LAMB.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the ninth day of May, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this tenth day of May, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.  
*Secretary of State.*

### OHIO VALLEY CLAY COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Ohio Valley Clay Company," for the purpose of manufacturing and dealing in clay pots for glass-house uses, fire brick and tile ; and any and all other useful articles that may be made in whole or in part from clay ; which corporation shall keep its principal office or place of business at the city of Steubenville, in the county of Jefferson, in the state of Ohio, and is to expire on the 10th day of May, in the year one thousand nine hundred and thirty-two. And for the purpose of forming the said corporation, we have subscribed the sum of five thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of five hundred dollars ; and desire the privilege of increasing the said capital, by the sale of additional shares. from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one thousand dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By Charles W. Brockunier, of Bridgeport, Ohio, one share ;

Charles N. Brady, of Wellsburg, West Virginia, one share ;

Charles M. Rhodes, of Bridgeport, Ohio, one share ;

James W. Gill, of Steubenville, Ohio, one share ;

George Beatty, of Steubenville, Ohio, one share.

And the capital hereafter to be sold is to be divided into shares of the like amount.

Given under our hands this eleventh day of May, in the year of our Lord, one thousand eight hundred and eighty-two.

CHARLES W. BROCKUNIER,

CHARLES N. BRADY,

CHARLES M. RHODES,

JAMES W. GILL,

GEORGE BEATTY.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the tenth day of May, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twelfth day of May, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*

### WELLSBURG GAS COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of the "Wellsburg Gas Company," for the purpose of boring for, or otherwise obtaining gas, petroleum or other oils; and of manufacturing, refining and selling either the gas or oil obtained; and of laying and using pipes to convey the same for sale or otherwise; and of erecting and using such engines, machinery, or apparatus as may be needful therefor, or for the business of said company; and also for the purpose of buying, or otherwise obtaining any real estate necessary for the purpose of carrying on the business of obtaining, manufacturing and selling gas, petroleum, or other oils; which corporation shall keep its principal office or place of business at Wellsburg, in the county of Brooke, and is to expire on the fifteenth day of May, 1920; and for the purpose of forming the said corporation we have subscribed the sum of five thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of five hundred dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Elisha W. Paxton, of Brooke county, W. Va., 10 shares;

William H. Tarr, of Wellsburg, W. Va., 10 shares;

Isaac H. Duval, of Wellsburg, W. Va., 10 shares;

Benjamin Harvey, of Wellsburg, W. Va., 10 shares;

William C. Barclay, of Wellsburg, W. Va., 10 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 15th day of May, 1882.

ELISHA W. PAXTON,

WILLIAM H. TARR,

ISAAC H. DUVAL,

BENJAMIN HARVEY,

WILLIAM C. BARCLAY.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the fifteenth day of May, one thousand nine hundred and twenty, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this sixteenth day of May, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*

#### MARTIN'S FERRY STOVE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged, and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

Know all men by these presents, that we, the undersigned, agree to become a corporation by the name of the "Martin's Ferry Stove Company," for the purpose of manufacturing and dealing in all kinds of stoves, stove fixtures, castings, and all other work pertaining to a general foundry business ; which corporation shall keep its principal office or place of business at Martin's Ferry, in the county of Belmont, state of Ohio, and is to expire on the first day of May, one thousand nine hundred and thirty-two. And for the purpose of forming the said corporation, we have subscribed the sum of ten thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of one thousand dollars ; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By John Armstrong, Martin's Ferry, Belmont county, Ohio, twenty shares ;

Henry Helling, Martin's Ferry, Belmont county, Ohio, twenty shares ;

Joseph Medill, Martin's Ferry, Belmont county, Ohio, twenty shares ;

M. C. Mitchell, Martin's Ferry, Belmont county, Ohio, twenty shares ;

W. R. Ratcliff, Martin's Ferry, Belmont county, Ohio, twenty shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 16th day of May, one thousand eight hundred and eighty-two.

JOHN ARMSTRONG,	[Seal.]
H. HELLING,	[Seal.]
JOSEPH MEDILL,	[Seal.]
M. C. MITCHELL,	[Seal.]
W. R. RATCLIFF,	[Seal.]

Wherefore, the corporators named in said agreement, and who have signed the same, and their successors and assignus, are hereby declared to be from this date, until the first day of May, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this nineteenth day of May, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

## THE PRESTON COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned hereby agree to become a corporation by the name of "The Preston Company," for the purpose of buying minerals, and mineral and timber lands in West Virginia, and of mining such minerals; and manufacturing, shipping and selling, or exchanging the products of said land, and of lands owned by others; and of carrying on the business of building, constructing and equipping for others, under contracts, railways, telegraph lines, bridges and other works of internal improvement; and of carrying on a general mercantile business; which corporation shall keep its principal place of business at Morgantown, in Monongalia county, West Virginia, and is to expire on the 1st day of May, in the year of our Lord, one thousand nine hundred and thirty-two (A. D. 1932). And for the purpose of forming the said corporation, we have subscribed the sum of one thousand dollars (\$1,000) to the capital thereof, and have paid in on said subscription the sum of one hundred dollars (\$100), and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to one million dollars in all. The capital so subscribed is divided into shares of twenty-five dollars (\$25) each, which are held by the undersigned, respectively, as follows, that is to say :

By J. M. Hagans, Morgantown, W. Va., eight shares;  
 A. W. Lorentz, Morgantown, W. Va., eight shares;  
 H. B. Lazier, Morgantown, W. Va., eight shares;  
 R. L. Berkshire, Morgantown, W. Va., eight shares;  
 S. G. Chadwick, Morgantown, W. Va., eight shares.

And the capital hereafter to be sold is to be divided into shares of the like amount.

Given under our hands this 25th day of April, A. D. 1882.

J. M. HAGANS,  
 A. W. LORENTZ,  
 H. B. LAZIER,  
 R. L. BERKSHIRE,  
 S. G. CHADWICK.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of May, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-fourth day of May, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
 Secretary of State.

## BRADISH OIL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Bradish Oil Company," for the purpose mining and producing petroleum oil; refining, manufacturing and preparing the same and its products for market; buying and selling the same; and doing and transacting all business necessary and proper for the purposes aforesaid; which corporation shall keep its principal office or place of business at the city of Parkersburg, Wood county, state of West Virginia, and is to expire on the 17th day of May, in the year nineteen hundred and two. And for the purpose of forming said corporation, we have subscribed the sum of five thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of five hundred dollars; and desire the privilege of increasing the said capital, by sales of additional shares, from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into fifty shares of one hundred dollars each, which are held by the undersigned, as follows, respectively, that is to say:

M. C. C. Church, of Wood county, West Virginia, 25 shares;

John A. Steel, of Wood county, West Virginia, 22 shares;

George J. Bradish, of Wood county, West Virginia, 1 share;

Van H. Buckey, of Wood county, West Virginia, 1 share;

Walter S. Sands, of Wood county, West Virginia, 1 share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 17th day of May, 1882.

M. C. C. CHURCH,

JOHN A. STEEL,

G. J. BRADISH.

VAN H. BUCKEY.

WALTER S. SANDS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the seventeenth day of May, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-fourth day of May, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## PALATINE CO-OPERATIVE STORE.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and



accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, agree to become a corporation by the name of "Palatine Co-operative Store," for the purpose of purchasing and vending all kinds of merchandise, and acquiring and holding such real estate as may be necessary for the purposes of said business; which corporation shall keep its principal office or place of business at Palatine, in the county of Marion, and state of West Virginia, and is to expire on the twenty-sixth day of May, in the year one thousand nine hundred and two. And for the purpose of forming said corporation, we have subscribed the sum of eight hundred dollars to the capital thereof, and have paid in the whole amount of said subscriptions in full, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to twenty thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By John V. Harr, Palatine, W. Va., ten shares;  
 R. P. Harr, Marion county, W. Va., ten shares;  
 James D. Springer, Marion county, W. Va., ten shares;  
 Socrates Harr, Marion county, W. Va., ten shares;  
 David M. Harr, Marion county, W. Va., ten shares;  
 Zadok Layman, Palatine, W. Va., five shares;  
 James D. Lloyd, Palatine, W. Va., five shares;  
 John S. Pople, Palatine, W. Va., four shares;  
 S. H. Springer, Palatine, W. Va., three shares;  
 William Doolittle, Palatine, W. Va., two shares;  
 Henry M. Ruble, Palatine, W. Va., three shares;  
 Jesse C. Doolittle, Palatine, W. Va., two shares;  
 Jeremiah Rown, Palatine, W. Va., two shares;  
 Zadok M. Springer, Palatine, W. Va., two shares;  
 W. N. Morrow, Palatine, W. Va., one share;  
 E. P. Pople, Marion county, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 27th day of May, A. D. 1882.

WILLIAM DOOLITTLE,  
 JAMES D. SPRINGER,  
 E. P. POPLÉ,  
 SOCRATES HARR,  
 J. S. POPLÉ,  
 R. P. HARR,  
 JEREMIAH ROWN,  
 Z. M. SPRINGER,  
 Z. LAYMAN,  
 J. V. HARR,  
 HENRY RUBLE,  
 JESSE C. DOOLITTLE,  
 W. N. MORROW,  
 JAMES D. LLOYD,  
 DAVID M. HARR,  
 S. H. SPRINGER.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the twenty-sixth day of May, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-ninth day of May, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

### THE BARNSVILLE MANUFACTURING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

At a general meeting of the stockholders of "The Barnsville Manufacturing Company," called for the purpose, held in the office of said company, on Saturday, the 20th day of May, 1882, pursuant to notice given to each of the stockholders of said company, at which meeting, stockholders representing 513 shares of the 624 shares of said company were present, the following resolution was unanimously adopted:

*Resolved*, That whereas, the stockholders of "The Barnsville Manufacturing Company," desiring to accept the provisions of chapters 16 and 17 of the Acts of 1881, and to reduce the value of the shares of the capital stock of said company from the value of one hundred dollars per share to the value of fifty dollars per share; and also to enlarge the powers of said company, request that the charter of said company granted on the 9th day of February, 1869, be revoked; and that a new certificate of incorporation be issued under the following agreement:

We the undersigned agree to become a corporation by the name of "The Barnsville Manufacturing Company," for the purpose of buying, selling and manufacturing wool, cotton, and all materials used for textile fabrics and yarns; also to buy, manufacture and sell grain, flour and feed; also to buy, manufacture and sell material for fertilizers; also to do a general merchandising business; and any other business and purpose useful to the public for which a firm or corporation may be lawfully formed under the laws of West Virginia; and also to settle up the business of "The Barnsville Manufacturing Company," which is by this charter merged into this company; which corporation shall keep its principal office at Barnsville, Marion county, West Virginia, at which place the business will be carried on, and is to expire on the first day of January, 1901; for the purpose of forming said corporation we have subscribed the sum of thirty-one thousand, two hundred dollars to the capital stock, and have paid the said sum in full; and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to one hundred thousand dollars in all. The capital as sub-

scribed is divided into shares of of fifty dollars each, which are held by the undersigned, respectively, as follows, that is to say:

James F. Barns, of Marion county, W. Va., one hundred and sixty-five (165) shares;

John S. Barns, of Marion county, W. Va., one hundred (100) shares;

Elmus Hamilton, of Marion county, W. Va., one hundred and five (105) shares;

James R. Fleming, of Marion county, W. Va., sixty-two (62) shares;

John Hunsacker, of Marion county, W. Va., twenty-nine (29) shares;

J. B. Hamilton, of Marion county, W. Va., twenty (20) shares;

Phebe E. Barns, of Marion county, W. Va., twenty-four shares;

H. L. Barns, of Huntington, W. Va., fifteen (15) shares;

B. D. Fleming, of Marion county, W. Va., fifteen (15) shares;

J. Q. A. Meredith, of Marion, county, W. Va., ten (10) shares;

William E. Miller, of Marion county, W. Va., ten (10) shares;

Thos. A. Hughes, of Marion county, W. Va., ten (10) shares;

J. S. Smith, of Marion county, W. Va., nine (9) shares;

F. H. Pierpoint, of Marion county, W. Va., nine (9) shares;

J. J. Moore, of Marion county, W. Va., seven (7) shares;

N. S. Barnes, of Marion county, W. Va., seven (7) shares;

Drussella Miller, of Marion county, W. Va., five (5) shares;

Paulina M. Pierpoint, of Ritchie county, W. Va., five (5) shares;

Mary Hamilton, of Marion county, W. Va., five (5) shares;

J. H. Barns, of Marion county, W. Va., four (4) shares;

Anna Hartley, of Marion county, W. Va., three and one-half (3½) shares;

Sarah O. Prickett, of Marion county, W. Va., three and one-half (3½) shares;

The First National Bank, of Marion county, W. Va., one (1) share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

I, John S. Barns, President of "The Barnsville Manufacturing Company," do hereby certify that the foregoing resolution and statement were adopted by a majority of the stockholders of the said company at the time and place and in the manner above stated.

Given under my hand and the common seal of said com-  
[L. S.] pany, this, the 26th day of May, 1882.

JOHN S. BARNs,  
*Presd. Board of Directors.*

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this thirtieth day of May, one  
one thousand eight hundred and eighty-two.

RANDOLPH SPALNAKER, JR.,  
*Secretary of State.*

## BIG VEIN COAL COMPANY OF WEST VIRGINIA.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned hereby agree to become a corporation by the name of the "Big Vein Coal Company of West Virginia," for the purpose of mining coal, purchasing coal, and vending coal, and reselling the same; owning, working and leasing coal lands, and generally to do all things necessary, proper and incidental to the successful mining and vending of coal; which corporation shall keep its principal office or place of business in Baltimore city, in the state of Maryland, and may hold its meetings for the transaction of the lawful business of said corporation, including the first general meeting for the purpose of the organization of said corporation, in Baltimore city aforesaid, in the said state of Maryland, and is to expire on the twenty-ninth day of May, (1932) nineteen hundred and thirty-two. And for the purpose of forming the said corporation, we have subscribed the sum of twenty-five thousand two hundred dollars to the capital stock thereof, and have paid in the full amount of our said subscriptions, the sum of twenty-five thousand two hundred dollars; and desire the privilege of increasing the said capital stock by the sale of additional shares, from time to time, to one million dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is say:

By George J. Appold, of Baltimore city, Maryland, 600 shares;  
 Samuel Appold, of Baltimore city, Maryland, 450 shares;  
 Edward S. Myers, of Baltimore city, Maryland, 350 shares;  
 Robert Alex. Taylor, of Baltimore city, Maryland, 400 shares;  
 Edward B. Owens, of Baltimore city, Maryland, 200 shares;  
 Joseph A. Bolgians, of Baltimore city, Maryland, 120 shares;  
 Samuel R. Scoggins, of Baltimore city, Maryland, 400 shares;  
 2,520 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twenty-ninth day of May, eighteen hundred and eighty-two. (The words "of West Virginia," 1st page, 2d line, being first interlined.)

GEORGE J. APPOLD,  
 SAMUEL APPOLD,  
 EDW. S. MYERS,  
 ROBT. A. TAYLOR,  
 E. B. OWENS,  
 J. A. BOLGIANS,  
 SAMUEL R. SCOGGINS, .

Witness:

JNO. T. MADDOX.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby

declared to be from this date until the twenty-ninth day of May, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this thirty-first day of May, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

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### THE OHIO RIVER PIPE LINE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation under the name of "The Ohio River Pipe Line Company," for the purpose of transporting carbon, petroleum or rock oils by pipe laying in the counties of Ritchie, Wood and Pleasants, in the state of West Virginia, for all persons who shall deliver to said corporation such oils in quantities not less than "fifty" barrels of forty gallons each, and at such rates for transportation to be paid by the shipper as may be designated by said corporation, not to exceed the maximum rate for such service as is now prescribed by law. For the purpose aforesaid, the said corporation shall lay and construct a line or lines of pipe or tubing from, at, or near Petroleum Station, in said Ritchie county, on the Parkersburg branch railroad, along and through what is known as the "oil belt or oil district," in said Ritchie and Wood counties, thence a northwesterly course through said counties to a point in the city of Marietta, in the state of Ohio; said corporation may, if it desires so to do, lay a line or lines of pipe or tubing from any point on its main line connecting with the main line or lines aforesaid on either side thereof, and connecting with oil wells and points of oil storage in the said oil district or belt in said counties of Wood and Ritchie, and extending the same into the oil district of Pleasants county, at or near Horse-Neck, in said county, and from thence to the Ohio river, at or near the mouth of Bull Creek, in said county of Wood; and whenever in the opinion of the board of directors of said corporation it may be deemed necessary or expedient, said branch line or lines may be altered, extended, laid and constructed so as to include any oil territory in said counties of Ritchie, Wood and Pleasants, which may hereafter become producing territory, by whatever route. course or plans said board in its discretion may judge best and proper. The said corporation shall keep its principal office or place of business at the city of Cleveland, in the state of Ohio, and is to expire on the first day of May, A. D. one thousand nine hundred and thirty-two. And for the purpose of forming the said corporation, we have subscribed the sum of twenty-five thousand dollars to the capital thereof, and have paid in on said subscription

the sum of two thousand five hundred dollars; and desire the privilege of increasing the said capital by sales of additional shares from time to time, to fifty thousand dollars. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

Herman Loomis, residing at Adrian, Michigan, ninety shares;  
 Andrew J. Schleiman, residing at Adrian, Michigan, forty shares;  
 F. Messner, residing at Cleveland, O., forty shares;  
 Stanley Stewart, residing at Cleveland, Ohio, forty shares;  
 Chas. H. Marr, residing at Cleveland, Ohio, forty shares.

And the capital to be hereafter sold, is to be divided into shares of like amount.

Given under our hands this twenty-fifth day of May, A. D. 1882.

HERMAN LOOMIS,  
 ANDREW J. SCHLEIMAN,  
 F. MESSNER,  
 STANLEY STEWART,  
 CHAS. H. MARR.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of May, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this third day of June, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## THE SALT SULPHUR UNION AND FORT SPRING TELEPHONE COMPANY.

I, Randolph Stalaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Salt Sulphur, Union and Fort Spring Telephone Company," for the purpose of establishing a telephone line from Salt Sulphur Springs, in Monroe Co., W. Va., by way of Union to Fort Spring, in Greenbrier Co., W. Va.; which corporation shall keep its principal office or place of business at Union, Monroe Co., W. Va., and to expire on the first day of June, 1902. And for the purpose of forming said corporation, we have subscribed the sum of \$395.00 to the capital thereof, and have paid on said subscriptions the sum of \$39.51; and desire the privilege of increasing said capital by sales of additional shares from time to time, to \$5,000.00 in all. The capital

so subscribed is divided into shares of \$5.00, which are held by the undersigned, respectively, as follows, that is to say :

J. D. Logan, 5 shares ;  
 J. L. Dunlap, 5 shares ;  
 J. H. Connell, 20 shares ;  
 J. W. M. Appleton, 20 shares ;  
 J. W. McNeer, 5 shares ;  
 A. S. Johnston, 5 shares ;  
 R. H. Mason, 1 share ;  
 C. S. McKenzie, 5 shares ;  
 Frank Hereford, 10 shares ;  
 Chris. Chambers, 1 share ;  
 W. S. Early, 1 share ;  
 G. McDonald, 1 share.

All of said parties live at Union, W. Va., except J. W. M. Appleton, of Charleston, W. Va., and J. H. Connell, of Salt Sulphur Springs, W. Va.

And all capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 1st day of June, 1882.

J. D. LOGAN,  
 J. L. DUNLAP,  
 JOHN W. M. APPLETON,  
 J. H. CONNELL,  
 JAS. W. MCNEER,  
 A. S. JOHNSTON,  
 R. H. MASON,  
 C. S. MCKENZIE,  
 G. McDONALD,  
 FRANK HEREFORD,  
 CHRISTOPHER <sup>his</sup> CHAMBERS.  
 mark.  
 W. S. EARLY.

Witness as to Christopher Chambers :  
 J. L. DUNLAP.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of June, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this fifth day of June, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

LA BELLE BUILDING ASSOCIATION NO. 2 OF WHEELING.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "La Belle Building Association No. 2 of Wheeling," for the purpose of raising money to be loaned among the members of such corporation, for use in buying lots or houses, or in building or repairing houses ; which corporation shall keep its principal office or place of business in Wheeling, in the county of Ohio, and is to expire on the 31st day of May, one thousand eight hundred and ninety-nine. And for the purpose of forming said corporation, we have subscribed the sum of seven hundred and fifty dollars to the capital thereof, and have paid in on said subscription the sum of seventy-five dollars ; and desire the privilege of increasing the said capital by sales of additional shares from time to time, to three hundred thousand dollars. The capital so subscribed is divided into shares of one hundred and fifty dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By Wm. C. Handlan, one share ;

By M. Roth, one share ;

By W. F. Grabe, one share ;

By S. M. Hathaway, one share ;

By H. C. Ulrich, one share.

All of the city of Wheeling, West Virginia.

And the capital hereafter sold is to be divided into shares of like amount.

Given under our hands this 31st day of May, one thousand eight hundred and eighty-two.

WM. C. HANDLAN,  
M. ROTH,  
W. F. GRABE,  
S. M. HATHAWAY,  
H. C. ULRICH.

Wherefore, the incorporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirty-first day of May, one thousand eight hundred and ninety-nine, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this sixth day of June, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## BOGGS RUN MINING AND MANUFACTURING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged, and



accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Boggs Run Mining and Manufacturing Company," for the purpose of mining and dealing in coal and other minerals ; of manufacturing and dealing in coke, all kinds of crockery ware, iron and glass in any and all of their different branches ; of buying, selling and exchanging merchandise generally ; of doing and carrying on a towing and transportation business with steamboats and barges on the Ohio river and other western rivers ; and for the purpose of doing any other business which may be, by said corporation, deemed necessary or advantageous in carrying out the main purposes of its organization as herein before set out ; which corporation shall keep its principal office or place of business at the city of Wheeling, in the county of Ohio, and is to expire on the first day of February, A. D. 1932. And for the purpose of forming the said corporation, we have subscribed the sum of one thousand dollars to the capital thereof, and have paid in on said subscription the sum of one hundred dollars ; and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to two hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By John Porter, of New Cumberland, Hancock county, West Virginia, two shares ;

Joshua Burley, of Benwood, Marshall county, West Virginia, two shares ;

John Bodley, of Wheeling, Ohio county, West Virginia, two shares ;

John J. Jones, of Wheeling, Ohio county, West Virginia, two shares ;

Phillip Kunz, of Wheeling, Ohio county, West Virginia, two shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this first day of February, in the year of Our Lord 1882.

JOHN PORTER,  
JOSHUA BURLEY,  
JOHN BODLEY,  
JOHN J. JONES,  
PHILLIP KUNZ.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of February, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eighth day of June, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

WEST VIRGINIA COAL MINERS' CO-OPERATIVE PUBLISHING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "West Virginia Coal Miners' Co-operative Publishing Company," for the purpose of publishing and issuing a paper or papers, and for doing all kinds of job printing and book making; which corporation shall keep its principal office or place of business at Coal Valley, in the county of Fayette, and is to expire on the 1st day of June, one thousand eight hundred and ninety; and for the purpose of forming the said corporation we have subscribed the sum of seventy dollars (\$70.00) to the capital thereof, and have paid in on said subscriptions the sum of seventy dollars (\$70.00), and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to ten thousand dollars (\$10,000.00) in all. The capital so subscribed is divided into shares of ten dollars (\$10.00) each, which are held by the undersigned, respectively, as follows, that is to say:

By John L. Barclay, of Coal Valley, two shares;

James Gardner, of Coal Valley, two shares;

Peter Callahan, of Coal Valley, one share;

Joseph Fleighter, of Coal Valley, one share;

John S. Merrill, of Coal Valley, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 2d day of June, 1882.

JOHN L. BARCLAY,  
JAMES GARDNER,  
PETER CALLAHAN,  
JOSEPH FLEIGHNER.  
JOHN S. MERRILL.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of June one thousand eight hundred and ninety, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eighth day of June, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

THE BOSTON ADVERTISING ENVELOPE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

We, the undersigned, agree to become a corporation by the name of "The Boston Advertising Envelope Company," for the purpose of manufacturing and selling and licensing others to manufacture and sell, K. H. Pidricks' patent advertising envelope ; which corporation shall keep its principal place of business at Boston, in the county of Suffolk, and commonwealth of Massachusetts, and is to expire on the thirty-first day of May, A. D. 1902. And for the purpose of forming said corporation, we have subscribed the sum of fifty thousand dollars to the capital thereof, and have paid in on said subscription the sum of five thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows, that is to say :

K. H. Pedrick, Hudson, Mass., 5000 shares ;  
 M. F. Munson, Hudson, Mass., 2000 shares ;  
 C. D. Munson, Hudson, Mass., 2000 shares ;  
 C. Hazeltine, Boston, 500 shares ;  
 J. F. Shorey, Boston, 500 shares.

And the capital to be hereafter sold is to be divided into shares of like amount,

Given under our hands this eighth day of June, A. D. 1882.

K. H. PEDRICK,  
 M. F. MUNSON,  
 C. D. MUNSON,  
 C. HAZELTINE,  
 J. F. SHOREY.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirty-first day of May, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this twelfth day of June, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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## THE OHIO VALLEY PROTECTIVE UNION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Ohio Valley Protective Union," for the purposes and objects of the mutual protection and relief of those who may become beneficiary members thereof; the payment of stipulated sums of money to the families or heirs of deceased members, but the aggregate sum stipulated to be paid to the family or heirs of any member at his or her decease, shall in no case exceed seven thousand dollars; the receipt of money by voluntary contribution, donation or dues; the collection of money by assessments upon its members, and the proper distribution, investment and appropriation of such moneys; but no assessment on account of the death of any member shall be made against any surviving member exceeding one-fifth of one per centum stipulated to be paid to such survivor at his decease. The stock hereby subscribed to be held and used solely for the purposes herein set forth, and not in any manner to share in such assessments nor in any wise to be increased or benefited thereby. And for the purpose of forming the said corporation, we have subscribed the sum of nine hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of ninety dollars. The said capital subscribed is divided into shares of one hundred dollars each, which is held by the undersigned, respectively, as follows, that is to say:

I. H. Duval, Wellsburg, W. Va., one share;  
 George R. Tingle, Wheeling, W. Va., one share;  
 Charles G. Dillon, Zanesville, Ohio, one share;  
 Robert White, Wheeling, W. Va., one share;  
 Warren Hollister, Bridgeport, Ohio, one share;  
 William C. Handlan, Wheeling, W. Va., one share;  
 T. B. Campbell, Wheeling, W. Va., one share;  
 T. H. Logan, Wheeling, W. Va., one share;  
 C. M. Rhodes, Bridgeport, Ohio, one share.

Given under our hands this 3d day of June, 1882.

I. H. DUVAL,  
 GEORGE R. TINGLE,  
 CHARLES G. DILLON,  
 ROBT. WHITE,  
 W. HOLLISTER,  
 WM. C. HANDLAN,  
 T. B. CAMPBELL,  
 T. H. LOGAN,  
 C. M. RHODES.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this sixteenth day of June, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
 Secretary of State.

## HAGGERTY'S DETECTIVE AGENCY.

I, Randolph Stalnaker, Jr., secretary of state, of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Haggerty's Detective Agency," for the purpose of detecting, arresting and bringing to justice persons who are charged with the commission of criminal offenses against the laws of the United States, or of any state of the United States; or who are suspected to be guilty of crime; which corporation shall keep its principal office or place of business at Fairmont, in the county of Marion, and state of West Virginia, and is to expire on the 30th day of June, 1887. And for the purpose of becoming the said corporation, we have subscribed the sum of three hundred and fifty dollars (\$350.00) to the capital stock thereof, and have paid in on said subscriptions the sum of thirty-five dollars (\$35.00), and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to five thousand dollars (\$5,000 00) in all. The capital so subscribed is divided into shares of ten dollars (\$10) each, which are held by the undersigned, respectively, as follows, that is to say:

By John W. Haggerty, Fairmont, W. Va., thirty-one (31) shares;  
 William W. Jackson, Parkersburg, W. Va., one (1) share;  
 Jas. S. Atkinson, Charleston, W. Va., one (1) share;  
 L. B. Dellicker, Parkersburg, W. Va., one (1) share;  
 W. H. Ramp, Wheeling, W. Va., one (1) share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 16th day of June, 1882.

JOHN W. HAGGERTY,  
 WM. W. JACKSON,  
 JAS. S. ATKINSON,  
 L. B. DELLICKER,  
 W. H. RAMP.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirtieth day of June, one thousand eight hundred and eighty-seven, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this seventeenth day of June, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State,*

## THE SINKS GROVE CO-OPERATIVE ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

We the undersigned agree to become a corporation by the name of "The Sinks Grove Co-operative Association," at Sinks Grove, Monroe county, West Virginia, for the purpose of establishing and carrying on general trade and business in merchandise, farm products, machinery, and for manufacturing purposes; which corporation shall keep its principal office or place of business at Sinks Grove, in said county and state, and is to expire on the 1st day of October, 1899. And for the purpose of forming said corporation, we have subscribed the sum of two thousand five hundred and thirty dollars to the capital thereof, and have paid in on said subscriptions the sum of two thousand and five hundred and thirty dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to twenty-five thousand (\$25,000,00) dollars in all. The capital so subscribed, is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By John V. Perry, Sinks Grove, W. Va., 32 shares ;  
 M. E. Robertson, Sinks Grove, W. Va., 2 shares ;  
 John T. Nickell, Sinks Grove, W. Va., 36 shares ;  
 J. B. Leach, Sinks Grove, W. Va., 11 shares ;  
 P. P. Boyd's Adm'r, Sinks Grove, W. Va., 10 shares ;  
 Mrs. E. H. Boyd, Sinks Grove, W. Va., 12 shares ;  
 Geo. W. Nickell, Sinks Grove, W. Va., 4 shares ;  
 Anna M. Nickell, Sinks Grove, W. Va., 6 shares ;  
 Lucy T. Perry, Fort Spring W. Va., 10 shares ;  
 Robert A. Curry, Sinks Grove, W. Va., 10 shares ;  
 Ann Whitmore, Sinks Grove, W. Va., 20 shares ;  
 B. F. Mann, Fort Spring, W. Va., 10 shares ;  
 J. W. Claypool, Fort Spring, W. Va., 5 shares ;  
 P. A. Boyd, Fort Spring, W. Va., 7 shares ;  
 Wm. Bowyer, Sinks Grove, W. Va., 10 shares ;  
 J. O. Miller, Sinks Grove, W. Va., 8 shares ;  
 A. L. Dunmore, Sinks Grove, W. Va., 25 shares ;  
 A. L. Nickell, Sinks Grove, W. Va., 2 shares ;  
 R. G. Curry, Fort Spring, W. Va., 6 shares ;  
 W. T. Patton, Sinks Grove, W. Va., 25 shares ;  
 V. M. Patton, Sinks Grove, W. Va., 2 shares ;  
 Andrew Irons, Sinks Grove, W. Va., 20 shares ;  
 James Y. Irons, Sinks Grove, W. Va., 25 shares ;  
 Wm. G. Shepherd, Fort Spring, W. Va., 1 share ;  
 J. T. Black, Sinks Grove, W. Va., 20 shares ;  
 J. A. Nickell, Sinks Grove, W. Va., 40 shares ;  
 M. J. Nickell, Sinks Grove, W. Va., 8 shares ;  
 Levi Claypool, Sinks Grove, W. Va., 13 shares ;  
 John W. Gray, Sinks Grove, W. Va., 15 shares ;  
 Mary M. Ellis, Sinks Grove, W. Va., 1 share ;  
 Lucie Lemons, Sinks Grove, W. Va., 6 shares ;  
 G. W. Curry, Fort Spring, W. Va., 30 shares ;  
 James Mann, Alderson, W. Va., 30 shares ;  
 Matilda Perry, Sinks Grove, W. Va., 8 shares ;

H. H. Hawkins, Sinks Grove, W. Va., 20 shares ;  
 M. S. Connell, Sinks Grove, W. Va., 2 shares ;  
 C. P. Nickell, Sinks Grove, W. Va., 9 shares ;  
 Carey Nickell, Sinks Grove, W. Va., 5 shares.

And all the capital to be hereafter sold, is to be divided into shares of the like amount.

Given under our hands this 24th day of June, 1882.

JNC. T. NICKELL,  
 JOHN W. GRAY,  
 J. O. MILLER,  
 J. T. BLACK,  
 C. P. NICKELL,  
 JOHN V. PERRY,  
 MATILDA PERRY,  
 MARY M. ELLIS,  
 M. E. ROBERTSON,  
 P. P. BOYD'S ADM'R,  
 E. H. BOYD,  
 M. S. CONNELL,  
 ROBT. A. CURRY,  
 ANN WHITMORE'S ADM'R.  
 WM. G. SHEPHEED,  
 J. B. LEACH,  
 A. L. DUNSMORE,  
 LEVI CLAYPOOL,  
 R. G. CURRY,  
 G. W. CURRY,  
 LUCIE LEMONS,  
 J. W. CLAYPOOL,  
 W. T. PATTON,  
 V. M. PATTON,  
 ANDREW IRONS,  
 JAMES Y. IRONS,  
 P. A. BOYD.  
 J. A. NICKELL,  
 M. J. NICKELL,  
 A. L. NICKELL,  
 B. F. MANN,  
 JAMES MANN,  
 GEO. W. NICKELL,  
 ANNA M. NICKELL,  
 CARRY P. NICKELL,  
 LUCY T. PERRY,  
 WM. BOYER,  
 H. H. HAWKINS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of October, one thousand eight hundred and ninety-nine, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-seventh day of June, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

### WOOL AND STOCK EXCHANGE.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, agree to become a corporation by the name of the "Wool and Stock Exchange," for the purpose of handling wool, stock and produce generally, on commission, as well as to advance the interests of the wool grower, the stock breeder, and the general farmer; which association shall keep its principal office in Wheeling, Ohio county, W. Va., or at such a point as the majority of the stockholders may determine, and is to expire on the first day of July, 1900; and for the purpose of forming said corporation we have subscribed the sum of ten thousand dollars to the capital stock thereof, and have paid in on said subscriptions the sum of ten thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

P. Whitham, of Valley Grove, Ohio county, West Virginia, twenty shares, \$2,000;

J. M. Pollock, Valley Grove, Ohio Co., W. Va., 20 shares, \$2,000;

Wm. Pollock, Valley Grove, Ohio Co., W. Va., 20 shares, \$2,000;

Elijah T. Moore, West Alexander, Wash. Co., Pa., 20 shares, \$2,000;

S. B. Chambers, West Alexander, Wash. Co., Pa., 20 shares, \$2,000.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 17th day of June, 1882.

P. WHITHAM,  
ELIJAH T. MOORE,  
J. M. POLLOCK,  
WM. POLLOCK,  
S. B. CHAMBERS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of July, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.



[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-ninth day of June, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### MARYLAND MICA MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Maryland Mica Mining Company," for the purpose of mining, quarrying, manufacturing and dealing in mica, asbestos, gypsum, marble, granite, and other valuable minerals and deposits; and for mining, reducing, concentrating, smelting and dealing in gold, silver, copper, galena, chrome and other precious metals and ores; and to purchase, lease and hold lands and mining rights, and to do and perform all other acts and things necessary and proper for carrying on the business of mining, quarrying and dealing as aforesaid; which corporation shall keep its principal office or place of business at the city of Washington, in the District of Columbia, and is to expire on the first day of January, in the year nineteen hundred and twenty. And for the purpose of forming the said corporation, we have subscribed the sum of sixty dollars (\$60) to the capital stock thereof, and have paid in on said subscriptions the sum of sixty dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to one million dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By Charles D. Gilmore, John H. Rice, Miletus J. Wine, Henry M. Baker, Gabriel T. Chase and John J. Sanborn, all of the city of Washington, in the District of Columbia, one share each.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twenty-eighth day of June, A. D. 1882.

CHARLES D. GILMORE,  
JOHN H. RICE,  
MILETUS J. WINE,  
HENRY M. BAKER,  
GABRIEL T. CHASE,  
JOHN J. SANBORN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby

declared to be from this date until the first day of January, one thousand nine hundred and twenty, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this first day of July, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### STOCKTON LUMBER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Stockton Lumber Company," for the purpose of constructing and operating a grist and saw mill, and buying, selling, manufacturing and shipping lumber, grain, pulp, and the products thereof; which corporation shall keep its principal office or place of business at Kanawha Falls, in the county of Fayette, W. Va., and is to expire on the 29th day of April, A. D. 1902. And for the purpose of forming the said corporation, we have subscribed the sum of fifteen thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of fifteen thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, as follows, that is to say:

By M. A. Cheney, of Kanawha Falls, Fayette, Co., W. Va., sixty shares;

John Tyrrell, of Chicago, Illinois, sixty shares;

H. T. Cheney, of Kanawha Falls, Fayette Co., W. Va., ten shares;

C. E. Tyrrell, of Chicago, Illinois, ten shares;

K. Tyrrell, of Chicago, Illinois, ten shares.

And the capital hereafter to be sold is to be divided into shares of like amount.

Given under our hands this 23d day of June, 1882.

M. A. CHENEY,  
JOHN TYRRELL,  
H. T. CHENEY,  
C. E. TYRRELL,  
K. TYRRELL.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-ninth day of April, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this fifth day of July, one thousand  
 eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### JUNCTION BAR MINING AND MANUFACTURING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to form a corporation by the name of the "Junction Bar Mining and Manufacturing Company," for the purpose of acquiring title, by purchase or location, to mining claims of all kinds, and to work, mine, tunnel and develop the same; also purchase and locate mill sites, water rights and real estate; to purchase other mining property and consolidate the same; also to work, hold and develop or sell the same; also to purchase machinery, erect works for reducing and beating, and purchasing and selling ores, building railroads for freighting ores, merchandise; and generally to carry on all operations pertaining to the business of mining in the state of California, and in the states and territories of the United States; which corporation shall keep its office or place of business at Waynesburg, Greene county, state of Pennsylvania, and is to expire on the 26th day of June, 1932. And for the purpose of forming said corporation, we have subscribed the sum of one thousand dollars to the capital thereof, and have paid in on said subscription the sum of one hundred dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one million dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By David B. Gray, of Burnt Ranch, Trinity county, California, eighty-eight (88) shares;

Will A. Dinsmore, of Waynesburg, Greene county, Pennsylvania, five (5) shares;

By Thomas B. Dinsmore, five (5) shares, and John G. Dinsmore, one (1) share, of Crows' Mills, Greene county, Pennsylvania;

And by George W. Crow, of Waynesburg, Greene Co., Pa., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 26th day of June, 1882.

DAVID B. GRAY,  
 WILL A. DINSMORE,  
 THOMAS B. DINSMORE,  
 JOHN G. DINSMORE,  
 GEO. W. CROW.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-sixth day of June, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twelfth day of July, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

### KANAWHA BRIDGE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Kanawha Bridge Company," for the purpose of erecting, constructing, maintaining and using a bridge across the Great Kanawha river, at or near Charleston, in the county of Kanawha, with the right to take tolls for the passage of persons, railroad cars, engines, vehicles, and other things passing on and over such bridge; which corporation shall keep its principal office in the city of New York, and is to expire on the fourth day of July, one thousand nine hundred and thirty-two; and for the purpose of forming the said corporation we have subscribed the sum of ten thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of one thousand dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to three hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Collis P. Huntington, of New York City, thirty shares;  
Isaac E. Gates, of Elizabeth, New Jersey, thirty shares;  
James B. Hawes, of North Tarrytown, N. Y., thirty shares;  
William H. Hogeman, of Charleston, West Virginia, five shares;  
Chas. C. Lewis, of Charlestown, West Virginia, five shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 8th day of July, 1882.

C. P. HUNTINGTON,  
ISAAC E. GATES,  
JAS. B. HAWES,  
WM. H. HOGEMAN,  
CHAS. C. LEWIS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby

declared to be from this date, until the fourth day of July, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this fourteenth day of July, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE GREENBRIER STOCK YARDS COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Greenbrier Stock Yards Company," for the purpose of establishing, managing and carrying on stock yards and pens, where live stock of all kinds can be loaded, unloaded, fed, rested, watered, and otherwise cared for; and where live stock can be bought and sold and otherwise disposed of; with such sheds, barns, stables, buildings, structures and appurtenances as may be found needful or proper in carrying on the said stock yards and pens; which corporation shall keep its principal office in the city of New York, and is to expire on the fourth day of July, one thousand nine hundred and thirty-two. And for the purpose of forming the said corporation, we have subscribed the sum of twenty thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of two thousand dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Isaac E. Gates, of Elizabeth, New Jersey, forty shares;  
James B. Hawes, of North Tarrytown, N. Y., forty shares;  
Edward Pardee, of New York City, forty shares;  
William Mahl, of New York City, forty shares;  
George Howes, of New York City, forty shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this eleventh day of July, 1882.

ISAAC E. GATES,  
JAS. B. HAWES,  
E. H. PURDEE,  
GEO. HOWES,  
WM. MAHL.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby

declared to be from this date, until the fourth day of July, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this seventeenth day of July, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### GAULEY RIVER BOOM COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, whose names are signed hereto, desire and agree to become a corporation by the name of the "Gauley River Boom Company," for the purpose of constructing, maintaining and operating one or more booms with or without piers, dam or dams, at any point in Gauley river, at and from a point near the mouth of said river, to the mouth of Twenty mile creek in Fayette county, West Virginia; and stopping and securing logs, timber, lumber staves, butts, railroad ties, and other floatables therein; and for the performing upon said river and its tributaries any and all of the functions assigned to boom companies by an act of the legislature of West Virginia, passed during the session, 1877, and by an act passed the 10th day of March, 1881, amendatory thereof, authorizing the formation of corporations for constructing booms, &c., and for such other operations, purposes, &c., as may be lawful and accessory to the working of the enterprises; which corporation shall have its principal office or place of business at Gauley Bridge, in Fayette county, West Virginia, and is to commence on the ninth day of June, A. D. one thousand eight hundred and eighty-two, and is to expire on the ninth day of June, A. D. one thousand nine hundred and thirty-two, a period of fifty years. And for the purpose of forming the said corporation, we have subscribed the sum of one thousand dollars to the capital thereof, and have paid in on said subscription ten per cent., or the sum of one hundred dollars, and desire the privilege of increasing said capital by sales of additional shares, from time to time, to fifty thousand dollars in all. The capital stock so subscribed shall be divided into shares of one hundred dollars each, which are held by the undersigned, as follows, that is to say, viz:

- Willis J. Hulings, Oil City, Pennsylvania, six shares;
- Seth Hulings, Oil City, Pennsylvania, one share;
- B. J. Jordan, Gauley Bridge, W. Va., one share;
- W. H. Hill, Gauley Bridge, W. Va., one share;
- G. W. Imboden, Ansted, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this ninth day of June, A. D. one thousand eight hundred and eighty-two.

WILLIS J. HULINGS,	[Seal.]
SETH HULINGS,	[Seal.]
B. J. JORDAN,	[Seal.]
W. H. HILL,	[Seal.]
G. W. IMBODEN,	[Seal.]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the ninth day of June, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eighteenth day of July, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### MALDEN CHEMICAL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Malden Chemical Company," for the purpose of manufacturing salt, bromine, chloride of calcium, bromides and other chemicals, and for shipping and selling the same; which corporation shall keep its principal office or place of business in Malden, Kanawha county, West Virginia, and is to expire on the fourth day of July, 1900. And for the purpose of forming said corporation we have subscribed the sum of fifteen hundred dollars, and have paid in on the said subscriptions the sum of one hundred and fifty dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to \$5,000.00. The capital so subscribed is divided into shares of fifty dollars each, which are held by the undersigned, respectively, as follows, that is to say:

John Q. Dickinson, Shrewsbury, Kan. Co., 13 shares;

W. S. Laidley, Charleston, Kan. Co., 1 share;

D. C. Lovett, Charleston, Kan. Co., 1 share;

W. H. Arnott, Malden, Kan. Co., 13 shares;

James F. Brown, Charleston, Kan. Co., 1 share;

Nathaniel English, Malden, Kan. Co., 1 share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this, the 13th day of July, 1882.

JOHN Q. DICKINSON,  
W. H. ARNOTT,  
NATH. ENGLISH,  
JAMES F. BROWN,  
W. S. LAIDLEY,  
D. C. LOVETT.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the fourth day of July, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this nineteenth day of July, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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#### THE GRANGE CO-OPERATIVE ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

We, the undersigned, hereby agree to become a corporation by the name of the "Grange Co-operative Association," at Pickaway Plains, Monroe county, W. Va., for the purpose of establishing and carrying on general trade and business in merchandise, farm products and machinery; which corporation shall keep its principal office or place of business at Pickaway Plains, in said county and state, and is to expire on the first day of November, 1899. And for the purpose of forming the said corporation, we have subscribed the sum of three thousand three hundred and forty-five dollars to the capital stock thereof, and paid in on said subscription the sum of three thousand three hundred and forty-five dollars, and desire the privilege of increasing the capital stock by sales of additional shares from time to time, to twenty thousand dollars. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows :

Samuel A. Houston, 40 shares, \$400;  
John H. Simpson, 20 shares, \$200;  
H. A. Skaggs, 25 shares, \$250;  
C. H. Burdett, 3 shares, \$30;  
Chas. Sydenstricker, 35 shares, \$350;  
T. F. Nickell, 12 shares, \$120;  
G. R. Williams, 13 shares, \$130;  
J. H. Crawford, 4 shares, \$40;



J. M. Nickell, 2 shares, \$20;  
 L. A. Nickell, 3 shares, \$30;  
 J. C. Young, 30 shares, \$300;  
 C. T. Hogshell, 6 shares, \$60;  
 G. W. Reaburn, 25 shares, \$250;  
 Ephrim Nell, 3 shares, \$30;  
 Newton Dickson, 2 shares, \$20;  
 Frank Beamer, 5 shares, \$50;  
 C. S. Peyton, 3 shares, \$30;  
 J. M. Windell, 5 shares, \$50.00;  
 C. W. Hutcheson, 2 shares, \$20.00;  
 W. H. Reaburn, 14 shares, \$140.00;  
 Elij'h J. Hogshead, 3 shares, \$30.00;  
 Sam'l. W. Nickell, 30 shares, \$300.00;  
 Wm. McMann, 2½ shares, \$25.00;  
 W. H. Parker, 10 shares, \$100.00;  
 W. H. Parker, 10 shares, \$100.00;  
 J. F. Cook, 3 shares, \$30.00;  
 J. C. Burdett, 4 shares, \$40.00;  
 Maggie Windell, 1 share, \$10.00;  
 H. J. Kelly, 7 shares, \$70.00;  
 J. M. Honaker, 2 shares, \$20.00;  
 Elij'h M. Reaburn, 5 shares, \$50.00;  
 A. H. Hogshead, 2 shares, \$20.00;  
 J. H. Reaburn, 4 shares, \$40.00;  
 Mary H. Beamer, 3 shares, \$30.00;  
 David Tomlinson, 6 shares, \$60.00.

All residents of the county of Monroe, in the state of West Virginia, except J. H. Crawford and C. S. Peyton, of Greenbrier county, W. Va.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 1st day of May 1882.

SAM'L. A. HOUSTON,  
 JOHN H. SIMPSON,  
 H. A. SKAGGS,  
 C. H. BURDETT,  
 CHAS. SYDESTRICKER,  
 T. F. NICKELL,  
 G. R. WILLIAMS,  
 J. H. CRAWFORD,  
 J. M. NICKELL,  
 S. A. NICKELL,  
 J. M. WINDELL,  
 C. W. HUTCHESON,  
 W. H. REABURN,  
 ELIJ'H. J. HOGSHEAD,  
 SAM'L. W. NICKEL,  
 WM. McMANN,  
 W. H. PARKER,  
 J. F. COOK,  
 J. C. BURDETT,

MAGGIE WINDELL,  
 J. C. YOUNG,  
 C. T. HOGSELL,  
 G. W. REABURN,  
 EPHRIM NELL,  
 NEWTON DICKSON,  
 FRANK BEAMER,  
 C. S. PEYTON,  
 H. J. KELLEY,  
 J. M. HONAKER,  
 ELLI' H M. REABURN,  
 A. H. HOGSHEAD,  
 J. H. REABURN,  
 MARY H. BEAMER,  
 DAVID TOMLINSON.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of November, one thousand eight hundred and ninety-nine, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-second day of July, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, Jr.,  
*Secretary of State.*

### THE SPAULDING IRON CO.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Spaulding Iron Co.," for the purpose of mining and shipping coal, iron ore and limestone; manufacturing and shipping coke, pig iron, steel, muck bar, merchant bar and sheet iron, and cut and wrought iron and steel, nails and spikes (erecting such buildings and tenements as may be convenient or necessary), and transacting a general mining, manufacturing, shipping and mercantile business; which corporation shall keep its principal office or place of business at Brilliant, Jefferson county, Ohio, and is to expire on the fifteenth day of August, A. D. 1932. And for the purpose of forming the said corporation, we have subscribed the sum of twenty-five hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of two hundred and fifty dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to three hundred thousand dollars in all; with the further privilege of increasing the capital to five hundred thousand

dollars by the sale of additional shares. The capital so subscribed is divided into shares of three hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By David Spaulding, of Steubenville, Ohio, one share;

By Theophilus Pugh, of Wheeling, W. Va., one share;

By Thomas B. Taylor, of Steubenville, Ohio, one share;

By Lewis Clohan, of Bellaire, Ohio, one share;

And by Charles H. Spaulding, of Steubenville, Ohio, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this fifteenth day of August, A. D. 1882.

DAVID SPAULDING,  
THEOPHILUS PUGH,  
THOMAS B. TAYLOR,  
LEWIS CLOHAN,  
CHARLES H. SPAULDING.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the fifteenth day of August, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this sixteenth day of August, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE PHILADELPHIA BOTTLE FILLING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Philadelphia Bottle Filling Company," of West Virginia, for the purpose of manufacturing and purchasing for sale or profit, bottle filling and corking machines; purchasing and taking out letters patent for such machines, and generally dealing in all such machines and letters patent; which corporation shall keep its principal office or place of business at Philadelphia, in the county of Philadelphia, and state of Pennsylvania, and is to expire on the first day of July, A. D. 1930. And for the purpose of forming the said corporation, we have subscribed the sum of fifteen hundred dollars to the capital thereof, and have paid in on said subscription the sum of three hundred dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to twenty-five thousand dollars in all. The capital so subscribed is

divided into shares of two dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Edward G. Chewning, of the city of Philadelphia, 250 shares;  
 Benjamin Brooke, of the city of Philadelphia, 125 shares;  
 D. R. Patterson, of the city of Philadelphia, 125 shares;  
 Charles D. Manley, of the city of Philadelphia, 125 shares;  
 H. C. Eggleston, of the city of Philadelphia, 125 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this sixteenth day of August, Anno Domini one thousand eight hundred and eighty-two (1882.)

EDWARD D. CHEWNING,  
 BENJAMIN BROOKE,  
 D. R. PATTERSON,  
 CHARLES D. MANLEY,  
 H. C. EGGLESTON.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of July, one thousand nine hundred and thirty, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling this seventeenth day of August,  
 one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### THE LOOMIS MANUFACTURING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following.

The undersigned agree to become a corporation by the name of "The Loomis Manufacturing Company," for the purpose of manufacturing fibre from jute and other vegetable substances, and of producing various fabrics therefrom, in the District of Columbia and elsewhere; which corporation shall keep its principal office or place of business in the city of Washington, District of Columbia, and is to expire on Jan. 1, 1902. And for the purpose of forming said corporation, we have subscribed the sum of two hundred thousand dollars to the capital thereof, and have paid in on said subscription two hundred thousand dollars; and desire the privilege of increasing said capital by sales of additional shares from time to time, to three hundred thousand dollars in all. The capital so subscribed is

divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

- Silas L. Loomis, of Washington, D. C., \$100,000 ;
- A. Conant Loomis, of Washington, D. C., \$25,000 ;
- A. E. Loomis, of Washington, D. C., \$25,000 ;
- E. Paine Loomis, of Washington, D. C., \$25,000 ;
- W. M. Lawrence, \$25,000.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this seventeenth (17th) day of August, 1882, at the city of Washington, D. C.

SILAS L. LOOMIS,	[Seal.]
A. CONANT LOOMIS,	[Seal.]
A. E. LOOMIS,	[Seal.]
E. PAINE LOOMIS,	[Seal.]
W. M. LAWRENCE.	[Seal.]

Witness, W. CALLAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the first day of January, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-first day of August, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## THE WEST VIRGINIA IRON AND STEEL MINING AND MANUFACTURING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The West Virginia Iron and Steel Mining and Manufacturing Company," for the purpose of mining coal and iron ore, or other ores ; manufacturing iron, steel and glass ; and of granting to others the right to use, for the purpose of manufacturing, iron, steel and glass operations, or in other manufacturing operations, any patent process for the creation or development of heat, the control of which may be acquired by the said corporation ; and for the purpose of constructing, purchasing, owning, or leasing and operating petroleum oil wells ; which corporation shall keep its principal office or place of business at Martinsburgh, in the county of Berkeley, W. Va., and is to expire on the fiftieth anniversary of the day upon which the certificate of the incorporation shall be issued. And for the

purpose of forming said corporation, we have subscribed the sum of five hundred dollars to capital thereof; and have paid in on said subscriptions the sum of fifty dollars; and desire the privilege of increasing the said capital, by sales of additional shares, from time to time, to one million dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

Wilson Vance, Martinsburgh, West Va., one (1) share;

J. Nelson Wisner, of the same place, one (1) share;

William T. Logan, of the same place, one (1) share;

Charles W. Wisner, of the same place, one (1) share;

Geo. W. Feidt, of the same place, one (1) share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twenty-first day of August, 1882.

WILSON VANCE,

J. NELSON WISNER,

WILLIAM T. LOGAN,

CHARLES W. WISNER,

GEO. W. FEIDT.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-third day of August, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this twenty-third day of August, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*

## THE OHIO VALLEY TELEPHONE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Ohio Valley Telephone Company," for the purpose of constructing and maintaining a telephone line or a system of telephone lines along or near the Ohio river; on either side thereof, in the states of West Virginia and Ohio; and along any of the tributaries of said river, in said states, and between places situated thereon, or upon the tributaries of the Ohio river, and places distant therefrom situated within the boundaries of said states; and to use and operate said telephone line or lines, and receive and transmit messages thereon for hire; which corporation shall keep its principal office or place of business in the city of Parkersburg, county of Wood, state of West

Virginia, and is to expire on the first day of September, nineteen hundred and twenty-two. And for the purpose of forming the said corporation, we have subscribed the sum of two hundred dollars to the capital stock thereof, and have paid in on said subscription the sum of twenty dollars; and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to five thousand dollars in all; and with the further privilege of increasing said capital to twenty thousand dollars, by sales of additional shares, if it shall at any time be desired to do so. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By W. N. Chancellor, Parkersburg, W. Va., five shares;

O. G. Scofield, Parkersburg, W. Va., three shares;

H. H. Moss, Parkersburg, W. Va., five shares;

C. C. Martin, Parkersburg, W. Va., two shares;

W. H. Wolfe, Parkersburg, W. Va., one share;

R. M. Shaw, Parkersburg, W. Va., two shares;

W. A. Cooper, Belleville, W. Va., two shares.

And the capital to be hereafter sold to be divided into shares of the like amount.

Given under our hands this 24th day of August, 1882.

W. N. CHANCELLOR,

O. G. SCOFIELD,

H. H. MOSS,

C. C. MARTIN,

W. H. WOLFE,

R. M. SHAW,

W. A. COOPER.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the first day of September, one thousand nine hundred and twenty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this twenty-fifth day of August, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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#### ABRAMS CREEK BOOM AND LUMBER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Abrams Creek Boom and Lumber Company," for the purpose of constructing one or more booms, with or without piers, and all

dams which may be necessary for the purpose of stopping and securing rafts, logs, lumber, and other timber, at or near the mouth of, and across and along the banks and waters of what is known as Abrams Creek, in Elk district, of Mineral county, West Virginia, and to exercise all the powers, rights and privileges conferred upon such corporations by the laws of West Virginia relating thereto; which corporation shall keep its principal office or place of business at Keyser, in Mineral county, West Virginia, and is commence on the 31st day of August (1882), one thousand eight hundred and eighty-two, and continue for the period of twenty-five years. And for the purpose of forming said corporation, we have subscribed the sum of two hundred and seventy-five dollars to the capital thereof, and have paid in on such subscription the sum of twenty-seven <sup>50</sup>/<sub>100</sub> dollars, and desire the privilege of increasing the capital by the sale of additional shares from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of twenty-five dollars each, which are held by the undersigned, respectively, as follows, that is to say :

J. W. Nihiser, Mineral county, West Virginia, one share ;

James B. Rees, Mineral county, West Virginia, one share ;

D. R. Leatherman, Mineral county, West Virginia, one share ;

Thomas R. Carskadon, Mineral county, West Virginia, one share ;

Ezra J. Fredlock, Piedmont, Mineral county, West Virginia, one share ;

John S. Kitzmiller, Mineral county, West Virginia, one share ;

Samuel S. Rees, Mineral county, West Virginia, one share ;

John S. Pancake, Hampshire county, West Virginia, one share ;

Mortimer D. Neville, of Mt. Storm, Grant county, West Virginia, one share ;

Alexander Kalbaugh, Mineral county, West Virginia, one share ;

F. M. Reynolds, of Keyser, Mineral county, West Virginia, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 7th day of August, one thousand eight hundred and eighty-two.

M. D. NEVILLE,

J. W. NIHSER,

JOHN S. KITZMILLER,

ALEX. KALBAUGH,

JOHN S. PANCAKE,

JAS. B. REES,

DANIEL R. LEATHERMAN,

SAM'L. J. REES,

E. I. FREDLOCK.

T. R. CARSKADON,

F. M. REYNOLDS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirty-first day of August, one



thousand nine hundred and seven, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this fifth day of September, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### LITTLE ELK BOOM COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Little Elk Boom Company," for the purpose of stopping and securing boats, rafts, logs, masts, spars, lumber and other timber; and constructing, maintaining and operating booms for said purposes in and upon Gauley river in the county of Fayette, West Virginia, and the tributaries of said river; and for the further purpose of improving said river and tributaries, and removing obstructions therefrom; said booms to be constructed, maintained and operated at the following points, to-wit: in Gauley river, at or near the mouth of Little Elk and Rich creek. And said company, formed and incorporated under the provisions of the act of the legislature of West Virginia, entitled an act authorizing the formation of corporations for the purpose of constructing booms and dams for the purpose of stopping and securing boats, rafts, logs, masts, spars, etc., in certain counties of this state, passed February 28th, 1877, and the acts of said legislature, passed at its sessions in 1881 and 1882, respectively, amendatory thereof. Said corporation shall establish and maintain its principal office or place of business at Kanawha Falls, in said county of Fayette, and is to commence on the 21st day of August, 1882, and continue for a period of twenty years from that date. And for the purpose of forming said corporation, the undersigned have subscribed the sum of two thousand dollars to the capital thereof, and have paid in on said subscription the sum of two thousand dollars, and desire the privilege of increasing said capital by sales of additional shares, from time to time, to twenty-five thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

M. A. Cheney, Kanawha Falls, Fayette Co., W. Va., eight shares;  
 John Tyrrell, Chicago, Illinois, eight shares;  
 H. T. Cheney, Kanawha Falls, W. Va., one share;  
 E. W. Downing, Kanawha Falls, W. Va., two shares;  
 A. W. Cheney, Kanawha Falls, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this twenty-first day of August, in the year of our Lord, one thousand eight hundred and eighty-two.

M. A. CHENEY,  
JOHN TYRRELL,  
H. T. CHENEY,  
E. W. DOWNING,  
A. W. CHENEY.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-first day of August, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this fifth day of September, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### COLUMBIA COPPER CO. NO. 2.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Columbia Copper Co. No. 2." for the purpose of mining and milling copper, gold, silver and other ores and minerals; and for leasing, purchasing, holding and developing real estate, mining rights, and minerals, and managing and disposing of and dealing in the same for mining purposes; and for smelting, reducing, concentrating and dealing in copper, gold, silver and other valuable metals, minerals and substances derivable from such lands, mines and ores; and generally to do and perform all other acts and things necessary to carry on the business of mining and milling such ores, minerals, and substances, and for dealing in the same and the products thereof; which corporation shall keep its principal office or place of business at the city of Washington, in the District of Columbia, and is to expire on the first day of January, in the year one thousand nine hundred and thirty-one. And for the purpose of forming the said corporation, we have subscribed the sum of sixty dollars to the capital stock thereof, and have paid in on said subscription the sum of sixty dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one million dollars in all. The capital so subscribed is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By John T. Williams, of Mankota, in the state of Minnesota; and

Norris Peters, George B. Chittenden, Frank B. Conger, James S. Delano and Eugene Fechet, all of the city of Washington, in the District of Columbia, two shares each.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 1st day of September, A. D. 1882.

JOHN T. WILLIAMS,  
NORRIS PETERS,  
GEO. B. CHITTENDEN,  
FRANK B. CONGER,  
JAS. S. DELANO,  
EUGENE FECHET.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this sixth day of September, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### COLUMBIA COPPER COMPANY NO. 3.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Columbia Copper Company No. 3." for the purpose of mining and milling copper, gold, silver and other ores and minerals; and for leasing, purchasing, holding and developing real estate, mining rights and minerals, and managing and disposing of and dealing in the same for mining purposes; and for smelting, reducing, concentrating and dealing in copper, gold, silver and other valuable metals, minerals and substances derivable from such lands, mines and ores; and generally to do and perform all other acts and things necessary to carry on the business of mining and milling such ores, minerals and substances, and for dealing in the same and the products thereof; which corporation shall keep its principal office or place of business at the city of Washington, in the District of Columbia, and is to expire on the first day of January, in the year one thousand nine hundred and thirty-one. And for the purpose of forming the said corporation, we have subscribed the sum of sixty dollars to the capital stock thereof, and have paid in on said subscription the sum of sixty dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to one mil-

lion dollars in all. The capital so subscribed is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By Jno. T. Williams, of Mankato, in the state of Minnesota, and Norris Peters, George B. Chittenden, Frank B. Conger, James S. Delano, Eugene Fechet, all of the city of Washington, in the District of Columbia, two shares each.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 1st day of September, A. D. 1882.

JOHN T. WILLIAMS,  
NORRIS PETERS,  
GEO. B. CHITTENDEN,  
FRANK B. CONGER,  
JAS. S. DELANO,  
EUGENE FECHET.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state [G. S.] at the city of Wheeling, this sixth day of September, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## HOWARD MICA MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Howard Mica Mining Company," for the purpose of mining, quarrying, manufacturing and dealing in mica, abestos, gypsum, marble, granite and other valuable minerals and deposits; and for mining, reducing, concentrating, smelting, and dealing in gold, silver, copper, galena, chrome and other precious metals and ores; and to purchase, lease and hold lands and mining rights; and to do and perform all other acts and things necessary and proper for the purpose of carrying on the business of mining, quarrying and dealing as aforesaid; which corporation shall keep its principal office or place of business at the City of Washington, District of Columbia, and is to expire on the first day of January, in the year nineteen hundred and twenty. And for the purpose of forming the said corporation we have subscribed the sum of sixty dollars (\$60.00) to the capital stock thereof, and have paid in on said subscription the sum of sixty dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to one million dollars in all. The capital so subscribed is divided into shares of ten

dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By Charles D. Gilmore, John H. Rice, Gabriel T. Chase, Howard A. Snow, John J. Sanborn and William W. Curtis, all of Washington, D. C., one share each.

And the capital hereafter sold is to be divided into shares of like amount.

Given under our hands this fifth day of September, A. D. 1882.

WILLIAM W. CURTIS,  
CHARLES D. GILMORE,  
JOHN H. RICE,  
GABRIEL T. CHASE,  
HOWARD A. SNOW,  
JOHN J. SANBORN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and twenty, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eighth day of September, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE HANCOCK COUNTY COURT-HOUSE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Hancock County Court-House Company," for the purpose of purchasing lots in the town of New Cumberland, in Hancock county, state of West Virginia, and erecting thereon a building to be used as a court-house, which shall be conveyed free of cost to said county, whenever a legal majority of said county shall decide that New Cumberland shall be the county seat ; which corporation shall keep its principal office or place of business at New Cumberland, in the county of Hancock, state of West Va., and is to expire on the first day of January, 1892. And for the purpose of forming the said corporation, we have subscribed the sum of eleven hundred and sixty-five dollars to the capital thereof, and have paid in on said subscriptions the sum of one hundred and sixteen dollars and fifty cents ; and desire the privilege of increasing the said capital, by the sale of additional shares, from time to time, to ten thousand dollars in all. The capital so subscribed is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By John Campbell, of New Cumberland, W. Va., forty shares ;  
Robert Morrow, of Butler District, two shares ;

Thomas Anderson, of Butler District, two shares;  
 Alexander Manypenny, of New Cumberland, W. Va., two shares;  
 George W. Newinan, of New Cumberland, W. Va., two shares;  
 C. A. Freeman, of New Cumberland, W. Va., ten shares;  
 J. M. Porter, of New Cumberland, W. Va., forty shares;  
 B. J. Smith, of New Cumberland, W. Va., ten shares;  
 John Porter, of New Cumberland, W. Va., forty shares;  
 T. R. Swancy, of New Cumberland, W. Va., four shares;  
 M. M. Cullen, of New Cumberland, W. Va., four shares;  
 L. R. Smith, of New Cumberland, W. Va., ten shares;  
 John Cunningham, of New Cumberland, W. Va., twenty shares;  
 Robt. Patterson, of New Cumberland, W. Va., two shares;  
 Benj. Griffith, of New Cumberland, W. Va., two shares;  
 Jno. L. Mahan, of New Cumberland, W. Va., two shares;  
 George W. Beaumont, of New Cumberland, W. Va., two shares;  
 John C. Crawford, of New Cumberland, W. Va., two shares;  
 Wm. M. Lee, of New Cumberland, W. Va., two shares;  
 Hugh McMahan, of New Cumberland, W. Va., twenty shares;  
 B. F. Shane, of New Cumberland, W. Va., five shares;  
 George Baxter, of New Cumberland, W. Va., two shares;  
 L. F. Mahan, of New Cumberland, W. Va., two shares;  
 M. H. Thayer, of New Cumberland, W. Va., two shares;  
 A. P. Howard, of New Cumberland, W. Va., two shares;  
 J. B. Chapman, of New Cumberland, W. Va., two shares.  
 And the capital to be hereafter sold is to be divided into shares of  
 like amount.

Given under our hands this 19th day of August, 1882.

JOHN CAMPBELL,  
 ROBERT MORROW,  
 THOMAS ANDERSON,  
 ALEX. MANYPENNY,  
 G. W. NEWMAN,  
 C. A. FREEMAN,  
 J. M. PORTER,  
 B. J. SMITH,  
 JOHN PORTER,  
 F. R. SWANEY,  
 M. M. CULLEN,  
 L. R. SMITH,  
 JOHN CUNNINGHAM,  
 ROBERT PATTERSON,  
 BENJ. GRIFFITH,  
 JNO. L. MAHAN,  
 J. W. BEAUMONT,  
 JOHN C. CRAWFORD,  
 WM. M. LEE,  
 HUGH McMAHAN,  
 B. F. SHANE,  
 GEORGE BAXTER,  
 L. F. MAHAN,  
 M. H. THAYER,  
 A. P. HOWARD,  
 J. B. CHAPMAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand eight hundred and ninety-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this thirteenth day of September,  
one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### AMERICAN INSURANCE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "American Insurance Company," for the purpose of insuring against all fire and marine risks, and discounting bonds, notes and other securities; which corporation shall keep its principal office or place of business at the city of Wheeling, in the county of Ohio, and is to expire on the twelfth day of September, nineteen hundred and thirty-two. And for the purpose of forming the said corporation, we have subscribed the sum of five thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of five hundred dollars; and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to five hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned respectively, as follows, that is to say:

John M. Brown, of Wheeling, W. Va., ten shares;  
George Wise, of Wheeling, W. Va., ten shares;  
William Ellingham, of Wheeling, W. Va., ten shares;  
A. M. Adams, of Wheeling, W. Va., ten shares;  
John Frew, of Wheeling, W. Va., ten shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twelfth day of September, in the year eighteen hundred and eighty-two.

WM. ELLINGHAM,  
GEORGE WISE,  
JNO. M. BROWN,  
A. M. ADAMS,  
JOHN FREW.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twelfth day of September, one

thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this thirteenth day of September, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

### THE HYDRO CARBON FUEL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Hydro Carbon Fuel Company," for the purpose of selling rights and licenses for the application and use of a process for generating heat through the combination of liquid hydro carbon; manufacturing and selling the apparatus therefor, and conducting all business pertaining thereto; which corporation shall keep its principal office or place of business at Philadelphia, in the county of Philadelphia, and is to expire on the first day of September, A. D. 1932; and for the purpose of forming said corporation we have subscribed the sum of three thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of three hundred dollars; and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to one million dollars in all. The capital so subscribed is divided into shares of five dollars each, which are held by the undersigned, respectively, as follows, that is to say:

John L. Kates, Philadelphia, 100 shares;  
Isaiah Rudy, Philadelphia, 100 shares;  
Albert L. Murphy, Philadelphia, 100 shares;  
Thomas M. Coane, Philadelphia, 100 shares;  
Joseph K. Caldwell, Philadelphia, 100 shares;  
Henry D. Hughes, Philadelphia, one hundred shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this first day of September, A. D., 1882.

JOHN L. KATES,  
ALBERT L. MURPHY,  
J. K. CALDWELL,  
H. D. HUGHES,  
THOS. M. COANE,  
ISAIAH RUDY.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of September, one



thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this fifteenth day of September, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### MARTIN'S FERRY STOVE WORKS.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Martin's Ferry Stove Works," for the purpose of manufacturing and dealing in all kinds of stoves, stove fixtures, castings and all other work pertaining to a general foundry business ; which corporation shall keep its principal office or place of business at Martin's Ferry, in the county of Belmont, in the state of Ohio, and is to expire on the 19th day of September, A. D. 1932. And for the purpose of forming said corporation, we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in on said subscription the sum of fifty dollars ; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows. that is to say :

By John Armstrong, of Martin's Ferry, Belmont county, Ohio, one share ;

Henry Helling, of Martin's Ferry, Belmont county, Ohio, one share ;

Joseph Medill, of Martin's Ferry, Belmont county, Ohio, one share ;

Mathew C. Mitchell, of Martin's Ferry, Belmont county, Ohio, one share ;

William R. Ratcliff, of Martin's Ferry, Belmont county, Ohio, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this nineteenth day of September, A. D. 1882.

JOHN ARMSTRONG,  
HENRY HELLING,  
JOSEPH MEDILL,  
MATHEW C. MITCHELL,  
WILLIAM R. RATCLIFF.

Wherefore. the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the nineteenth day of September,

one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this twentieth day of September, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### DOMINION OIL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation under the name of "Dominion Oil Company," for the purpose of mining for and producing petroleum oils; buying, selling, storing, treating, refining, manufacturing and shipping petroleum oils and the products thereof; and doing a general business in said oils and their products; and doing a general mining, manufacturing and mercantile business; which corporation shall keep its principal office or place of business at Parkersburg, in the county of Wood, and state of West Virginia, and is to expire on the 31st day of August, 1932. And for the purpose of forming said corporation, we have subscribed the sum of ten thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of one thousand dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By John A. Steel, of Parkersburg, West Virginia, fifty and two-third shares;

By A. B. Graham, of Parkersburg, West Virginia, thirty-two and one-third shares;

By James S. Gardner, of Vanceburg, Kentucky, fifteen shares;

By J. E. Graham, of Parkersburg, West Virginia, one share;

By D. E. Steel, of Philadelphia, Pennsylvania, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 1st day of September, 1882.

JOHN A. STEEL,  
A. B. GRAHAM,  
J. E. GRAHAM,  
JAMES A. GARDNER,  
By JOHN A. STEEL,  
*Attorney in fact.*  
D. E. STEEL,  
By JOHN A. STEEL,  
*Attorney in fact.*

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirty-first day of August, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-second day of September, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE WEST VIRGINIA AND ARIZONA MINING COMPANY,

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The West Virginia and Arizona Mining Company," for the purpose of purchasing, operating and selling gold, silver, lead, copper and other mines in the territory of Arizona, and milling and reducing ores; and to buy, sell, own and deal in any real or personal property necessary or convenient for the prosecution of the said business; and, generally, to do all things requisite or incidental to the proper management thereof; which corporation shall keep its principal office or place of business at Wheeling, in the county of Ohio, state of West Virginia, and is to expire on the 1st day of January, A. D. one thousand nine hundred and two. And for the purpose of forming said corporation, we have subscribed the sum of three thousand six hundred and fifty dollars, and have paid in on said subscription, the sum of three thousand six hundred and fifty dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one million dollars, and the stock is to be forever non-assessable. The capital so subscribed is divided into shares of twenty-five dollars each, which are held by the undersigned, respectively, as follows, that is to say:

Thomas W. Fleming, of Fairmont, W. Va., twenty shares;

W. J. W. Cowden, of Wheeling, W. Va., forty shares;

J. H. Pipes, of Wheeling, W. Va., twenty shares;

J. B. Reed, of Wheeling, W. Va., twenty-six shares;

R. H. Sweeney, of Wheeling, Va., twenty shares;

George Bumgardner, Osceola, Iowa, twenty shares.

And the capital to be hereafter sold, is divided into shares of the like amount.

Given under our hands this 21st day of September, 1882.

THOMAS W. FLEMING,  
W. J. W. COWDEN,  
J. H. PIPES,  
J. B. REED,  
R. H. SWEENEY,  
GEORGE BUMGARDNER.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-sixth day of September, one thousand eight hundred and eighty-two.  
 RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### CLIFTON BAND COMPANY.

I, Randolph Stalnakar, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, agree to become a corporation by the name of the "Clifton Band Company," for the purpose of dealing in band instruments and other band property; which corporation shall keep its principal office or place of business at Clifton, Mason county, W. Va., and is to expire on the 3d day of October, 1902; and for the purpose of forming the said corporation we have subscribed the sum of seventy-five dollars to the capital stock thereof, and have paid in thereon the sum of seventy-five dollars; and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to one thousand dollars in all. The capital so subscribed is divided into shares of five dollars each, and are held by the undersigned, respectively, as follows, that is to say:

Matt. S. Gibbons, Clifton, Mason Co., W. Va., 3 shares;  
 Edward K. Holland, Clifton, Mason Co., W. Va., 3 shares;  
 Jno. S. Stevenson, Clifton, Mason Co., W. Va., 3 shares;  
 H. G. Stevenson, Clifton, Mason Co., W. Va., 3 shares;  
 James Smith, Clifton, Mason Co., W. Va., 3 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this, the 3d day of Oct., 1882.

MATT. S. GIBBONS,  
 EDWARD K. HOLLAND,  
 JNO. S. STEVENSON,  
 H. G. STEVENSON,  
 JAMES SMITH.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the third day of October, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this ninth day of October, one thousand, eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### VULCAN MACHINE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, agree to become a corporation by the name of "Vulcan Machine Company," for the purpose of manufacturing car wheels, cars, railroad and other castings, all kinds of machinery, and dealers in machine and engineers' supplies and general merchandising; which corporation shall keep its principal office or place of business at Clifton, in the county of Mason, in the state of West Virginia, and is to expire on the 7th day of October, 1902. And for the purpose of forming said corporation, we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in on said subscription the sum of fifty dollars; and desire the privilege of increasing the said capital by sales of additional shares from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Ed. S. Grant, Middleport, Ohio, one share;

B. J. Redmond, Clifton, W. Va., one share;

John A. Redmond, Clifton, W. Va., one share;

H. G. Nease, Clifton, W. Va., one share;

D. C. Whaley, Pomeroy, Ohio, one share.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 7th day of October, 1882.

ED. S. GRANT,  
J. B. REDMOND,  
J. A. REDMOND,  
H. G. NEASE,  
D. C. WHALEY,

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the seventh day of October, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eleventh day of October, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## THE WHEELING BAKERY COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of the "Wheeling Bakery Company," for the purpose of conducting a general baking, confectionery and eating house business, and doing all and all manner of business appertaining to a bakery, confectionery and restaurant ; which corporation shall keep its principal office or place of business at Wheeling, in the county of Ohio, and state of West Virginia ; and is to expire on the fifteenth day of September, in the year one thousand nine hundred and thirty-two. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars to the capital stock thereof, and have paid in on said subscriptions the sum of fifty dollars ; and desire the privilege of increasing the capital by the sale of additional shares, from time to time, to ten thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By S. S. Marvin, of Pittsburgh, Pennsylvania, one share ;

By Matilda R. Marvin, of Pittsburgh, Pennsylvania, one share ;

By J. M. Kaine, of Steubenville, Ohio, one share ;

By Cornelius E. Rumsey, of Pittsburgh, Pennsylvania, one share ;

And by Ellen Kaine, of Steubenville, Ohio, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twenty-second day of September, in the year one thousand eight hundred and eighty-two.

S. S. MARVIN,

MATILDA R. MARVIN,

J. M. KAINE,

ELLEN KAINE,

CORNELIUS E. RUMSEY.

Signed and acknowledged by Ellen Kaine in presence of us,  
JOHN F. ORR,  
WM. M. MILLER.

WM. TAYLOR, as to C. E. Rumsey.

D. R. TAYLOR, as to C. E. Rumsey.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the fifteenth day of September, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eleventh day of October, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,

Secretary of State.

THE UNITED STATES ELECTRIC LIGHTING COMPANY OF  
WASHINGTON, D. C.

I, Randolph Stalnakar, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The United States Electric Lighting Company, of Washington, D. C.," for the purpose of supplying electricity for all purposes, whether for lighting, motor, storage or other purposes for which it is or may be used ; to purchase and hold patents pertaining thereto, and to do all things incident to the business ; which corporation shall keep its principal office or place of business at Washington, in the District of Columbia, and is to expire on the first day of October, nineteen hundred and two. And for the purpose of forming the said corporation, we have subscribed the sum of one hundred thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of ten thousand dollars ; and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to five hundred dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By Stilson Hutchins, of Washington, D. C., 200 shares, \$20,000 ;

James L. Barbour, of Washington, D. C., 200 shares, \$20,000 ;

William Dickson, of Washington, D. C., 200 shares, \$20,000 ;

Robert Boyd, of Washington, D. C., 200 shares, \$20,000 ;

Albert W. Fletcher, of Philadelphia, Penn., 200 shares, \$20,000 ;

And the capital hereafter to be sold is to be divided into shares of the like amount.

Given under our hands this 14th day of October, 1882.

STILSON HUTCHINS,

WILLIAM DICKSON,

ROBERT BOYD,

JAMES L. BARBOUR,

ALBERT W. FLETCHER.

In the presence of

WILLIAM RUTLEDGE.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of October, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said  
[G. S.] state, at the city of Wheeling, this seventeenth day of October, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*

## THE CHARLESTON WATER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Charleston Water Company," for the purpose of erecting and maintaining water works, and supplying the inhabitants of the city of Charleston, West Va., and vicinity with water for domestic, fire and mechanical purposes; and for said purposes to provide, erect and maintain all works, buildings, machinery, reservoirs, dams, pumps and conduits necessary or proper, for raising and introducing into said city and the vicinity a supply of water and supplying, furnishing and fitting engines, pumps, pipes, hydrants, fire plugs, meters and all things necessary for the reception, conveyance, distribution and sale of water to the public, individuals, firms and corporations residing or doing business in the city of Charleston and vicinity; which corporation shall keep its principal office or place of business at Wilkes-Barre, Luzerne county, state of Penn.; and is to expire on the 12th day of October, A. D., 1932. And for the purpose of forming said corporation, we have subscribed the sum of thirty thousand dollars, and have paid in on said subscriptions the sum of three thousand dollars; and desire the privilege of increasing the said capital by the sale of additional shares; from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of fifty dollars each, which are held by the undersigned, respectively as follows, that is to say:

By Geo. W. Patton, of Charleston, West Virginia, five (5) shares;  
 By A. P. Barber, of Plymouth, Pa., one hundred and fifty shares;  
 By E. V. Jackson, of Wilkes-Barre, Pa., one hundred and fifty shares;  
 By J. A. Opp, of Plymouth, Pa., one hundred and fifty shares;  
 By Geo. W. Shank, of Plymouth, Pa., one hundred and forty-five shares.

And the capital stock to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twelfth day of October, in the year of our Lord, one thousand eight hundred and eighty-two.

J. A. OPP,  
 GEO. W. SHANK,  
 E. V. JACKSON,  
 A. P. BARBER,  
 GEO. W. PATTON.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twelfth day of October, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twelfth day of October, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
 Secretary of State.



## THE GUYANDOTTE BOOM AND DAM COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Guyandotte Boom and Dam Company," for the purpose of constructing, maintaining and operating one or more booms and dams from a point on the Guyandotte river, at or near Logan Court-House, in the county of Logan, West Virginia, to the head waters of said river, together with all the tributaries thereof; and of stopping and securing boats, rafts, logs, timber, lumber and other floatables therein; and of performing upon said river and its tributaries any and all of the functions authorized to boom and dam companies by the laws of the state of West Virginia; authorizing the formation of corporations for the purpose of constructing booms, &c., and for such other operations, purchases, &c., as may be lawful and necessary to the economical and successful working of the enterprise; which corporation shall have its principal office at Raleigh, C. H., in the county of Raleigh, West Virginia, and shall commence on the first day of October, 1882, and is to expire on the first day of October, 1899. And for the purpose of forming the said corporation, we have subscribed the sum of eighteen hundred ——— dollars to the capital thereof, and have paid in on said subscription the sum of one hundred and eighty dollars; and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to ten thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

William Miles Watrous, of Wyoming county, Va., five shares, five hundred dollars;

William Eugene Watrous, of Nokesville, Va., 2 shares, two hundred dollars;

D. Elmer Watrous, of Nokesville, Va., two shares, two hundred dollars;

J. Lee Wilson, of Bloxten, Raleigh county, W. Va., five shares, five hundred dollars;

Wm. Henry Wilson, of Bloxten, Raleigh county, W. Va., two shares, two hundred dollars;

John Lee Wilson, Jr., of Bloxten, Raleigh county, W. Va., two shares, two hundred dollars.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 10th day of August, A. D. 1882.

WM. M. WATROUS,  
W. E. WATROUS,  
D. ELMER WATROUS,  
JOHN LEE WILSON,  
WM. H. WILSON,  
JOHN L. WILSON, JR.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of October, one thousand eight hundred and ninety-nine, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-first day of October, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### WEST VIRGINIA FIBRE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "West Virginia Fibre Company," for the purpose of manufacturing and selling wood and other fibres and paper; which corporation shall keep its principal office or place of business in Parkersburg district, in the county of Wood, and is to expire on the 20th day of October, 1902. And for the purpose of forming the said corporation, we have subscribed the sum of five thousand dollars to the capital stock thereof, and have paid in on said subscription the sum of five hundred dollars; and desire the privilege of increasing said capital by sales of additional shares from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, that is to say:

Geo. W. Thompson, of Parkersburg, W. Va., one hundred shares;

Chas. Gambrell, of Parkersburg, W. Va., one hundred shares;

John V. Rathbone, of Parkersburg, W. Va., one hundred shares;

Chas. H. Turner, of Parkersburg, W. Va., fifty shares;

H. C. Jackson, of Parkersburg, W. Va., one hundred shares;

W. N. Chancellor, of Parkersburg, W. Va., fifty shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 18th day of October, 1882.

GEO. W. THOMPSON,  
CHARLES H. TURNER,  
H. C. JACKSON,  
JOHN V. RATHBONE,  
W. N. CHANCELLOR,  
CHARLES GAMBRILL.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twentieth day of October, one

thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this twenty-third day of October,  
one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### BENWOOD LITERARY AND SCIENTIFIC ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Benwood Literary and Scientific Association," for the diffusion of knowledge and political economy; which corporation shall keep its principal office in Benwood, Marshall county, W. Va., and is to expire on the first day of January, 1899. And for the purpose of forming the said corporation, we have subscribed the sum of one hundred dollars to the capital thereof, and have paid in on said subscription the sum of ten dollars; and desire the privilege of increasing the said capital, by the sale of additional shares, from time to time, to five thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows:

Mr. John Manley, of Benwood, two shares;

Mr. Thomas Deegan, of Benwood, two shares;

Mr. James Moran, of Benwood, two shares;

Mr. Michael Garvey, of Benwood, two shares;

And Mr. John Healey, of Benwood, two shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 23d day of October, 1882.

JOHN HEALEY,  
JOHN MANLEY,  
JAMES MORAN,  
MICHAEL GARVEY,  
THOMAS DEEGAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand eight hundred and ninety-nine, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said  
[G. S.] state, at the city of Wheeling, this thirtieth day of Octo-  
ber, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## GALLIPOLIS AND HUNTINGTON DAILY PACKET COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Gallipolis and Huntington Daily Packet Company," for the purpose of running one or more steamboats on the Ohio river, between Gallipolis, Ohio, and Huntington, West Virginia, for carrying passengers and freight; which corporation shall keep its principal office or place of business at the wharf-boat at Huntington, in the county of Cabell, and is to expire on the 25th day of October, A. D. 1902; and for the purpose of forming the said corporation, we have subscribed the sum of seven thousand, five hundred dollars (\$7,500.00) to the capital thereof, and have paid in said subscription the whole thereof, to-wit. the sum of \$7,500.00; and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to twenty thousand dollars (\$20,000) in all. The capital so subscribed is divided into shares of ten (10) dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By W. S. Thornly, Eureka P. O., Gallia county, Ohio, one hundred and ten (110) shares, \$1,100.00.

By Willard Thornly, Eureka P. O., Gallia county, Ohio, fifty (50) shares, \$500.00.

By J. Warren Thornly, Eureka P. O., Gallia county, Ohio, fifty (50) shares, \$500.00.

By H. Watson, Swan Creek P. O., Gallia county, Ohio, fifty (50) shares, \$500.00.

By E. H. Wells, Apple Grove P. O., W. Va., one hundred and sixty shares, (160) \$1,600.00.

By G. Riley Smith, Eureka P. O., Gallia county, Ohio, fifty shares, (50) \$500.00.

B. Jacob Larimer, Eureka, Gallia county, Ohio, fifty shares, (50) \$500.00.

By Thomas Martin, Swan Creek P. O., Gallia Co., Ohio, fifty shares, (50) \$500.00.

By Charles R. Small, Burk's Mills P. O., Gallia Co., Ohio, fifty shares, (50) \$500.00.

By Ira Kinder, Clipper Mill P. O., Gallia Co., O., fifty shares, (50) \$500.00.

By C. D. Blake, Gallipolis, Ohio, fifty shares, (50) \$500.00.

By David Russell, Eureka P. O., Gallia Co., Ohio, thirty shares (30), \$300.00

And the capital hereafter to be sold is to be divided into shares of like amount.

Given under our hands this 26th day of October, A. D. 1882.

WALTER S. THORNLY,  
WILLARD THORNLY,  
J. WARREN THORNLY,  
HIRAM WATSON,  
E. H. WELLS,  
G. RILEY SMITH,  
JACOB LARRIMER,  
THOMAS MARTIN,  
CHARLES R. SMALL,  
IRA KINDER.  
C. B. BLAKE,  
DAVID RUSSELL,

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the twenty-fifth day of October, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this first day of November, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### THE KINGWOOD AND CRANBERRY TELEGRAPH COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has this day been delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Kingwood and Cranberry Telegraph Company," for the purpose of constructing, maintaining and operating lines of magnetic telegraph in the county of Preston, and state of West Virginia, from Kingwood to Cranberry and other points on the Baltimore and Ohio railroad; which corporation shall keep its principal office or place of business at Kingwood, in said county, and is to expire on the first day of January, A. D., one thousand nine hundred and thirty-two. And for the purpose of forming the said corporation, we have subscribed the sum of three hundred and thirty dollars to the capital stock thereof, and have paid in on said subscription the sum of thirty-three dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

John P. Jones, of Cranberry, West Virginia, five shares;

Wm. G. Brown, Jr., of Kingwood, West Virginia, five shares ;  
 Robert W. Monroe, of Kingwood, West Virginia, three shares ;  
 Smith Crane, of Kingwood, West Virginia, three shares ;  
 J. Ami Martin, of Kingwood, West Virginia, two shares ;  
 Wm. M. O. Dawson, of Kingwood, West Virginia, two shares ;  
 John M. Crane, of Kingwood, West Virginia, three shares ;  
 Neil J. Fortney, of Kingwood, West Virginia, one share ;  
 S. Fuller Crane, of Parkersburg, West Virginia, one share ;  
 S. Frank Riley, of Cranberry, West Virginia, one share ;  
 Wm. H. Glover, of Cranberry, West Virginia, one share ;  
 Marshall W. Crane, of Cranberry, West Virginia, one share ;  
 Charles W. Jackson, of Cranberry, West Virginia, two shares ;  
 John W. Hardesty, of Cranberry, West Virginia, one share ;  
 Ezra D. Benson, of Cranberry, West Virginia, one share ;  
 A. Staley Shaw, of Cranberry, West Virginia, one share.  
 And the capital to be hereafter sold is to be divided into shares  
 of like amount.

Given under our hands this 14th day of October, 1882.

ROBERT W. MONROE,  
 WM. M. O. DAWSON,  
 NEIL J. FORTNEY,  
 JOHN M. CRANE,  
 S. FULLER CRANE,  
 JOHN P. JONES,  
 CHAS. W. JACKSON,  
 M. W. CRANE,  
 W. H. GLOVER,  
 S. FRANK RILEY,  
 E. D. BENSON,  
 J. W. HARDESTY,  
 A. STALEY SHAW,  
 WM. G. BROWN, JR.,  
 J. AMI MARTIN,  
 SMITH CRANE.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this second day of November, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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## THE MATRIMONIAL BENEFIT ASSOCIATION OF WEST VIRGINIA.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and

accompanied by the proper affidavits, has this day been delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Matrimonial Benefit Association of West Virginia," for the purpose of matrimonial insurance, subject to the rules and regulations of this intended corporation; which corporation shall keep its principal office at St Albans, in the county of Kanawha, and is to expire on the 31st day of October, in the year nineteen hundred (1900). And for the purpose of forming said corporation, we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of fifty dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to five thousand dollars in all. The capital so subscribed, is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows. that is to say :

By A. J. Beckett, of St Albans, West Virginia, one share, \$100.00;

By S. B. Chilton, of St. Albans, West Virginia, one share, \$100.00;

By L. W. Walden, of St. Albans, West Virginia, one share, \$100.00;

By A. B. Lewis, of St. Albans, West Virginia, one share, \$100.00;

By S. L. Webb, of St. Albans, West Virginia, one share, \$100.00.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 31st day of October, 1882.

A. J. BECKETT,  
S. B. CHILTON, M. D.,  
L. W. WALDEN,  
A. B. LEWIS,  
S. L. WEBB.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirty-first day of October, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this third day of November, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

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### THE BUCKHANNON BOOM COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Buckhannon Boom Company," for the purpose of erecting and establishing a boom with or without piers across the Buckhannon river at or near the town of Buckhannon, in the county Upshur, and state of West Virginia, for the purpose of stopping, holding or passing any or all logs, timber, rafts, or lumber of any and all kinds, as granted by the general laws establishing booms; which corporation shall keep its principal office or place of business at the town of Buckhannon, in the county of Upshur; and is to expire on the 12th day of October, A. D., 1932. And for the purposes of forming said corporation, we have subscribed the sum of five thousand dollars to the capital thereof, and have paid on said subscriptions to the sum of five hundred dollars, and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By James H. Hanson, of Buckhannon, West Virginia, ten shares;  
 D. D. T. Farnsworth, of Buckhannon, West Virginia, ten shares;  
 Levi Leonard, of Buckhannon, West Virginia, ten shares;  
 R. E. Hudkins, of Buckhannon, West Virginia, ten shares;  
 G. A. Newlon, of Buckhannon, West Virginia, ten shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands and seals this 12th day of October, A. D. 1882.

JAMES H. HANSON,	[Seal,]
D. D. T. FARNSWORTH,	[Seal,]
LEVI LEONARD,	[Seal,]
R. E. HUDKINS,	[Seal,]
G. A. NEWLON,	[Seal,]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the twelfth day of October, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this eighth day of November, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

#### PAN-HANDLE COAL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:



The undersigned agree to become a corporation by the name of the "Pan-Handle Coal Company," for the purpose of mining, shipping and vending coal, purchasing coal, and reselling the same, manufacturing coke and selling the same; owning, running, and navigating boats and barges; selling goods, wares and merchandise by wholesale and retail; owning, working and leasing coal lands; and generally to do all things necessary, proper, legal and incidental to the successful mining and vending of coal and coke; which corporation shall keep its principal office or place of business at the city of Pittsburgh, in the state of Pennsylvania, and is to expire on the fourteenth day of November, one thousand nine hundred and thirty-two (1932); and for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars to the capital stock thereof, and have paid in on said subscription the sum of five hundred dollars; and desire the privilege of increasing the said capital by sales of additional shares from time to time, to six hundred thousand dollars in all. The capital so subscribed is divided into shares of fifty dollars each, which are held by the undersigned, respectively, as follows, that is to say:

William H. Lee, of Hanlin, Pennsylvania, two shares;

John D. Allender, of Hanlin, Pennsylvania, two shares;

Samuel S. Davidson, of Hanlin, Pennsylvania, two shares;

Joseph H. Harper, of Hanlin, Pennsylvania, two shares;

Hugh Lee, of Mansfield, Pennsylvania, two shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this fourteenth day of November, A. D. 1882.

WM. H. LEE,  
J. D. ALLENDER,  
SAM'L. S. DAVIDSON,  
JOS. H. HARPER,  
HUGH LEE.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the fourteenth day of November, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this sixteenth day of November, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### SIDNEY PACKET COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "Sidney Packet Company," for the purpose of carrying on a transportation business with steamboats and barges upon the western rivers; which corporation shall keep its principal office or place of business at Wheeling, in the county of Ohio, and is to expire on the 31st day of December in the year one thousand eight hundred and ninety-two. And for the purpose of forming the said corporation we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in on said subscription the sum of fifty dollars; and desire the privilege of increasing the said capital by sales of additional shares from time to time, to one hundred thousand dollars in all. The capital subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By William M. List, Wheeling, W. Va., one share;  
 Charlie D. List, Wheeling, W. Va., one share;  
 Henry Schmulbach, Wheeling, W. Va., one share;  
 Eugenius A. Hildreth, Wheeling, W. Va., one share;  
 James N. Williamson, Pomeroy, O., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 11th day of November, one thousand eight hundred and eighty-two.

WM. M. LIST,  
 HENRY SCHMULBACH,  
 CHARLIE D. LIST,  
 E. A. HILDRETH,  
 JAMES N. WILLIAMSON,

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirty-first day of December, one thousand eight hundred and ninety-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this seventeenth day of November, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
 Secretary of State.

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### THE ANNAN MANUFACTURING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

We, the undersigned, agree to become a corporation by the name

of "The Annan Manufacturing Company," for the purpose of manufacturing and selling envelopes and paper bags; which corporation shall keep its principal place of business at Boston, in the county of Suffolk, and commonwealth of Massachusetts, and is to expire on the thirty-first day of December, A. D. 1901. And for the purpose of forming said corporation, we have subscribed the sum of two hundred and fifty thousand dollars to the capital thereof, and have paid in on said subscription the sum of twenty-five thousand dollars; and desire the privilege of increasing the said capital by sales of additional shares from time to time, to five hundred thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By C. F. Annan, Boston, Mass., 10,000 shares;  
 C. Hazeltine, Boston, Mass., 5,000 shares;  
 W. H. Gilman, Boston, Mass., 5,000 shares;  
 W. C. Spaulding, Boston, Mass., 4,000 shares;  
 J. F. Shorey, Boston, Mass., 1,000 shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this twenty-third day of October, A. D. 1882.

CHS. F. ANNAN,  
 C. HAZELTINE,  
 W. H. GILMAN,  
 W. C. SPAULDING,  
 J. F. SHOREY.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirty-first day of December, one thousand nine hundred and one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twentieth day of November, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE AMHERST HYDRAULIC MOTOR COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Amherst Hydraulic Motor Company," for the purpose of manufacturing and selling water motors and engines under the patents granted by the United States to Elijah B. Benham and Henry

B. Richardson; which corporation shall keep its principal place of business at Boston, in the county of Suffolk and commonwealth of Massachusetts, and is to expire on the thirty-first day of December, A. D., one thousand nine hundred and one, and for the purpose of forming said corporation we have subscribed the sum of two hundred and fifty thousand dollars to the capital thereof, and have paid into said subscription the sum of twenty-five thousand dollars; and desire the privilege of increasing the said capital by sales of additional shares from time to time, to five hundred thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Elijah B. Benham, Boston, Mass., 10,000 shares;  
 Henry B. Richardson, Amherst, Mass., 10,000 shares;  
 John F. Shorey, Boston, Mass., 2,000 shares;  
 Geo. H. Towle, Boston, Mass., 2,000 shares;  
 Fred. Nourse, Boston, Mass., 1,000 shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this ninth day of November, A. D.

ELIJAH B. BENHAM,  
 HENRY B. RICHARDSON,  
 JOHN F. SHOREY,  
 GEO. H. TOWLE,  
 FRED. NOURSE.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the thirty-first day of December, nineteen hundred and one, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twentieth day of November, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
 Secretary of State.

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### WHEELING STEEL COMPANY.

I, Randolph Stalnakar, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Wheeling Steel Company," for the purpose of manufacturing and dealing in iron and steel in all forms, and of manufacturing, mining, producing, and dealing in any articles or materials used in the manufacture of iron or steel in any form. Which corporation shall keep its principal office or place of business at the city of Wheel-

ing, in the county of Ohio, state of West Virginia, and is to expire on the twenty-second day of November, A. D. 1932. And for the purpose of forming the said corporation, we have subscribed the sum of seven thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of seven hundred dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time to one million dollars in all. The capital so subscribed is divided into shares of one thousand dollars each, which are held by the undersigned respectively, as follows, that is to say:

By J. N. Vance, residing at Wheeling, W. Va., one share;  
 By C. D. Hubbard, residing at Wheeling, W. Va., one share;  
 By L. S. Delaplain, residing at Wheeling, W. Va., one share;  
 By A. W. Kelley, residing at Wheeling, W. Va., one share;  
 By S. K. Wallace, residing at Wheeling, W. Va., one share;  
 By J. R. McCortney, residing at Wheeling, W. Va. one share;  
 And by W. H. Wallace, residing at Steubenville, Ohio, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 23d day of November, 1882.

J. N. VANCE,  
 C. D. HUBBARD,  
 L. S. DELAPLAIN,  
 A. W. KELLEY,  
 SPAULDING K. WALLACE,  
 J. R. MCCORTNEY,  
 WILLIAM H. WALLACE.

Wherefore, the corporators named in said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the twenty-second day of November, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said  
 [G. S.] state, at the city of Wheeling, this twenty-third day of  
 November, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
 Secretary of State.

#### TYLER COUNTY EXPOSITION AND FAIR ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Tyler County Exposition and Fair Association," for the purpose of holding an industrial exposition, agricultural fair and stock fair, at or near the the town of Middlebourne, West Virginia; which

corporation shall keep its principal office or place of business at Middlebourne, in the county of Tyler, and is to expire on the first day of January, one thousand nine hundred. And for the purpose of forming the said corporation, we have subscribed the sum of two hundred and fifty dollars to the capital thereof, and have paid in on said subscription the sum of twenty-five dollars; and desire the privilege of increasing said capital by the sale of additional shares from time to time, to twenty-five thousand dollars in all. The capital so subscribed shall be divided into shares of ten dollars each, and are held by the undersigned, respectively, as follows, that is to say:

By James Stealey, five shares, fifty dollars;

A. B. Smith, five shares, fifty dollars;

O. M. Sellers, five shares, fifty dollars;

David Hickman, five shares, fifty dollars;

J. W. Swan, five shares, fifty dollars.

All residents of Middlebourne, Tyler county, West Virginia.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this twenty-second day of November, A. D. one thousand eight hundred and eighty-two.

JAMES STEALEY,  
A. B. SMITH,  
O. M. SELLERS,  
DAVID HICKMAN,  
J. W. SWAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred, and a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-fourth day of November, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## ELECTRIC STORAGE LIGHT, POWER AND MANUFACTURING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, agree to become a corporation by the name of the "Electric Storage Light, Power and Manufacturing Company," for the purpose of manufacturing electrical apparatus; constructing lines for the use of electric light or other electric uses, either overhead or underground; or for using, selling or leasing any

such apparatus, or for carrying on any business appertaining to the same; which corporation shall keep its principal office or place of business at Martinsburg, in Berkeley county, in the state of West Virginia, and is to expire on the first day of January, A. D., nineteen hundred and thirty-two. And for the purpose of forming the said corporation we have subscribed the sum of one hundred thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of one hundred thousand dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one million dollars in all. The capital so subscribed is divided into one thousand shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Alan P. Smith, of the city of Baltimore, and state of Maryland, two hundred shares;

By Arthur B. Proal, of the city of Baltimore and state of Maryland, two hundred shares;

By Augustus G. Davis, of the city of Baltimore and state of Maryland, two hundred shares;

By Hugh H. Craig, of Baltimore county and state of Maryland, two hundred shares;

By Archibald Wilson, Jr., of the city of Baltimore, and state of Maryland, two hundred shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this twenty-fourth day of November, in the year one thousand eight hundred and eighty-two.

ALAN P. SMITH,  
A. B. PROAL,  
A. G. DAVIS,  
H. H. CRAIG,  
A. WILSON, JR.

Test:

JOHN T. MADDOX.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-fifth day of November, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### PRINCE PACKET COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Prince Packet Company," for the purpose of carrying on a transportation business with steamboats and barges upon the western rivers; which corporation shall keep its principal office or place of business at Wheeling, in the county of Ohio, and is to expire on the (31st) thirty-first day of December, one thousand eight hundred and ninety-two (1892), and for the purpose of forming the said corporation we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of fifty dollars; and desire the privilege of increasing the said capital by sales of additional shares from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held respectively as follows, that is to say:

By Thomas Prince, Wheeling, W. Va., one share;

James B. Campbell, Wheeling, W. Va., one share;

Thomas J. Ball, Wheeling, W. Va., one share;

Maggie Prince, Wheeling, W. Va., one share;

James G. Morris, Wheeling, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 27th day of November, one thousand eight hundred and eighty-two.

THOMAS PRINCE,  
JAMES B. CAMPBELL,  
THOS. J. BALL,  
MAGGIE PRINCE,  
JAMES G. MORRIS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirty-first day of December, one thousand eight hundred and ninety-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this twenty-seventh day of November, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## THE UNITED STATES CONSTRUCTION AND GUARATEE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned hereby agree to become a corporation by the



name of "The United States Construction and Guarantee Company," for the purpose of constructing railroads, canals, telegraph lines, and other public works, and for guaranteeing the faithful performance of the obligation and contracts of the Mexican Coal Company (limited); which corporation shall keep its principal office or place of business at Washington City, D. C., and is to expire on the 27th day of November, A. D. 1932. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in on said subscription the sum of fifty dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one million dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Wilkinson Call, Jacksonville, Florida, one share;

Henry H. Blackburn, Washington, D. C., one share;

Fletcher P. Cuppy, Washington, D. C., one share;

Landon C. Duncan, Washington, D. C., one share;

Timothy D. Keleher, Albany, New York, one share.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 27th day of November, A. D., 1882.

WILKINSON CALL,  
HENRY H. BLACKBURN,  
FLETCHER P. CUPPY,  
LANDON C. DUNCAN,  
TIMOTHY D. KELEHER.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the 27th day of November, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this first day of December one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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## THE UNITED STATES AND MEXICAN CONSTRUCTION AND GUARANTEE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The United States and Mexican Construction and Guarantee Company,"

for the purpose of constructing railroads, canals, drains, tunnels, and sewers; for reclaiming lands overflowed or occupied by water; for the purpose of mining coal and other minerals, and selling the same; for guaranteeing the faithful performance of the contracts and obligations of the Channelling and Drainage Company of Mexico; for guaranteeing the faithful performance of contracts and obligations to construct railroads, canals, and other public works; which corporation shall keep its principal office or place of business at Washington City, District of Columbia, and is to expire on the 24th day of November, A. D. 1932. And for the purpose of forming said corporation we have subscribed the sum of five hundred dollars to the capital stock thereof, and have paid in on said subscription the sum of fifty dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to one million of dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

Wilkinson Call, Jacksonville, Florida, one share;  
 Henry H. Blackburn, Washington, D. C., one share;  
 Fletcher P. Cuppy, Washington, D. C., one share;  
 Timothy D. Keleher, Albany, New York, one share;  
 Langdon C. Duncan, Washington, D. C., one share.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 24th day of November, A. D. 1882.

WILKINSON CALL,  
 HENRY H. BLACKBURN,  
 FLETCHER P. CUPPY,  
 T. D. KELEHER,  
 LANGDON C. DUNCAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the 24th day of November, one thousand nine hundred and thirty-two, a corporation by the name and the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this first day of December,  
 one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

#### JEFFERSON IRON WORK.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, agree to become a corporation by the name of the "Jefferson Iron Works" for the purpose of engaging in the business of manufacturing pig iron, merchant iron, and nails, and steel,

quarrying lime stone, mining coal and ores, manufacturing coke, and doing whatever may be necessary in manufacturing iron, nails and steel, and carrying on such business as is usually connected therewith; with power to carry on the business above enumerated; which said corporation shall keep its business office in Steubenville, state of Ohio, and is to expire on the 2nd day of December, 1932; and for the purpose of forming said corporation we have subscribed the sum of seven hundred dollars to the capital thereof, and have paid in on said subscription the sum of seventy dollars; and desire the privilege of increasing the said capital to the sum of eight hundred thousand dollars by sales of additional shares, from time to time. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

Calvin B. Doty, Steubenville, Jefferson county, state of Ohio;

Wm. R. E. Elliott, same place;

Wm. H. McClinton, same place;

Wm. H. Wallace, same place;

John Wright, Wheeling, W. Va.;

Albert S. Harden, same place;

Spaulding K. Wallace, same place, one share each.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 2nd day of December, one thousand eight hundred and eighty-two (1882.)

CALVIN B. DOTY,  
WM. R. E. ELLIOTT,  
WM. H. MCCLINTON,  
WM. H. WALLACE,  
JOHN WRIGHT,  
A. S. HARDEN,  
SPAULDING K. WALLACE.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the second day of December, one thousand nine hundred and thirty-two, a corporation by the name and for the purpose set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this second day of December, eighteen hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### STANDING STONE MINING AND LUMBER COMPANY.

I, Randolph Stalnaker, Jr., secretary of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name "Standing Stone Mining and Lumber Company," for the purpose of mining iron ore, manufacturing same into metal, mining coal, boring oil wells and operating the same for the production of petroleum oil; erecting all necessary buildings and saw mills for said purposes; manufacturing and buying lumber; selling the aforesaid articles and their products in market, and carrying on a mining, manufacturing and merchandise business; and holding and acquiring all necessary real estate and personal property for the purposes aforesaid; which corporation shall keep its principal office or place of business at the city of Parkersburg, in the county of Wood, state of West Virginia, and is to expire on the 9th day of December of the year 1902. And for the purpose of forming the said corporation, we have subscribed the sum of twenty-five hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of two hundred and fifty dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one hundred and fifty thousand dollars in all. The capital so subscribed is divided into shares of fifty dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By George W. Thompson, fourteen shares;

Henry C. Jackson, fourteen shares;

L. A. Cole, one share;

A. B. Chancellor, one share;

W. N. Chancellor, twenty shares.

All of said corporators being residents of the city of Parkersburg, Wood county, state of West Virginia.

And the capital to be hereafter sold is to be divided into shares or the like amount.

Given under our hands this 9th day of December, 1882.

GEO. W. THOMPSON,

L. A. COLE,

A. N. CHANCELLOR,

W. B. CHANCELLOR,

H. C. JACKSON.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the ninth day of December, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this eighteenth day of December, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,

Secretary of State.

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### LONG AND COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and

accompanied by the proper affidavits, has this day been delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Long and Company," for the purpose of manufacturing in the state of Ohio, glass and glassware in any and all its various forms; and of dealing in and selling the same, there and elsewhere; and making all the molds and tools required for manufacturing glass and glassware, and packages for packing the same; and any and all articles to attach to glassware, when manufactured; and pots; and for the prosecution of any business that may be necessary in connection therewith; and for the purpose of dealing within said state and elsewhere in patents pertaining to the manufacture of glass and glassware in all its various branches; and of buying and selling elsewhere the rights to others; and for mining coal for the purpose of manufacturing glass and glassware; which corporation shall keep its principal office or place of business in the village of Russell, name of post-office "Anwell," in the county of Wayne, and state of Ohio; and is to expire on the twentieth day of December, one thousand eight hundred and ninety-two. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in on said subscription the sum of fifty dollars, and desire the privilege of increasing said capital by sales of additional shares, from time to time, to one hundred thousand (\$100,000) dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

Edward C. Long, of Uhrichsville, Ohio, one share;

Isaac Bessey, of Russell, Ohio, one share;

Cina A. Bessey, of Russell, Ohio, one share;

William I. Kiefer, of Russell, Ohio, one share;

Jacob Wellington Emrich, of Wooster, Ohio, one share.

And all capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this fifteenth day of December, in the year one thousand eight hundred and eighty-two.

EDWARD C. LONG,

ISAAC BESSEY,

CINA A. BESSEY,

WILLIAM I. KIEFER,

JACOB WELLINGTON EMRICH.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twentieth day of December, eighteen hundred and ninety-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this nineteenth day of December,  
one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*

## THE M. LU MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

Know all men by these presents, that we, I. Whitson Valentine, of Cold Spring Harbor, N. Y.; George W. Kirk, of Washington, D. C.; Hiram Treat, of Brooklyn, N. Y.; Thomas G. Steward and Arthur P. Steward, both of Washington, D. C., have associated ourselves together as a corporation, under the style and name of "The M. Lu Mining Company," for the purpose of becoming a body corporate under and by virtue of the laws of the state of West Virginia; and in accordance with the provisions of the laws of the said state we do hereby make, execute and acknowledge in duplicate this certificate in writing of an intention so to become a body corporate under and by virtue of said laws, viz:

First—The corporate style and name of said company shall be "The M. Lu Mining Company."

Second—The object for which this said company is formed and incorporated is for the purpose of mining for gold, or any other metals, diamonds, gems, precious stones, coal or oil.

Third—The capital of the said company is hereby made to consist of two hundred and fifty thousand dollars (\$250,000), and divided into twenty-five thousand (25,000) shares of stock, valued at ten dollars (\$10.00) per share; said Kirk to have 12,500 shares, the others to have 3,125 shares each.

Fourth—The purposes of the said company are to carry on the said mining business in the states of West Virginia, Virginia, Georgia, and any of the other states and territories of the United States, in accordance with the laws made and provided therefor.

Fifth—The said company is to exist for the term of twenty (20) years from and after the date of these presents.

Sixth—The financial affairs and management of the said company shall be vested in a board of five directors to be elected annually, after the first year by the stockholders, on the second Tuesday of January. The said I. Whitson Valentine, Geo. W. Kirk, Hiram Treat, Thomas G. Steward and Arthur P. Steward are hereby made the directors for the first year, and until their successors are duly elected.

Seventh—The principal office of the said company shall be at Washington, D. C., with a branch office at Martinsburg, state of West Virginia.

Eighth—The board of directors shall have full power to make any purchases of real or personal property in any locality, not exceeding the sum of twenty thousand dollars; any purchase exceeding that amount shall be ordered by a vote or approval of the stockholders representing a majority of the stock.

Ninth—Any stockholder wishing to dispose of his stock shall first inform the board of directors, who shall have the privilege of making an offer therefor, within three days from the receipt of such notice, which the stockholder can accept or reject. Any such offer

made by the board of Directors shall be for the benefit of the said company.

Tenth—For the purpose of forming the said corporation we have subscribed the sum of two hundred and fifty thousand dollars to the capital thereof, and have paid in on said capital the sum of two hundred and fifty thousand dollars.

In witness whereof the said parties have hereunto set their hands and seals upon this twenty-first day of November, in the year of our Lord, one thousand eight hundred and eighty-two (1882.)

I. WHITSON VALENTINE,	[Seal.]
GEORGE W. KIRK,	[Seal.]
HIRAM TREAT,	[Seal.]
THOMAS G. STEWARD,	[Seal.]
ARTHUR P. STEWARD.	[Seal.]

Signed, sealed and delivered in presence of

W. T. JOHNSON,  
F. B. BROCK.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-first day of December, one thousand nine hundred and two, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-first day of December, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE GLENELK COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Glenelk Company," for the purpose of mining coal, iron ore, fire clay, limestone, and all other minerals; building and working saw mills, car shops, iron furnaces and other furnaces, and manufacturing furniture and brick; and for selling coal, iron ore, lumber, iron and all other articles manufactured by themselves or others, and transporting the same to market; and building wharves and dock yards, and generally to manufacture, ship and sell any product of iron, coal, wood or clay; and generally to do and perform all and every act that a corporation may legally do and perform in the state of West Virginia; which corporation shall keep its principal office or place of business at Charleston, in the county of Kanawha, and state of West Virginia, and is to expire on the nineteenth day of December, A. D. 1932. And for the purpose of forming the said cor-

poration, we have subscribed the sum of thirty-one thousand dollars (\$31,000.00) to the capital thereof, and have paid in on said subscription the sum of thirty-one hundred dollars (\$3,100.00); and desire the privilege of increasing the said capital by sales of additional shares from time to time, to five hundred thousand dollars (\$500,000.00) in all. The capital so subscribed is divided into shares of one hundred dollars (\$100.00) each, which are held by the undersigned, respectively, as follows, that is to say:

Edward B. Knight and Isaac N. Smith, jointly, Charleston, W. Va., 110 shares;

Wm. A. Quarrier, Charleston, W. Va., 1 share;

Cora A. Quarrier, Charleston, W. Va., 49 shares;

Walter B. Brooks, trustee for Lavinia B. Brooks, Denver, Colo., 150 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this nineteenth day of December, A. D. 1882.

ISAAC N. SMITH,  
E. B. KNIGHT,  
WALTER B. BROOKS,  
*Trustee for Lavinia V. P. Brooks.*  
WM. A. QUARRIER,  
COR A. QUARRIER.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the nineteenth day of December, one thousand nine hundred and thirty-two, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this twenty-third day of December, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## THE MUTUAL BUILDING AND LOAN ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Mutual Building and Loan Association," for the purpose of raising money to be loaned among the members of such corporation for use in buying lots or houses, or in building or repairing houses; which corporation shall keep its principal office or place of business in Wheeling, in the county of Ohio, and is to expire on the 31st day of December, eighteen hundred and ninety-nine. And for the purpose of forming said corporation, we have subscribed the sum of thirteen hundred dollars to the capital thereof, and have paid in on



said subscription the sum of one hundred and thirty dollars; and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to seven hundred and eighty thousand dollars in all. The capital so subscribed is divided into shares of two hundred and sixty dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By W. C. Handlan, one share ;

By Wm. Goring, one share ;

By John F. Miller, one share ;

By Oscar Sandrock ; one share ;

By J. E. Hanes, one share.

All of the city of Wheeling, W. Va.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 13th day of January, 1883.

WM. C. HANDLAN,  
WM. GORING,  
OSCAR SANDROCK,  
J. F. MILLER,  
J. E. HANES.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirty-first day of December, one thousand eight hundred and ninety-nine, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this sixteenth day of January, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE RAU CAVE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Rau Cave Company," for the purpose of opening up for public exhibition certain caves in the county of Jefferson, state of West Virginia; also for the purpose of establishing a hotel, arbors, booths and places of amusement and resort in said county; which corporation shall keep its principal office or place of business at the city of Wheeling, West Virginia, and is to expire on the 23d day of January, A. D. 1903. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars, and have paid in on said subscription the sum of five hundred dollars, and desire the privilege of increasing the said capital by the

sale of additional shares, from time to time, to two hundred and fifty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

G. A. Beuter, of the city of Wheeling, W. Va., one share ;

E. H. Dick, of the city of Wheeling, W. Va., one share ;

A. Reyman, of the city of Wheeling, W. Va., one share ;

Wm. H. Robinson, of the city of Wheeling, W. Va., one share ;

F. Reister, of the city of Wheeling, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this, the 22nd day of January, A. D. 1883.

E. H. DICK,  
W. H. ROBINSON,  
G. A. BEUTER,  
F. RIESTER,  
A. REYMAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-third day of January, one thousand nine hundred and three, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-seventh day of January, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## THE UPPER KANAWHA TRASPORTATION COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

We, the undersigned, agree to become a corporation by the name of "The Upper Kanawha Transportation Company," for the purpose of carrying freight and passengers, and towing barges, &c., and doing any and all things pertaining to a general transportation business on the Kanawha, Ohio and Mississippi rivers and their tributaries, which corporation shall keep its principal office or place of business at Charleston, W. Va., and is to expire on the 13th day of January, 1903. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars to the capital stock thereof, and have paid in on the said subscription the sum of fifty dollars, and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to one hundred thousand dollars in all. The capital so subscribed, is divided

into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say :

John G. W. Tompkins, of Cedar Grove, Kanawha county, W. Va., one share, \$100.00;

A. W. Boyd, of Charleston, W. Va., one share, \$100.00;

John Banister, of Hampton, Kanawha county, W. Va., one share, \$100.00;

H. P. Tompkins, of Cedar Grove, Kanawha county, W. Va., one share, \$100.00;

Wm. Talley, of Hampton, Kanawha county, W. Va., one share, \$100.00;

And the capital hereafter sold, is to be divided into shares of like amount.

Given under our hands and seals this 13th day of January, 1883.

J. G. W. TOMPKINS.	[Seal.]
A. W. BOYD,	[Seal.]
JOHN BANISTER,	[Seal.]
H. P. TOMPKINS,	[Seal.]
W. N. TALLEY.	[Seal.]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirteenth day of January, one thousand nine hundred and three, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this thirtieth day of January, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### OAKDALE COAL AND LUMBER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify than an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of the "Oakdale Coal and Lumber Company," for the purpose of mining, shipping, selling and dealing in coal and other minerals; and of manufacturing, shipping, selling and dealing in coke and lumber, and of merchandising in connection therewith; and of purchasing, leasing and conveying real and personal estate in the state of West Virginia and elsewhere; which corporation shall keep its principal office or place of business at Cabin Creek, in the county of Kanawha, and is to expire on the 31st day of December, 1930. And for the purpose of forming the said corporation, we have subscribed the sum of thirty thousand dollars to the capital thereof, and have paid in on said subscription the sum of three thousand dollars, and desire the privilege of increasing the said capital by the sale of addi-

tional shares, from time to time, to one hundred and fifty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Harry Sturdevant, of Wilkes-Barre, Pa., ninety-nine shares;

By W. L. Paine, of Wilkes-Barre, Pa., ninety-nine shares;

By E. V. Jackson, of Wilkesbarre, Pa., one hundred shares:

By Wm. Sharp, of Cabin Creek, West Va., one share;

By Sam H. Sturdevant, of Wilkesbarre, Pa., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 13th day of January, 1883.

WM. SHARP,

W. L. PAINE,

BY HARRY STURDEVANT,

*His Attorney in fact.*

E. V. JACKSON,

BY HARRY STURDEVANT,

*His Attorney in fact.*

HARRY STURDEVANT,

SAM. H. STURDEVANT, JR.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirty-first day of December, one thousand nine hundred and thirty, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this thirty-first day of January, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*

### THE FRANKLIN INSURANCE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in words and figures following:

The undersigned agree to become a corporation by the name of "The Franklin Insurance Company," for the purpose of insuring against all marine risks, and against any damage or loss by fire or any other liability, casualty or hazard, upon any and every kind of property, real, personal or mixed; to guarantee the payment of promissory notes, bills of exchange and other evidences of debt; to cause themselves to be insured against all risks they may have in any property in their own right or by virtue of any bonds, or advances, or any policy or contract of insurance; to invest its capital or other funds of the company in bonds, notes and other evidences of debt; which corporation shall keep its principal office

or place of business at Wheeling, in the county of Ohio, and is to expire on the thirty-first day of January, A. D., nineteen hundred and thirty-three (1933). And for the purpose of forming the said corporation, we have subscribed the sum of ten thousand dollars to the capital thereof, and have paid in on said subscription the sum of one thousand dollars, and desire the privilege of increasing said capital by the sale of additional shares, from time to time, to five hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, that is to say:

By J. Nelson Vance, of Wheeling, W. Va., 15 shares;

By Michael Reilly, of Wheeling, W. Va., 15 shares;

By Earl W. Oglebay, of Wheeling, W. Va., 15 shares;

By Louis C. Stifel, of Wheeling, W. Va., 15 shares;

By Louis S. Delaplain, of Wheeling, W. Va., 15 shares;

By Thos. P. Phillips, of Wheeling, W. Va., 15 shares;

By James Maxwell, of Wheeling, W. Va., 10 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this thirty-first day of January, 1883.

J. N. VANCE,

By T. P. PHILLIPS,

*Attorney in fact.*

M. REILLY,

EARL W. OGLEBAY,

LOUIS C. STIFEL,

LOUIS S. DELAPLAIN,

THOMAS P. PHILLIPS,

JAS. MAXWELL.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirty-first day of January, one thousand nine hundred and thirty-three, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this thirty-first day of January, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*

## THE NATIONAL CAPITAL ELECTRIC STORAGE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The National Capital Electric Storage Company," for the purpose of erecting, owning, maintaining, operating, leasing and selling

machinery, apparatus, wires and all appliances necessary or useful in the business of generating, storing, using and supplying electricity for any purpose whatever, in the District of Columbia, the state of Maryland, West Virginia, or Virginia, or elsewhere; which corporation shall keep its principal office or place of business at Washington, in the District of Columbia, and is to expire on the first day of February, one thousand nine hundred and thirty-three. And for the purpose of forming said corporation, we have subscribed the sum of two hundred thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of twenty thousand dollars; and desire the privilege of increasing the said capital, by the sale of additional shares, from time to time, to one million dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Henry D. Cooke, Washington, D. C., 495 shares;

Allen G. Campbell, Washington, D. C., 495 shares;

George C. Maynard, Washington, D. C., 990 shares:

Augustus S. Worthington, Washington, D. C., 10 shares;

Horace S. Cummings, Washington, D. C., 10 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this thirty-first day of January, one thousand eight hundred and eighty-three.

HENRY D. COOKE,  
ALLEN G. CAMPBELL,  
GEORGE C. MAYNARD,  
AUGUSTUS S. WORTHINGTON,  
HORACE S. CUMMINGS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of February, one thousand nine hundred and thirty-three, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this sixth day of February, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

#### VIRGINIA CHINA, CLAY AND FIRE BRICK COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Virginia China Clay and Fire Brick Company," for the purpose of

manufacturing china, iron stone china, Rockingham ware, tiling, terra cotta ware, C. C. ware, drainage pipe, porcelain and other wares, and dealing in clays; which corporation shall keep its principal office or place of business at Wheeling, in the county of Ohio, and state of West Virginia, and is to expire on the 7th day of February, 1903. And for the purpose of forming the said corporation we have subscribed the sum of ten thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of one thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to the sum of three hundred thousand dollars in all. The capital so subscribed is divided into shares of fifty dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Thomas Walton, of Wheeling, W. Va., fifty shares;

John R. Handlan, of Wheeling, W. Va., thirty shares;

Joseph H. Handlan, of Wheeling, W. Va., thirty shares;

Peter Muhn, of Wheeling, W. Va., twenty shares;

C. F. Brandfass, of Wheeling, W. Va., twenty shares;

John F. Sweeney, of Wheeling, W. Va., fifty shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 7th day of February, 1883.

THOS. WALTON,  
JOHN R. HANDLAN,  
PETER MUHN,  
JOS. H. HANDLAN,  
CHAS. F. BRANDFASS,  
JOHN F. SWEENEY.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the seventh day of February, one thousand nine hundred and three, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this seventh day of February, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### OHIO VALLEY GAS COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Ohio Valley Gas Company," for the purpose of sinking gas wells, laying gas pipes, and supplying gas for lighting and heating purposes; which corporation shall keep its principal office in the town

of Martin's Ferry, Belmont Co., O., and is to expire on the 9th day of February, nineteen hundred and thirty-three. And for the purpose of forming said corporation, we have subscribed the sum of five hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of fifty dollars; and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Archibald W. Paull, of Wellsburg, W. Va., one share;

By Joseph F. Paull, of Ohio Co., W. Va., one share;

By Joseph T. Hanes, of Martin's Ferry, O., one share;

By Alfred Paull, of Wheeling, W. Va., one share;

And by Peyton B. Dobbins, of Wheeling, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 9th day of February, 1883.

P. B. DOBBINS,  
JOSEPH T. HANES,  
ALF'D. PAUL,  
J. F. PAUL,  
A. W. PAUL.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the ninth day of February, one thousand nine hundred and thirty-three, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said State, at the city of Wheeling, this ninth day of February, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## THE HARRISON COUNTY COAL AND COKE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Harrison County Coal and Coke Company," for the purpose of mining, shipping, selling and dealing in coal and other minerals, and of manufacturing, shipping, selling and dealing in coke, and for the further purpose of doing any other business which may be by said corporation deemed necessary or advantageous in carrying out the main purposes of its organization as herein set out; which corporation shall keep its principal office or place of business at Clarksburg, in the county of Harrison, and state of West Virginia,



and is to expire on the 10th day of February, one thousand nine hundred and three; and for the purpose of forming the said corporation we have subscribed the sum of eight thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of four thousand dollars, and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to eighty thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

John Chorpenning, of Clarksburg, W. Va., ten shares;  
 William R. Alexander, of Clarksburg, W. Va., ten shares;  
 David Davidson, of Clarksburg, W. Va., ten shares;  
 John Irwin, of Clarksburg, W. Va., ten shares;  
 William H. Freeman, of Clarksburg, W. Va., ten shares;  
 William P. Irwin, of Clarksburg, W. Va., ten shares;  
 Richard T. Lowndes, of Clarksburg, W. Va., ten shares;  
 Nathan Goff, Jr., of Clarksburg, W. Va., ten shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under hands this 10th day of February, in the year one thousand eight hundred and eighty-three.

JOHN CHORPENNING,  
 WM. R. ALEXANDER,  
 DAVID DAVIDSON,  
 JOHN IRWIN,  
 W. H. FREEMAN,  
 W. P. IRWIN,  
 R. T. LOWNDES,  
 NATHAN GOFF, JR.

Wherefore, the corporators named in the said agreement, and who who have signed the same, and their successors and assigns, are hereby declared to be from this date until the tenth day of February, one thousand nine hundred and three, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Weeling, this 10th day of February, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER,  
*Secretary of State.*

## THE ATWELL BURGLAR PROOF SASH LOCK COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Atwell Burglar Proof Sash Lock Company," of Clarksburg, for the purpose of having manufactured, adjusting, fitting and selling Atwell's burglar proof sash lock and ventilator; which corpora-

tion shall keep its principal office or place of business at Clarksburg, in the county of Harrison, and is to expire on the first day of February, 1903. And for the purpose of forming the said corporation, we have subscribed the sum of one thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of one hundred dollars; and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to twenty-five thousand dollars in all. The capital so subscribed is divided into ten shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By John C. Vance, who resides at Clarksburg, W. Va., one share;

By Charles J. Goff, of the same place, one share;

By Horace L. Wells, of the same place, one share;

By Thomas C. Ramage, of the same place, one share;

By James Monroe, of the same place, one share;

By John Bassell, of the same place, one share;

By John H. Shuttleworth, of the same place, one share;

By F. M. Hornor, of the same place, one share;

By Burton M. Despard, of the same place, one share;

By Chas. F. Thompson, of the same place, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this thirtieth day of January, A. D. 1883.

CHAS. J. GOFF,

CHAS. F. THOMPSON,

B. M. DESPARD,

H. L. WELLS,

JNO. C. VANCE,

F. M. HORNOR,

JOHN BASSELL,

T. C. RAMAGE,

JAMES MONROE,

J. H. SHUTTLEWORTH.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of February, one thousand nine hundred and three, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this tenth day of February, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,

*Secretary of State.*

### THE BARBER ASPHALT PAVING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Barber Asphalt Paving Company," for the purpose of carrying on the business of dealing in asphalt; manufacturing and selling asphaltic products; laying pavements; and, generally, to make and execute contracts, in the performance of which it shall be necessary to use asphalt or any of its products: which corporation shall keep its principal office or place of business at the city of Washington, in the District of Columbia, and is to expire fifty years from the date of the certificate of its incorporation. And for the purpose of forming the said corporation, we have subscribed the sum of three hundred and twenty thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of one hundred and sixty thousand dollars; and desire the privilege of increasing the said capital, by the sale of additional shares, from time to time, to an amount not exceeding one million dollars. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By Amzi L. Barber, residing in Washington City, in the District of Columbia, ten hundred shares:

By John Joseph Albright, residing in the city of Washington, in the District of Columbia, ten hundred shares;

By Ebenezer Burgess Warren, residing in the city of Philadelphia, in the state of Pennsylvania, seven hundred shares;

By James Archibald, residing in the city of Scranton, in the state of Pennsylvania, four hundred shares;

By Joseph J. Albright, residing in the city of Scranton, in the state of Pennsylvania, one hundred shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this ninth day of February, 1883.

AMZI L. BARBER,  
JOHN JOSEPH ALBRIGHT,  
EBENEZER BURGESS WARREN,  
JAMES ARCHIBALD,  
JOSEPH J. ALBRIGHT.

Wherefore, the incorporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the tenth day of February, one thousand nine hundred and thirty-three, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this tenth day of February, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

#### RUSSELL MINING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and

accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

We, the undersigned, agree to become a corporation by the name of "Russell Mining Company," for the purpose of carrying on the business of mining in the county of Ouray, and state of Colorado ; which corporation shall keep its principal place of business at Boston, in the county of Suffolk, and state of Massachusetts, and is to expire on the first day of January, A. D. 1899. And for the purpose of forming said corporation we have subscribed the sum of one hundred thousand dollars to the capital thereof, and have paid in on said subscription the sum of ten thousand dollars. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By Lewis B. Russell, Boston, Massachusetts, 2,000 shares ;

Edward M. Farnsworth, Boston, Massachusetts, 2,000 shares ;

Edwin J. Warner, Denver, Colorado, 2,000 shares ;

Fred. Nourse, Melion, Massachusetts, 2,000 shares ;

Geo. H. Towle, Boston, Massachusetts, 2,000 shares.

Given under our hands this ninth day of February, A. D. 1883.

LEWIS B. RUSSELL,  
EDWARD M. FARNSWORTH,  
EDWIN J. WARNER,  
FRED. NOURSE,  
GEO. H. TOWLE.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand eight hundred and ninety-nine, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this fourteenth day of February, one thousand eight hundred and eighty-three.

RANDOLPH STALKAKER, JR.,  
*Secretary of State.*

### THE WHEELING ELECTRICAL COMPANY.

I, Randolph Stalkaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Wheeling Electrical Company," for the purpose of dealing in and using electrical machines, lamps and apparatus ; the manufacturing, storing, furnishing and renting of electric light and power, and all else pertaining thereto ; which corporation shall keep its principal office or place of business at Wheeling, in the county of Ohio, and is to expire on the 17th day of February, 1933. And for the purpose of forming the said corporation, we have subscribed

the sum of fifteen thousand dollars to the capital thereof, and have paid in on said subscription, the sum of fifteen hundred dollars, and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

A. T. Garden, 30 shares;  
 M. E. Sweeney, 30 shares,  
 Jno. B. Garden, 15 shares;  
 A. J. Sweeney, 30 shares;  
 J. M. Sweeney, 30 shares;  
 A. T. Sweeney, 15 shares.

All residents of the city of Wheeling, West Virginia.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 17th day of February, 1883.

A. T. GARDEN,  
 A. J. SWEENEY,  
 M. E. SWEENEY,  
 JNO. M. SWEENEY,  
 JOHN B. GARDEN,  
 A. T. SWEENEY.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the seventeenth day of February, one thousand nine hundred and thirty-three, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
 [G. S.] at the city of Wheeling, this seventeenth day of February,  
 one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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#### POINT PLEASANT SAW AND PLANING-MILLS.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Point Pleasant Saw and Planing Mills," for the purpose of buying and selling timber, carrying on a general merchandise business, manufacturing lumber, furniture, hubs, spokes, agricultural implements; and for the purpose of erecting marine ways, building and repairing steamboats and barges; which corporation shall keep its principal office or place of business at Point Pleasant, in the county of Mason; and is to expire on the 1st day of January, 1903. And for the purpose of forming said corporation, we have sub-

scribed the sum of twenty-five thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of ten thousand dollars; and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By J. J. Bright, of Point Pleasant, W. Va., 50 shares;

C. Schon, of Point Pleasant, W. Va., 50 shares;

A. A. Hanly, of Point Pleasant, W. Va., 50 shares;

Robt. F. Morris, of Point Pleasant, W. Va., 50 shares;

E. Schon, of Point Pleasant, W. Va., 50 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 20th day of February, 1883.

J. J. BRIGHT,  
C. SEHON,  
A. A. HANLY,  
R. F. MORRIS,  
E. SEHON.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred and three, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this twenty-first day of February,  
one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### BUFFALO CREEK BOOM AND DAM COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by name of "Buffalo Creek Boom and Dam Company," for the purpose of constructing booms and dams for the purpose of driving, stopping and securing logs, lumber and other timber by virtue of chapter one hundred and twenty-one, acts of 1877, in Buffalo creek and its tributaries, in the county of Preston, state of West Virginia; and is to be constructed or maintained at or near the mouth of Buffalo creek at Cheat river, in the county of Preston; which corporation shall keep its principal office or place of business at Cranberry, in the aforesaid county and state; and shall commence the first day of April, 1883,

and is to expire on the 1st day of April, 1903. And for the purpose of forming the said corporation, we have subscribed the sum of five hundred dollars to the capital stock thereof, and have paid in on said subscription the sum of fifty dollars; and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to the amount of two thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows:

Jno. P. Jones, of Cranberry, Preston county, West Virginia, twenty shares;

Wm. Bell, of Rowelsburg, Preston county, West Virginia, twenty shares;

Scott T. Jones, of Cranberry, Preston county, West Virginia, five shares;

Wm. T. White, of Cranberry, Preston county, West Virginia, three shares;

And Burbridge Fraley, of Cranberry, Preston county, West Virginia, two shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 5th day of February, 1883.

JNO. P. JONES,	[Seal.]
WM. BELL,	[Seal.]
SCOTT T. JONES,	[Seal.]
WILL. T. WHITE,	[Seal.]
BURBRIDGE FRALEY,	[Seal.]

Wherefore, the corporators named in the said agreement, and who have assigned the same, and their successors and assigns, are hereby declared to be from this date until the first day of April, one thousand nine hundred and three, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this twenty-second day of February, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### PARKERSBURG SEMINARY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "Parkersburg Seminary," for the purpose of teaching the various branches of learning, comprising a thorough collegiate course; and for the purpose of awarding diplomas to students who may pass the requisite examination upon the studies taken; and for the diffusion of knowledge incident to institutions of a like kind; which corpora-

tion shall keep its principal office or place of business in Parkersburg, Wood county, West Virginia, and shall have succession by its corporate name without limit. And for the purpose of forming the said corporation, we have subscribed the sum of one hundred dollars, and have paid in on said subscriptions the sum of ten dollars; and desire the privilege of increasing the said capital by the sale of additional shares from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By W. N. Chancellor, one share;

S. P. Wells, one share;

R. A. Gibson, one share;

G. W. Thompson, one share;

George Loomis, one share;

C. A. Wade, one share;

A. I. Boreman, one share;

Henriette L. Field, three shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands 24th day of February, 1883.

W. N. CHANCELLOR,  
S. P. WELLS,  
ROBERT A. GIBSON,  
GEO. W. THOMPSON,  
GEORGE LOOMIS,  
C. A. WADE,  
A. I. BOREMAN,  
HENRIETTE L. FIELD.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date perpetually a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this twenty-sixth day of February, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### THE HORSE SHOE BOOM COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Horse Shoe Boom Company," for the purpose of constructing, maintaining and operating one or more booms, with or without piers, in the Guyandotte and Mud rivers, at any point or points



below the mouth of Mud river on the Guyandotte river; and on Mud river, at or near the town of Milton, and at or near the Horse Shoe Bend, in Cabell county, West Virginia; and of stopping and securing boats, rafts, logs, masts, spars, lumber, staves, railway ties, and other timber; and of performing upon said rivers and their tributaries any and all the functions assigned to boom companies by an act of the legislature of West Virginia, passed February twenty-eighth, one thousand eight hundred and seventy-seven, as amended and re-enacted by chapter thirty-nine of the acts of the legislature of West Virginia, passed March (10) tenth, one thousand eight hundred and eighty-one, and as further amended and re-enacted by the acts of the legislature of West Virginia, passed during its session of one thousand eight hundred and eighty-three, authorizing the formation of corporations for the purpose of constructing booms, etc., and for such other operations, purposes, etc., as may be lawful and necessary to the successful working of the enterprise; which corporation shall have its principal office or place of business at Huntington, in the county of Cabell, West Virginia, and is to commence on the 15th day of March, one thousand eight hundred and eighty-three, and to expire on the fifteenth day of March, one thousand nine hundred and three. And for the purpose of forming the said corporation, we have subscribed the sum of one thousand two hundred dollars to the capital thereof, and have paid in the sum of one hundred and twenty dollars; and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to twenty thousand dollars in all. The capital stock so subscribed shall be divided into shares of one hundred dollars each, which are held by the undersigned, as follows, viz:

James L. Caldwell, of Guyandotte, West Virginia, four shares;  
 George F. Miller, Jr., of Barboursville, West Virginia, two shares;  
 Levi Jones, of Hamlin, West Virginia, two shares;  
 Frank B. Enslow, of Huntington, West Virginia, two shares;  
 H. C. Simms, of Huntington, West Virginia, two shares.

And the capital hereafter to be sold is to be divided into shares of the like amount.

Given under our hands this first day of March, A. D. 1883.

JAMES L. CALDWELL,  
 GEORGE F. MILLER, JR.,  
 LEVI JONES,  
 FRANK B. ENSLOW,  
 H. C. SIMMS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the fifteenth day of March, one thousand nine hundred and three, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this sixth day of March, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
 Secretary of State.

## CLIMAX STRAW CUTTER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Climax Straw Cutter Company," for the purpose of manufacturing, using, introducing and selling, and licensing others to manufacture, use and sell, the Climax straw cutter, composed and manufactured of combined wood, iron and steel, under the patent and process No. 268,212, and bearing date November 28th, 1882, of W. M. Fitzwater, of Louisa, Kentucky; and all re-issues, extensions and improvements of such patent invention made by said Fitzwater, within and for each of the several states of the United States, and territories and the District of Columbia thereof; to also establish and maintain all necessary agencies for carrying on said business; which corporation shall keep its principal office at Louisa, in the state of Kentucky, and local office at Wayne Court-House, and state of West Virginia; and is to expire on the 28th day of November, A. D. 1899. And for the purpose of forming said corporation, we have subscribed the sum of two thousand dollars to the capital stock thereof, and have paid in on said subscription the sum of two thousand dollars; and desire the privilege of increasing the said capital stock to the sum of one hundred thousand dollars, by the sale of additional shares, from time to time. The stock so subscribed is divided in shares of one hundred dollars each, and the shares hereafter to be sold to be for a like sum; and the shares are held by the undersigned, respectively:

One share, G. R. B. Chapman, Louisa, Ky.;  
 One share, U. G. Kire, Georges Creek, Ky.;  
 One share, Wm. Shanon, Round Bottom, W. Va.;  
 One share, John S. Peck, Gallup;  
 One share, Joseph Peck, Gallup;  
 One share, Wm. McClure, Gallup;  
 One share, J. P. McClure, Gallup;  
 One share, C. H. Burgess, Louisa;  
 One share, J. C. McClure, Gallup;  
 One share, O. P. Peck, Gallup;  
 One share, W. S. Chapman, Gallup;  
 One share, B. G. Chapman, Falls of 12 Pole;  
 One share, G. F. Ratcliff, Wayne C. H., W. Va.;  
 One share, Belvard J. Prichard, Wayne C. H., W. Va.;  
 One share, G. W. Sellards, Wayne C. H., W. Va.;  
 One share, Dr. A. Workman, Wayne C. H., W. Va.;  
 One share, Wm. Carey, Louisa, Ky.;  
 One share, Calihan Beare, Fort Gay, W. Va.;  
 One share, G. C. Burgess, Louisa, Ky.;  
 One share, W. M. Fitzwater, Coalton, Ky.  
 Dated this twentieth day of December, 1882.

Wherefore, the corporators named in the said agreement, and who

have signed the same, and their successors and assigns, are hereby declared to be from this date, until the twenty-eighth day of November, one thousand eight hundred and ninety-nine, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this sixth day of March, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### NICKEL PLATE OIL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Nickel Plate Oil Company," for the purpose of boring for oil, and constructing and laying down pipe lines for the conveyance of the same; for the purpose of buying, shipping and vending oil, and of refining the same, and the manufacture of the products of the same; for the purpose of letting and leasing the territory of the company to other operators; for the carrying on the business of general merchandise at wholesale and retail; and generally for doing all things that are legitimate and proper for an oil company to perform; which corporation shall keep its principal office or place of business at Charleston, in the county of Kanawha, West Virginia, and said corporation will expire on the 1st day of March, 1913; and for the purpose of forming said corporation we have subscribed the sum of two thousand, seven hundred and fifty dollars, and have paid in on said subscription the sum of two thousand, seven hundred and fifty dollars, and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to one million of dollars in all. The capital so subscribed is divided into shares of twenty-five dollars each, which are held by the undersigned, respectively, as follows, that is to say:

James H. Huling, Charleston, W. Va., twenty shares;

Wm. Hovey, Barboursville, W. Va., twenty shares;

James A. McClurg, Gallipolis, Ohio, twenty shares;

Isaac F. Poston, Buffalo, W. Va., twenty shares;

Henry Rummel, Charleston, W. Va., twenty shares;

Ambrose S. Leach, Winfield, W. Va., ten shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Dated Charleston, W. Va., March 1, 1883.

JAMES H. HULING,  
WILLIAM M. HOVEY,  
JAMES A. McCLURG,  
ISAAC F. POSTON,  
HENRY RUMMEL,  
AMBROSE S. LEACH.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of March, one thousand nine hundred and thirteen a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this ninth day of March, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### FAIRFIELD TELEPHONE COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of the "Fairfield Telephone Company," for the purpose of operating a telephone line between Fairfield and Coalburg, in the county of Kanawha, West Virginia, and other points as may be hereafter determined ; which corporation shall keep its principal office at Fairfield, in the county of Kanawha, West Virginia, and is to expire on the first day of January, one thousand nine hundred. And for the purpose of forming said corporation, we have subscribed the sum of three hundred dollars to the capital thereof, and have paid in on said subscription the sum of fifty dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to five thousand dollars in all. The capital so subscribed to be divided into shares twenty-five dollars each, which are held by the undersigned, respectively, as follows, that is to say :

W. L. Paine, of Wilkes-Barre, Pa., four shares ;

E. L. Buttrick, of Charleston, W. Va., one share ;

H. B. Reynolds, of Fairfield, W. Va., four shares ;

Wm. Sharpe, of Fairfield, W. Va., one share ;

Harry Sturdevant, of Fairfield, W. Va., two shares.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this, 18th day of January, 1883.

W. L. PAINE,  
By E. L. BUTTRICK,  
*His attorney in fact.*

E. L. BUTTRICK,  
WM. SHARPE,  
H. B. REYNOLDS,  
HARRY STURDEVANT,  
By WM. SHARPE,  
*Their attorney in fact.*

Wherefore, the corporators named in the said agreement, and why have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of January, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this thirteenth day of March, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### FAIRFIELD COAL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of the "Fairfield Coal Company," for the purpose of mining, shipping and vending coal, purchasing coal and re-selling the same, manufacturing coke and selling the same, owning, running and navigating tow-boats and barges, selling goods, wares and merchandise, by wholesale and retail, owning, working and leasing coal lands, and generally to do all things necessary, proper and legal incidental to the successful mining and vending coal; which corporation shall keep its principal office or place of business at Fairfield, Kanawha County, West Virginia, and is to expire on the first day of December, one thousand nine hundred. And for the purpose of forming the said corporation we have subscribed the sum of two thousand one hundred dollars to the capital thereof, and have paid in on said subscription the sum of two thousand one hundred dollars, and desire the privilege of increasing said capital by sales of additional shares from time to time, to fifty thousand dollars in all. The capital so subscribed is divided into shares of \$50.00, which are held by the undersigned, respectively, as follows, that is to say:

W. S. Paine, Fairfield, W. Va., 21 shares;

Wm. Sharpe, Fairfield, W. Va., 18 shares;

Harrie Profitt, Fairfield, W. Va., one share;

Harry Sturdevant, Fairfield, W. Va., one share;

E. L. Buttrick, of Charleston, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 18th day of January, A. D. 1883.

W. L. PAINE,

By E. L. BUTTRICK, *His Attorney,*

WM. SHARPE,

HARRIE PROFITT,

By WM. SHARPE, *His Attorney in fact,*

HARRY STURDEVANT,

By WM. SHARPE, *His Attorney,*

E. L. BUTTRICK.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of December, one thousand nine hundred, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling this thirteenth day of March,  
one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE BOARD OF TRADE OF THE CITY OF CHARLESTON.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement, duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, agree to become a corporation by the name of "The Board of Trade of the City of Charleston," for the purpose of furthering and promoting the general business interests of the city of Charleston, and for the further purpose of improving, extending and placing upon a safer and more permanent foundation the jobbing and manufacturing interests of said city. Which corporation shall keep its principal office or place of business at Charleston, in the county of Kanawha, and is to expire on the 31st day of December, A. D. 1899. And for the purpose of forming the said corporation we have subscribed the sum of seven hundred dollars to the capital thereof, and have paid in on said subscriptions the sum of seventy dollars; and desire the privilege of increasing the said capital by the sale of shares, from time to time, to twenty-five thousand dollars in all. The capital so subscribed is divided into shares of fifty dollars each, which are held by the undersigned, respectively, as follows, that is to say:

By George Davis, Charleston, W. Va., one share;  
Jacob Jelenko, Charleston, W. Va., one share;  
N. S. Burlew, Charleston, W. Va., one share;  
W. F. Goshorn, Charleston, W. Va., one share;  
Charles S. Morgan, Charleston, W. Va., one share;  
Philip Frankenberger, Charleston, W. Va., one share;  
R. R. Delancy, Charleston, W. Va., one share;  
E. S. Arnold, Charleston, W. Va., one share;  
P. H. Noyes, Charleston, W. Va., one share;  
M. P. Ruffner, Charleston, W. Va., one share;  
Frank Woodman, Charleston, W. Va., one share;  
I. Schwabe, Charleston, W. Va., one share;  
Wm. Jelenko, Charleston, W. Va., one share;  
S. Strauss, Charleston, W. Va., one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this, the 10th day of March, A. D. 1883.

GEO. DAVIS, Charleston, W. Va. ;  
 S. STRAUSS, Charleston, W. Va.,  
 P. H. NOYES, Charleston, W. Va. ;  
 E. S. ARNOLD, Charleston, W. Va. ;  
 WM. JELENKO, Charleston, W. Va. ;  
 JACOB JELENKO, Charleston, W. Va. ;  
 PHILIP FRANKENBERGER, Charleston, W. Va. ;  
 CHARLES S. MORGAN, Charleston, W. Va. ;  
 FRANK. WOODMAN, Charleston, W. Va. ;  
 W. F. GOSHORN, Charleston, W. Va. ;  
 I. SCHWABE, Charleston, W. Va. ;  
 R. R. DELANEY, Charleston, W. Va. ;  
 M. P. RUFFNER, Charleston, W. Va. ;  
 N. S. BURLEW, Charleston, W. Va.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the thirty-first day of December, one thousand eight hundred and ninety-nine a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this fifteenth day of March, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### CRESSENT BUILDING ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following.

The undersigned agree to become a corporation by the name of the "Crescent Building Association," for the purpose of raising money to be distributed among its members, and by such members used in buying lands or houses, or in building or repairing houses, or in paying or liquidating liens on houses and other real estate; which corporation shall keep its principal office or place of business in Wheeling, in the county of Ohio, and is to expire on the first day of February, one thousand eight hundred and ninety-eight. And for the purpose of forming said corporation we have subscribed the sum of seven hundred and fifty dollars to the capital thereof, and have paid in on said subscription the sum of seventy-five dollars, and desire the privilege of increasing the said capital, by sales of additional shares from time to time, to six hundred thousand dollars. The capital so subscribed is divided into shares of one hundred and fifty dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By Thomas O'Brien, one share ;  
 By P. L. Kimberly, one share ;

By James McAdams, one share ;

By John Bayha, one share ;

By George G. Hannan, one share.

All of the city of Wheeling, West Virginia.

And the capital hereafter sold is to be divided into shares of like amount.

Given under our hands this seventeenth day of March, one thousand eight hundred and eighty-three.

THOS. O'BRIEN,  
P. L. KIMBERLY,  
JAMES McADAMS,  
JOHN J. BAYHA,  
GEO. G. HANNAN.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of February, one thousand eight hundred and ninety-eight, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this seventeenth day of March, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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## THE JOURNAL PRINTING AND PUBLISHING COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following :

The undersigned agree to become a corporation by the name of "The Journal Printing and Publishing Company," for the purpose of publishing and issuing a daily newspaper, to be known as "The Wheeling Evening Journal," the doing and transacting of a general printing, publishing and bookbinding business in all its various branches ; and the doing and transacting of all such other business incidental and appertaining to the aforesaid objects ; which corporation shall keep its principal office or place of business at Wheeling, in the county of Ohio, state of West Virginia, and is to expire on the 14th day of March, A. D. 1931. And for the purpose of forming the said corporation, we have subscribed the sum of six thousand one hundred and fifty dollars to the capital thereof, and have paid in on said subscriptions the sum of six hundred and fifteen dollars ; and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to one hundred thousand (\$100,000) dollars in all. The capital so subscribed is divided into shares of fifty (\$50) dollars each, which are held by the undersigned, respectively, as follows, that is to say :

By G. W. Atkinson, Wheeling, W. Va., 1 share ;



James S. Atkinson, Charleston, W. Va., 60 shares;  
 A. J. Halstead, Wheeling, W. Va., 60 shares;  
 J. Wise Norton, Wheeling, W. Va., 1 share;  
 W. H. Travis, Wheeling, W. Va., 1 share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this 15th day of March, A. D. 1883.

JAS. S. ATKINSON,  
 By GEO. W. ATKINSON,  
*Attorney in fact,*  
 GEO. W. ATKINSON,  
 A. J. HALSTEAD,  
 J. WISE NORTON,  
 W. H. TRAVIS.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date, until the fourteenth day of March, one thousand nine hundred and thirty-one, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this nineteenth day of March, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### THE WEST VIRGINIA STAVE AND BARREL COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The West Virginia Stave and Barrel Company," for the purpose of manufacturing and selling staves, cooperage stock, barrels, kegs and lumber generally; which corporation shall keep its principal office at Cumberland, Allegheny county, Maryland, and its place of business near Alaska, Mineral county, West Virginia, and is to expire on the first day of March, A. D., one thousand nine hundred and thirty-three. And for the purpose of forming the said corporation we have subscribed the sum of five thousand dollars to the capital thereof, and have paid in on said subscription the sum of five thousand dollars; and desire the privilege of increasing the said capital by the sale of additional shares, from time to time, to one hundred thousand dollars in all. The capital so subscribed is divided into shares of twenty-five dollars each, which are held by the undersigned, respectively, as follows, that is to say;

Charles V. Grant, Cumberland, Md., 33 shares;  
 William Heiser, Cumberland, Md., 65 shares;  
 Robert W. Leslie, Philadelphia, Pa., 100 shares;

Chas. Dayton Watts, Cumberland, one share;

G. F. Gephart, Cumberland, one share.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands this ninth day of March, in the year of our Lord, one thousand eight hundred and eighty-three.

R. W. LESLIE,  
CHAS. V. GRANT,  
WM. HEISER,  
C. DAYTON WATTS,  
GEO. F. GEPHART.

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of March, one thousand nine hundred and thirty-three, a corporation by the name and for the purposes set forth in said agreement.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this twenty-first day of March, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

#### STANDARD BUILDING ASSOCIATION.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

We, the undersigned, agree to become a corporation by the name of "Standard Building Association," for the purpose of raising money to be distributed among the members of such corporation for use in buying lands or houses, or in building, or repairing houses, or in paying or liquidating liens on houses and other real estate. Which corporation shall keep its principal office or place of business in Wheeling, in the county of Ohio, and State of West Virginia, and is to expire on the 21st day of March, 1903. And for the purpose of forming said corporation we have subscribed the sum of eighteen hundred dollars to the capital thereof, and have paid in on said subscription the sum of one hundred and eighty dollars, and desire the privilege of increasing the said capital by sales of additional shares, from time to time, to nine hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred and fifty dollars each, which are held by the undersigned, respectively, as follows, that is to say:

Chas. H. Berry, one share;

Isaiah Warren, one share;

R. J. Smyth, one share;

A. J. McNash, one share;

Major H. Joy, one share;

Wm. G. Wilkinson, one share;  
 G. A. Beall, one share;  
 Alex. O. Maxwell, one share;  
 George Hook, one share;  
 H. F. Behrens, one share;  
 Luke Fitton, one share;  
 Chas. W. Conner, one share.

All of the city of Wheeling, W. Va.

And the capital to be hereafter sold is to be divided into shares of like amount.

Given under our hands this 21st day of March, 1883.

CHAS. W. CONNER,	[Seal.]
CHAS. H. BERRY,	[Seal.]
R. J. SMYTH,	[Seal.]
G. A. BEALL,	[Seal.]
ISAIAH WARREN,	[Seal.]
LUKE FITTON,	[Seal.]
W. G. WILKINSON,	[Seal.]
MAJOR H. JOY,	[Seal.]
H. F. BEHRENS,	[Seal.]
A. J. McNASH,	[Seal.]
GEORGE HOOK,	[Seal.]
ALEX. O. MAXWELL,	[Seal.]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-first day of March, one thousand nine hundred and three, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-second day of March, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE MUTUAL DISTRICT MESSENGER COMPANY.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Mutual District Messenger Company," for the purpose of furnishing messenger, police, night watch, fire, burglar alarm and telegraph service, and constructing lines to facilitate such; which corporation shall keep its principal office or place of business at Washington City, District of Columbia, and is to expire on the 23rd day of March, A. D. 1903. And for the purpose of forming the said corporation, we have subscribed the sum of ten thousand (\$10,000.00) dol-

lars to the capital thereof, and have paid in on said subscription the sum of fifteen hundred (\$1500,00) dollars, and desire the privilege of increasing the said capital by sales of additional shares from time to time, to (\$100,000,00) one hundred thousand dollars in all. The capital so subscribed is divided into shares of one hundred (\$100) dollars each, which are held by the undersigned, respectively, as follows, that is to say:

Edwin B. Hay, 20 shares, 1429 Pennsylvania ave., Washington, D. C. ;

Frank. H. Trusdell, 20 shares, 1429 Pennsylvania ave., Washington, D. C. ;

Albert A. Brooke, 20 shares, 342 Louisiana ave., Washington, D. C. ;

George F. Truell, 20 shares, 819 14th street Washington, D. C. ;

William F. Chester, 20 shares, 1328 "I St.," Washington, D. C.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands and seals this 23rd day of March, A. D. 1883.

EDWIN P. HAY,	{ Seal. }
FRANK. H. TRUSDELL,	{ Seal. }
A. A. BROOKE,	{ Seal. }
GEORGE F. TRUPELL,	{ Seal. }
WM. F. CHESTER,	{ Seal. }

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the twenty-third day of March, one thousand nine hundred and three, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-ninth day of March, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## THE INDUSTRIAL IMPROVEMENT ASSOCIATION OF THE DISTRICT OF COLUMBIA.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that an agreement duly acknowledged and accompanied by the proper affidavits, has been this day delivered to me, which agreement is in the words and figures following:

The undersigned agree to become a corporation by the name of "The Industrial Improvement Association of the District of Columbia;" for the purpose of manufacturing, buying, selling or otherwise using and disposing of building materials within said District; which corporation shall keep its principal office or place of business in Washington City, in the District of Columbia, and is to expire on the first day of March, nineteen hundred and three (1903). And

for the purpose of forming said corporation we have subscribed the sum of one hundred thousand dollars to the capital thereof, and have paid in on said subscriptions the sum of ten thousand dollars, and desire the privilege of increasing said capital by the sale of additional shares, from time to time, to five hundred thousand dollars in all. The capital so subscribed is divided into shares of ten dollars each, which are held by the undersigned, respectively, as follows, that is to say :

John A. Prescott, of Washington City, 9,497 shares ;  
 Samuel Domer, of Washington City, 2 shares ;  
 Abner B. Kelly, of Washington City, 250 shares ;  
 R. G. Campbell, of Washington City, 250 shares ;  
 L. P. Williams, of Washington City, 1 share.  
 Total, 10,000 shares.

And the capital to be hereafter sold is to be divided into shares of the like amount.

Given under our hands and seals this twenty-seventh day of March, 1883.

JNO. A. PRESCOTT,	[Seal.]
S. DOMER,	[Seal.]
ABNER B. KELLY,	[Seal.]
R. G. CAMPBELL,	[Seal.]
L. P. WILLIAMS,	[Seal.]

Wherefore, the corporators named in the said agreement, and who have signed the same, and their successors and assigns, are hereby declared to be from this date until the first day of March, one thousand nine hundred and three, a corporation by the name and for the purposes set forth in said agreement.

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this thirty-first day of March, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### GAYMONT COAL COMPANY.

STATE OF WEST VIRGINIA, }  
 OFFICE SECRETARY OF STATE. }

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, do hereby certify that the "Gaymont Coal Company," a corporation created under the laws of the state of Virginia, has filed in this office a certified copy of its certificate of incorporation, together with a copy of the Code of the state of Virginia, containing the law under which it was incorporated ; and having thus complied with the laws of this state in relation to foreign corporations, is entitled to all the rights, powers and privileges, and subject to the same regulations, restrictions and liabilities as are conferred and

imposed upon like corporations created under the laws of the state of West Virginia.

Given under my hand and the great seal of the said state,  
[G. S.] at the city of Wheeling, this seventh day of February, 1883.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### BENWOOD IRON WORKS.

ACCEPTANCE OF THE PROVISIONS OF CHAPTER 96 OF THE ACTS OF 1882.

OFFICE SECRETARY OF STATE, }  
STATE OF WEST VIRGINIA. }

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that A. W. Campbell, president of the Benwood Iron Works, a corporation created under the laws of said state, has in the manner prescribed by said laws, certified to me that a special meeting of the board of directors of said corporation, held on the 25th day of November, 1882, at the principal office of said company, Wheeling, West Virginia, the following resolution was adopted:

*Resolved*, That the Benwood Iron Works hereby accept the provisions of chapter 96 of the acts of the legislature of West Virginia, of the year 1882.

Wherefore, I do hereby declare the said acceptance to be authorized by law.

Given under my hand and the great seal of the said  
[G. S.] state, at the city of Wheeling, this ninth day of December,  
one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### NAIL CITY BREWING COMPANY.

CHANGE OF NAME.

OFFICE SECRETARY OF STATE, }  
STATE OF WEST VIRGINIA. }

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that Henry Schmulbach, President of the Nail City Brewing Company, a corporation formed under the laws of said state, has in the manner prescribed by said laws, certified to me, that at a general meeting of the stockholders of said corporation, held in the city of Wheeling, on the 24th day of January, 1882, a resolution was adopted changing the name of said corpora-

tion from the "Nail City Brewing Company" to be hereafter known as the "Schmulbach Brewing Company," by which name said corporation shall hereafter be known.

Wherefore, I do hereby declare the proposed change of name authorized, and that the said corporation is to be on and after this date known by the name of "The Schmulbach Brewing Company."

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-fifth day of January, 1882.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

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### CHATAUQUA ASSEMBLY HOTEL COMPANY.

#### CHANGE OF NAME.

OFFICE SECRETARY OF STATE, }  
STATE OF WEST VIRGINIA, }

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that J. N. Glidden, president of the "Chautauqua Assembly Hotel Company," a corporation formed under the laws of said state, has in the manner prescribed by said laws, certified to me that at a general meeting of the stockholders of the said corporation, held on the twentieth day of December, 1881, the following resolution was adopted:

*Resolved*, That the name of this company be changed from "Chautauqua Assembly Hotel Company," to "Chautauqua Hotel Company."

Wherefore, I do hereby declare the proposed change of name to be authorized, and that the said corporation is to be on and after this date known by the name of "Chautauqua Hotel Company."

Given under my hand and the great seal of the said state, [G. S.] at the city of Wheeling, this 30th day of January, 1882.

RANDOLPH STALNAKER,  
*Secretary State.*

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### BANK OF THE OHIO VALLEY.

#### REDUCTION OF STOCK.

OFFICE SECRETARY OF STATE, }  
STATE OF WEST VIRGINIA. }

WHEREAS, W. A. Isett, president of "Bank of the Ohio Valley," a corporation created under the laws of the state of West Virginia, has certified under his signature and the common seal of said corpor-

ation, that at a meeting of stockholders of said corporation, held in the city of Wheeling, on the 3d day of May, 1881, the following resolution was adopted :

*Be it resolved* by the stockholders of the Bank of the Ohio Valley, that from and after May 3d, 1881, the capital stock of said bank shall be reduced to \$175,000, of the par value of \$70 per share."

Now, therefore, I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, do declare that the said reduction of the capital stock and the par value thereof as proposed by said resolution to be authorized by law.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this third day of May, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### THE TUG RIVER BOOMING COMPAFY.

#### INCREASE OF CAPITAL STOCK.

STATE OF WEST VIRGINIA, }  
OFFICE SECRETARY OF STATE. }

WHEREAS, Samuel G. B. Cook, president of "The Tug River Booming Company," a corporation created under the laws of the state of West Virginia, has certified under his signature and the common seal of said corporation, that at a meeting of the stockholders of said company, held at the office of the company in Baltimore, Maryland, on the 15th day of September, 1881, the following resolution was adopted by the affirmative vote of four-fifths of the stockholders, to-wit :

*Resolved.* That the capital stock of "The Tug River Booming Company" be increased to the sum of fifteen hundred dollars.

Now, therefore, I, Randolph Stalnaker, Jr., secretary of state of the said state, do declare the increase of the said capital stock as proposed by said resolution to be authorized by law.

[G. S.] Given under my hand and the great seal of the said state, at the city of Wheeling, this fourteenth day of October, eighteen hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

### EUREKA SPIRIT AGING COMPANY.

#### INCREASE OF THE PAR VALUE OF SHARES.

OFFICE SECRETARY OF STATE, }  
STATE OF WEST VIRGINIA. }

WHEREAS, J. M. Morrison, president of the "Eureka Spirit Aging Company," a corporation created under the laws of the state of West



Virginia, has certified under his signature and the common seal of said corporation, that at a meeting of the stockholders, of said corporation, held at the principal office of the company, in Washington, D. C., on the 4th day of June, 1881, the following resolution was adopted.

*Resolved*, That the par value of shares of the capital stock of this company be increased to fifty dollars, and the number of the shares be reduced in the same ratio, so that the amount of the capital stock shall not be affected thereby.

Now, therefore, I, Randolph Stalnaker, Jr., secretary of state of the said state, do declare the increase of the par value of the shares said stock as proposed by said resolution to be authorized by law.

Given under my hand and the great seal of said state at [G. S.] the city of Wheeling, this eleventh day of July, one thousand eight hundred and eighty-one.

RANDOLPH STALNAKER, JR.,  
Secretary of State.

## JUNCTION IRON COMPANY.

### INCREASE OF PAR VALUE OF SHARES AND CAPITAL STOCK.

OFFICE SECRETARY OF STATE, }  
STATE OF WEST VIRGINIA. }

WHEREAS, Samuel Laughlin, President of the "Junction Iron Company," a corporation created under the laws of the state of West Virginia, has certified under his signature and the common seal of said corporation, that at a regular meeting of the stockholders of said corporation held at the principal office of the company, No. 1208 Main street, Wheeling, West Virginia, on the 28th day of February, A. D. 1882, the following resolution, were adopted:

*Resolved*, That the par value of the capital stock of "Junction Iron Company" be and the same is hereby increased from two hundred thousand dollars to three hundred thousand dollars, and to that end the par value of each share of stock be and the same is hereby increased from one hundred dollars to one hundred and fifty dollars. Also:

*Resolved*, that the president of this company do under his signature and the common seal of the company, certify the foregoing resolution to the secretary of state.

Now, therefore, I, Randolph Stalnaker, Jr., secretary of state of the said state do declare the increase of the par value of the shares and capital stock as proposed by said resolution to be authorized by law.

Given under my hand and the great seal of the said state [G. S.] at the city of Wheeling, this 28th day of February, 1882.

RANDOLPH STALNAKER,  
Secretary of State.

## JUNCTION IRON COMPANY.

INCREASE OF CAPITAL STOCK AND REDUCTION OF PAR VALUE OF SHARES.

OFFICE OF SECRETARY OF STATE, }  
STATE OF WEST VIRGINIA. }

WHEREAS, Samuel Laughlin, president of the "Junction Iron Company," a corporation created under the laws of the state of West Virginia, has certified to me under his signature and the common seal of said corporation, that at a general meeting of the stockholders of said corporation, held at the principal office of the company, No. 1208 Main street, Wheeling, W. Va., on the 13th day of September, 1882, the following resolution was adopted:

*Resolved*, That the par value of the shares of the capital stock of the "Junction Iron Company" be reduced from one hundred and fifty dollars to one hundred dollars per share; and that the number of the shares of said capital stock be increased from two thousand (2,000) to five thousand (5,000), so that hereafter the authorized capital stock of said company shall consist of five thousand shares of the par value of one hundred dollars each.

Now, therefore, I, Randolph Stalnaker, Jr., secretary of the state, do declare the reduction of the par value of shares and increase of capital stock as proposed by said resolution to be authorized by law.

Given under my hand and the great seal of said state, at [G. S.] the city of Wheeling, this 14th day of September, one thousand eight hundred and eighty-two.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## BANK OF UNION.

DECLARATION OF INCREASE OF CAPITAL STOCK.

I, Randolph Stalnaker, Jr., secretary of state of the state of West Virginia, hereby certify that Frank. Hereford, president of the Bank of Union, a corporation created under the laws of the state of West Virginia, has in the manner prescribed by said laws, certified to me that at a meeting of the stockholders of said Bank of Union, held at the principal office, on the 23rd day of February, 1883, the following resolution was adopted:

*Resolved*, That the capital stock of the Bank of Union be increased the sum of twelve thousand seven hundred dollars.

Wherefore, I do hereby declare the proposed increase of the capital stock as proposed by said resolution to be authorized by law.

Given under my hand and the great seal of the said [G. S.] state, at the city of Wheeling, this twenty-eighth day of February, one thousand eight hundred and eighty-three.

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## PEOPLES BUILDING AND LOAN ASSOCIATION.

## DISSOLUTION.

General and final meeting of the stockholders of the "Peoples Building and Loan Association," held August 29th, 1881, at Parkersburg, W. Va.,

*Resolved*, by the stockholders of the "Peoples Building and Loan Association," that the business of the said corporation is hereby discontinued, and that said corporation be now dissolved, and that the property and assets of the said corporation be applied: first, to the payment of the debts against the same, if any there be; and second: that the residue, after paying all claims, debts and liabilities thereof, be divided among the members at present stockholders thereof, according to their respective interests; and that this resolution be published and certified to the secretary of state according to law.

I, George W. Carney, President of the said Peoples Building Association, hereby certify that the foregoing resolution was adopted unanimously at a general meeting of the stockholders of said corporation held at its office in the city of Parkersburg, Wood county, West Virginia, on the 29th day of August, 1881.

Given under my hand and the common seal of said [C. S.] corporation, this 1st September, 1881.

GEORGE W. CARNEY,  
*President.*

A Copy—Teste:

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## CLARKSBURG COAL COMPANY.

## DISSOLUTION.

*To Hon. Randolph Stalnakar, Jr., Secretary of State :*

At a general meeting of the stockholders of the "Clarksburg Coal Company," held at its usual place of meeting, on the 5th day of March, 1883, a majority of the capital stock being represented, it was unanimously

*Resolved*, That the business of this corporation be discontinued from this date.

[SEAL.]

T. W. HARRISON,  
*President.*

A copy—teste:

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*

## THE ODD FELLOWS BUILDING ASSOCIATION.

## DISSOLUTION.

To Hon. Randolph Stalnaker, Jr., Secretary of State :

At a general meeting of the stockholders of "The Odd Fellows Building Association," a corporation formed under the laws of the state of West Virginia, held at Clarksburg, West Virginia, on the twenty-third day of January, 1883, (a majority of the whole number of shares being represented and voting in favor thereof,) the following resolution was adopted :

*Resolved*, That the business of this corporation is discontinued.

And it is further certified that notice of the adoption of said resolution has been published in the Clarksburg *News*, a weekly newspaper published in Clarksburg, W. Va., for six successive weeks.

Witness our hands and the seal of said company, this [Seal.] eighth day of March, 1883.

E. A. PECK,  
*President.*  
T. S. SPATES,  
*Secretary.*

A copy—teste :

RANDOLPH STALNAKER, JR.,  
*Secretary of State.*



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# APPENDIX.

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## LIST OF COMMISSIONERS

*To take acknowledgment of Deeds and other writings in other States, appointed by the Executive of West Virginia, with the residence and date of appointment of each Commissioner; also, the date when evidence of qualification was filed, and the date of the expiration of the term of office of each. By the provisions of chapter twenty of the Acts of 1882, approved February 17, 1882, and which took effect ninety days after its passage, the term of office of Commissioners thereafter appointed was fixed at four years, and the term of office of Commissioners then in office was extended until the first day of January, 1885.*

STATES.	NAMES OF COMMISSIONERS.	RESIDENCE.	DATE OF APPOINTMENT.	WHEN EVIDENCE OF QUALIFICATION FILED.	WHEN TERM OF APPOINTMENT WILL EXPIRE.
Pennsylvania.....	Thomas J. Hunt.....	Philadelphia.....	June 9, 1880.....	June 12, 1880.....	January 1, 1885
Pennsylvania.....	Samuel S. Taylor.....	Philadelphia.....	July 20, 1880.....	July 23, 1880.....	January 1, 1885
Maryland.....	Carroll Sprigg.....	Baltimore.....	July 26, 1880.....	August 20, 1880.....	January 1, 1885
Maryland.....	J. D. Montague.....	Baltimore.....	July 27, 1880.....	July 30, 1880.....	January 1, 1885
New York.....	George R. Jaques.....	New York City.....	July 30, 1880.....	August 21, 1880.....	January 1, 1885
Massachusetts.....	James W. Chapman.....	Boston.....	July 30, 1880.....	August 6, 1880.....	January 1, 1885
Missouri.....	Julius Robertson.....	St. Louis.....	August 12, 1880.....	August 18, 1880.....	January 1, 1885
New York.....	Joseph B. Nones.....	New York City.....	August 12, 1880.....	August 17, 1880.....	January 1, 1885
Illinois.....	Simon W. King.....	Chicago.....	August 27, 1880.....	December 4, 1880.....	January 1, 1885
Maryland.....	Henry K. Gregg.....	Baltimore.....	December 6, 1880.....	.....	January 1, 1885
Maryland.....	G. Erett Reardon.....	Baltimore.....	December 7, 1880.....	December 13, 1880.....	January 1, 1885
Maryland.....	John M. Dulancy.....	Baltimore.....	January 28, 1881.....	February 14, 1881.....	January 1, 1885
Kentucky.....	Harry Stuckey.....	Louisville.....	February 14, 1881.....	February 19, 1881.....	January 1, 1885
New York.....	Richard M. Bruno.....	New York City.....	March 7, 1881.....	March 17, 1881.....	January 1, 1885
Massachusetts.....	Samuel Jennison.....	Boston.....	March 7, 1881.....	March 17, 1881.....	January 1, 1885
Pennsylvania.....	J. H. Wheeler.....	Philadelphia.....	March 22, 1881.....	March 24, 1881.....	January 1, 1885



LIST OF COMMISSIONERS—Continued.

STATES.	NAMES OF COMMISSIONERS.	RESIDENCE.	DATE OF APPOINTMENT.	WHEN EVIDENCE OF QUALIFICATION FILED.	WHEN TERM OF APPOINTMENT WILL EXPIRE.
New York.....	Vincent Rosemon.....	New York City...	April 11, 1881.....	April 20, 1881.....	January 1, 1885
Maryland.....	John C. Robertson.....	Baltimore.....	April 13, 1881.....	September 29, 1881.....	January 1, 1885
New York.....	Charles Edgar Mills.....	New York City.....	May 2, 1881.....	May 6, 1881.....	January 1, 1885
Pennsylvania.....	Kinley J. Tener.....	Philadelphia.....	April 8, 1881.....	May 27, 1881.....	January 1, 1885
New York.....	William H. Clarkson.....	New York City.....	June 9, 1881.....	June 25, 1881.....	January 1, 1885
Massachusetts.....	Joseph B. Braman.....	Boston.....	June 15, 1881.....	September 15, 1881.....	January 1, 1885
New York.....	S. Allaire Murden.....	New York City.....	July 1, 1881.....	July 21, 1881.....	January 1, 1885
New York.....	Moses B. Maclay.....	New York City.....	July 1, 1881.....	July 6, 1881.....	January 1, 1885
New York.....	William M. Thomas.....	New York City.....	July 2, 1881.....	July 8, 1881.....	January 1, 1885
Missouri.....	Fred W. Perkins.....	Kansas City.....	July 2, 1881.....	July 11, 1881.....	January 1, 1885
New York.....	George W. Colles.....	New York City.....	July 11, 1881.....	August 5, 1881.....	January 1, 1885
New York.....	T. Henry Dewey.....	Brooklyn.....	August 5, 1881.....	August 15, 1881.....	January 1, 1885
Massachusetts.....	Hamilton D. Clark.....	Medford.....	August 5, 1881.....	August 22, 1881.....	January 1, 1885
Pennsylvania.....	William F. Robb.....	Pittsburgh.....	August 16, 1881.....	August 18, 1881.....	January 1, 1885
New York.....	Thomas Kilvert.....	New York City.....	August 17, 1881.....	August 26, 1881.....	January 1, 1885
Pennsylvania.....	James Crowe.....	Philadelphia.....	August 22, 1881.....	August 29, 1881.....	January 1, 1885
Pennsylvania.....	Theodore D. Rand.....	Philadelphia.....	August 22, 1881.....	August 29, 1881.....	January 1, 1885
New York.....	Eleazer Jackson.....	New York City.....	August 27, 1881.....	October 3, 1881.....	January 1, 1885
Maryland.....	Murray Hanson.....	Baltimore.....	August 27, 1881.....	September 3, 1881.....	January 1, 1885
New York.....	John H. Hillery.....	New York City.....	September 5, 1881.....	September 12, 1881.....	January 1, 1885
New York.....	William Shillaber.....	New York City.....	September 30, 1881.....	October 10, 1881.....	January 1, 1885

LIST OF COMMISSIONERS—Continued.

STATES.	NAMES OF COMMISSIONERS.	RESIDENCE.	DATE OF APPOINTMENT.	WHEN EVIDENCE OF QUALIFICATION FILED.	WHEN TERM OF APPOINTMENT WILL EXPIRE.
New York.....	William F. Lett.....	New York City...	October 4, 1881.....	October 10, 1881.....	January 1, 1885
Maryland.....	J. Leland Hanna.....	Baltimore .....	October 11, 1881.....	October 19, 1881.....	January 1, 1885
Pennsylvania.....	John Sparhawk.....	Philadelphia.....	October 15, 1881.....	October 19, 1881.....	January 1, 1885
New York.....	Edwin C. Clarke.....	New York City...	November 7, 1881.....	November 14, 1881.....	January 1, 1885
Minnesota.....	Frank H. Carleton.....	St. Paul.....	November 25, 1881.....	December 1, 1881.....	January 1, 1885
Connecticut.....	Henry E. Taintor.....	Hartford .....	November 28, 1881.....	December 2, 1881.....	January 1, 1885
New York.....	Fred A. Burnham.....	New York City...	December 1, 1881.....	December 8, 1881.....	January 1, 1885
Pennsylvania.....	Edward Shippen.....	Philadelphia.....	December 7, 1881.....	.....	January 1, 1885
Illinois.....	Phillip A. Hoyne.....	Chicago.....	December 14, 1881.....	December 17, 1881.....	January 1, 1885
Pennsylvania.....	J. Paul Diver.....	Philadelphia.....	December 16, 1881.....	January 7, 1882.....	January 1, 1885
Pennsylvania.....	Charles Chauncey.....	Philadelphia.....	December 17, 1881.....	December 22, 1881.....	January 1, 1885
New York.....	Henry C. Banks.....	New York City...	December 17, 1881.....	January 6, 1882.....	January 1, 1885
Maryland.....	Philip H. Hoffman.....	Baltimore.....	December 26, 1881.....	December 29, 1881.....	January 1, 1885
Pennsylvania.....	H. E. Garsed.....	Philadelphia.....	January 5, 1882.....	January 9, 1882.....	January 1, 1885
New York.....	Louis Beckhardt.....	New York City...	January 18, 1882.....	February 3, 1882.....	January 1, 1885
California.....	Edward Chattin.....	San Francisco.....	January 25, 1882.....	February 15, 1882.....	January 1, 1885
Maryland.....	F. H. Grupy.....	Baltimore.....	January 26, 1882.....	February 2, 1882.....	January 1, 1885
Massachusetts.....	Edward J. Jones.....	Boston.....	February 6, 1882.....	February 10, 1882.....	January 1, 1885
New York.....	James Kearney.....	New York City...	March 1, 1882.....	.....	January 1, 1885
Ohio.....	Samuel S. Carpenter.....	Cincinnati .....	March 13, 1882.....	March 23, 1882.....	January 1, 1885
New York.....	Spencer C. Doty.....	New York City...	March 20, 1882.....	March 23, 1882.....	January 1, 1885

LIST OF COMMISSIONERS.

LIST OF COMMISSIONERS—Continued.

STATES.	NAMES OF COMMISSIONERS.	RESIDENCE.	DATE OF APPOINTMENT.	WHEN EVIDENCE OF QUALIFICATION FILED.	WHEN TERM OF APPOINTMENT WILL EXPIRE.
District of Columbia.....	John E. Beall.....	Washington.....	March 31, 1882.....	April 4, 1882.....	January 1, 1885
Virginia.....	James M. Donnan.....	Richmond.....	April 1, 1882.....	April 7, 1882.....	January 1, 1885
Illinois.....	Lyman B. Tichenor.....	Chicago.....	April 1, 1882.....	April 17, 1882.....	January 1, 1885
Louisiana.....	Meloney E. Soniat.....	New Orleans.....	April 3, 1882.....	April 17, 1882.....	January 1, 1885
New York.....	Thomas W. Folsom.....	New York City.....	April 10, 1882.....	April 20, 1882.....	January 1, 1885
Pennsylvania.....	Richard S. Childs, Jr.....	Philadelphia.....	April 17, 1882.....	April 27, 1882.....	January 1, 1885
Maryland.....	John H. Morrison.....	Baltimore.....	April 21, 1882.....	.....	January 1, 1885
Kentucky.....	William Reinecke.....	Louisville.....	April 24, 1882.....	April 28, 1882.....	January 1, 1885
New York.....	S. A. Emanuel.....	New York City.....	May 1, 1882.....	.....	January 1, 1885
Massachusetts.....	Charles A. Shaw.....	Boston.....	May 15, 1882.....	May 25, 1882.....	May 15, 1886
New York.....	Charles Nettleton.....	New York City.....	May 22, 1882.....	May 29, 1882.....	May 22, 1886
California.....	Joseph K. Carter.....	San Francisco.....	September 9, 1882.....	.....	September 9, 1886
Georgia.....	William B. Adams.....	Savannah.....	September 12, 1882.....	September 25, 1882.....	September 12, 1886
New York.....	Archibald C. Weeks.....	New York City.....	October 16, 1882.....	.....	October 16, 1886

# JUDICIAL DEPARTMENT.

## SUPREME COURT OF APPEALS.

*President*—OKEY JOHNSON, of Wood County.  
*Judges*—THOMAS C. GREEN, of Jefferson County;  
 ADAM C. SNYDER, of Greenbrier County;  
 SAMUEL WOODS, of Barbour County.  
*Clerk*—O. S. LONG, of Ohio County.  
*Reporter*—C. C. WATTS, Attorney-General.

Three annual sessions of the Supreme Court of Appeals are held as follows:  
 At Charleston, Kanawha county, commencing on the second Wednesday in January.  
 At Wheeling, in Ohio county, commencing on the first Wednesday in June.  
 At Charlestown, in Jefferson county, commencing on the first Wednesday in September.

## TERMS OF CIRCUIT COURTS.

### FIRST JUDICIAL CIRCUIT—GEORGE E. BOYD AND JOHN J. JACOB, JUDGES.

COUNTIES.	COMMENCEMENT OF TERMS.
Brooke .....	First Monday in March, first Monday in June, and second Monday in October.
Hancock .....	Fourth Monday in March, fourth Monday in June, and first Monday in November.
Ohio .....	Second Monday in April, first Monday in September, and third Monday in November.
Marshall .....	First Monday in March, first Monday in June, and second Monday in October.

### SECOND JUDICIAL CIRCUIT—A. BROOKS FLEMING, JUDGE.

COUNTIES.	COMMENCEMENT OF TERMS.
Harrison .....	Second Tuesday in January, second Tuesday in May and second Tuesday in September.
Marion .....	First Tuesday in March, first Tuesday in July and fourth Tuesday in November.
Monongalia.....	Second Tuesday in February, second Tuesday in June and second Tuesday in October.

## THIRD JUDICIAL DISTRICT—WILLIAM T. ICE, JUDGE.

COUNTIES.	COMMENCEMENT OF TERMS.
Barbour.....	First day of March, sixth day of July and fifteenth day of October.
Preston .....	Eighth day of April, thirteenth day of August and twenty-fourth day of November.
Randolph.....	Twentieth day of May, fourteenth day of September and third day of January.
Taylor.....	Twentieth day of March, twenty-fifth day of July and fourth day of November.
Tucker.....	Tenth day of May, third day of September and sixteenth day of December.

## FOURTH JUDICIAL CIRCUIT—THOMAS J. STEALEY, JUDGE.

COUNTIES.	COMMENCEMENT OF TERMS.
Doddridge.....	Third Monday in March, third Monday in July and third Monday in November.
Ritchie.....	Third Monday in February, third Monday in June and third Monday in October.
Tyler.....	Second Monday in April, second Monday in August and second Monday in December.
Wetzel.....	Third Tuesday in January, third Tuesday in May and third Tuesday in September.

## FIFTH JUDICIAL CIRCUIT—JAMES M. JACKSON, JUDGE.

COUNTIES.	COMMENCEMENT OF TERMS.
Pleasants.....	Second Monday in March, Second Monday in June and second Monday in October.
Wirt.....	Fourth Monday in March, fourth Monday in June and fourth Monday in October.
Wood.....	Second Monday in February, second Monday in July and second Monday in November.

SIXTH JUDICIAL CIRCUIT—R. F. FLEMING, JUDGE.

COUNTIES.	COMMENCEMENT OF TERMS.
Calhoun.....	First day of February, first day of June and first day of October.
Clay.....	Second Monday in May, second Monday in September and second Monday in December.
Gilmer.....	First day of February, first day of June and first day of October.
Jackson.....	First day of March, first day of August and first day of November.
Roane.....	Twenty-fifth day of March, twenty-fifth day of August and twenty-fifth day of November.

SEVENTH JUDICIAL DISTRICT—F. A. GUTHRIE, JUDGE.

COUNTIES.	COMMENCEMENT OF TERMS.
Kanawha.....	Second Monday in March, second Monday in June and first Monday in December.
Mason.....	First Monday in February, first Monday in May and first Monday in September.
Putnam.....	Fourth Monday in February, fourth Monday in May and fourth Monday in September.

EIGHTH JUDICIAL CIRCUIT—IRA J. MCGINNIS, JUDGE.

COUNTIES.	COMMENCEMENT OF TERMS.
Cabell.....	First Monday in March, first Monday in August and first Monday in December.
Lincoln.....	Third Monday in February, third Monday in June and third Monday in September.
Logan.....	First Monday in April, first Monday in July and first Monday in October.
Wayne.....	First Monday in February, first Monday in June and first Monday in September.

TERMS OF CIRCUIT COURTS.

NINTH JUDICIAL CIRCUIT—D. E. JOHNSTON, JUDGE.

COUNTIES.	COMMENCEMENT OF TERMS.
Boone.....	Third Monday in April, third Monday in July and third Monday in October.
DcDowell.....	Wednesday after the first Monday in April, Wednesday after the first Monday in July and Wednesday after first Monday in October.
Mercer.....	First Monday in March, third Monday in June and second Monday in November.
Raleigh.....	Fourth Monday in April, fourth Monday in July and fourth Monday in October.
Wyoming.....	Second Monday in April, second Monday in July and second Monday in October.

TENTH JUDICIAL CIRCUIT—HOMER A. HOLT, JUDGE.

COUNTIES.	COMMENCEMENT OF TERMS.
Fayette.....	Fourth Monday in February, third Monday in May and third Monday in September.
Greenbrier.....	Third Monday in April, fourth Monday in June and first Monday in November.
Monroe.....	Third Monday in March, first Monday in June and first Monday in October.
Pocahontas.....	First Monday in April, third Monday in June and third Monday in October.
Summers.....	Second Monday in February, first Monday in May and first Monday in September.

ELEVENTH JUDICIAL CIRCUIT—HENRY BRANNON, JUDGE.

COUNTIES.	COMMENCEMENT OF TERMS.
Braxton.....	Fourth Monday in April, fourth Monday in August and fourth Monday in November.
Lewis.....	First Monday in March, third Monday in June and third Monday in October.
Nicholas.....	On Wednesday after the second Monday in April, on Wednesday after the second Monday in August and on Wednesday after the second Monday in November.
Upshur.....	Second Monday in February, first Monday in June and first Monday in October.
Webster.....	First day of April, first day of August and first Monday in November.

TWELFTH JUDICIAL CIRCUIT—J. D. ARMSTRONG, JUDGE.

COUNTIES.	COMMENCEMENT OF TERMS.
Grant.....	Fourth Tuesday in March, first Tuesday in June and third Tuesday in October.
Hampshire.....	First Tuesday in February, second Tuesday in May and third Tuesday in September.
Hardy.....	Second Tuesday in March, last Tuesday in May, and first Tuesday in October.
Mineral.....	Second Tuesday in January, fourth Tuesday in April and first Tuesday in September.
Pendleton.....	Second Wednesday in April, Wednesday after second Tuesday in June, and first Wednesday in November.

THIRTEENTH JUDICIAL CIRCUIT—CHAS. J. FAULKNER, JR.,  
JUDGE.

COUNTIES.	COMMENCEMENT OF TERMS.
Berkeley.....	Second Tuesday in January, second Tuesday in April and second Tuesday in October.
Jefferson.....	Second Tuesday in February, third Tuesday in May and third Tuesday in November.
Morgan.....	First Tuesday in January, first Tuesday in April and second Tuesday in August.

UNITED STATES DISTRICT COURT.

DISTRICT OF WEST VIRGINIA.

*Judge*—JOHN J. JACKSON, Parkersburg.  
*Clerk*—JASPER Y. MOORE, Clarksburg.  
*District Attorney*—W. H. H. FLICK, Martinsburg.  
*Marshal*—GEORGE W. ATKINSON, Wheeling.

REGULAR TERMS.

At Wheeling—First day of March, and first day of September.  
 At Clarksburg—First day of March, and first day of October.  
 At Charleston—First day of May, and first day of November.



## LIST OF SHERIFFS.

COUNTIES.	NAMES.	ADDRESS.
Barbour.....	James E. Heatherly.....	Philippi.
Berkeley.....	George A. Crisman.....	Martinsburg.
Boone.....	Win. T. Smoot.....	Madison.
Braxton.....	A. C. Dyer.....	Braxton Court House.
Brooke.....	James W. Cooper.....	Wellsburg.
Cabell.....	Edmund Kyle.....	Barboursville.
Calhoun.....	John W. Bell.....	Grantsville.
Clay.....	P. B. Cochran.....	Pleasant Retreat.
Doddridge.....	S. P. McMillan.....	West Union.
Fayette.....	Wm. M. Tyree.....	Fayetteville.
Gilmer.....	Hugh McQuain.....	Glenville.
Grant.....	Arnold C. Scherr.....	Maysville.
Greenbrier.....	James Knight.....	Lewisburg.
Hampshire.....	John Monroe.....	Capon Ridge.
Hancock.....	John S. Swaney.....	New Cumberland.
Hardy.....	John W. Chambers.....	Moorefield.
Harrison.....	James D. Horner.....	Clarksburg.
Jackson.....	F. R. Hassler.....	Jackson Court House.
Jefferson.....	J. G. Hurst.....	Charlestown.
Kanawha.....	John F. Hubbard.....	Charleston.
Lewis.....	Addison McDaniel.....	Weston.
Lincoln.....	John S. Sweetland.....	Hamlin.
Logan.....	Robert W. Peck.....	Logan Court House.
Marion.....	C. B. Carney.....	Fairmont.
Marshall.....	J. B. Hicks.....	Moundsville.
Mason.....	A. A. Hanley.....	Pt. Pleasant.
Mercer.....	J. H. McLaugherty.....	Princeton.
Mineral.....	C. H. Caudy.....	Keyser.
Monongalia.....	George W. McVicker.....	Morgantown.
Monroe.....	R. T. McNeer.....	Union.
Morgan.....	John H. Buzzard.....	Berkeley Springs.
McDowell.....	Wm. Harmon.....	McDowell Court House.
Nicholas.....	Henry McQueen.....	Hookersville.
Ohio.....	C. P. Brown.....	Wheeling.
Pendleton.....	F. Anderson.....	Franklin.
Pleasants.....	Wm. E. Bier.....	St. Mary's.
Pocahontas.....	Levi Gay.....	Marlin's Bottom.
Preston.....	Elisha Thomas.....	Kingwood.
Putnam.....	L. A. Christy.....	Winfield.
Raleigh.....	Wilson Swiney.....	Raleigh Court House.
Randolph.....	Jacob G. Ward.....	Huttonsville.
Ritchie.....	D. F. Haymond.....	Ritchie Court House.
Roane.....	A. S. Vandal.....	Schilling.
Summers.....	Harrison Gwinn.....	Green Sulphur Springs.
Taylor.....	Samuel S. Waller.....	Pruntytown.
Tucker.....	Adam C. Mincar.....	St. George.
Tyler.....	Thomas Smith.....	Ripley.
Upshur.....	G. D. Marple.....	Tallmansville.
Wayne.....	W. E. Wilkinson.....	Wayne Court House.
Webster.....	H. W. Rader.....	Lane's Bottom.
Wetzel.....	B. B. Postlethwait.....	New Martinsville.
Wirt.....	J. H. Bumgarner.....	Wirt Court House.
Wood.....	Chas. B. Smith.....	Parkersburg.
Wyoming.....	Richard Mitchell.....	Oceana.

CLERKS OF CIRCUIT COURTS OF W. VA<sup>1</sup>

COUNTIES.	NAMES.	P. O. ADDRESS.
Barbour.....	I. V. Johnson.....	Philippi.
Berkeley.....	S. H. Martin.....	Martinsburg.
Boone.....	Wm. Thompson.....	Madison.
Braxton.....	W. F. Morrison.....	Braxton Court House.
Brooke.....	T. H. Marks.....	Wellsburg.
Cabell.....	M. S. Thornburg.....	Barboursville.
Calhoun.....	G. W. Silcott.....	Grantsville.
Clay.....	C. Pierson.....	Clay Court House.
Doddridge.....	T. K. Knight.....	West Union.
Fayette.....	E. H. Easley.....	Fayette Court House.
Gilmer.....	C. B. Conrad.....	Glenville.
Grant.....	John Bean.....	Grant Court House.
Greenbrier.....	Jonathan Mays.....	Lewisburg.
Hampshire.....	V. M. Poling.....	Romney.
Hancock.....	A. McFlannegan.....	Fairview.
Hardy.....	Charles Lobb.....	Moorfield.
Harrison.....	T. C. Ramage.....	Clarksburg.
Jackson.....	W. W. Riley.....	Jackson Court House.
Jefferson.....	F. P. Lynoh.....	Charlestown.
Kanawha.....	Thomas Swinburn.....	Charleston.
Lewis.....	Wm. Harrison.....	Weston.
Lincoln.....	B. F. Curry.....	Hamlin.
Logan.....	John Chaffin.....	Logan Court House.
Marion.....	C. L. Smith.....	Fairmont.
Marshall.....	A. O. Baker.....	Moundsville.
Mason.....	C. B. Waggener.....	Point Pleasant.
Mercer.....	F. A. Bolin.....	Princeton.
Mineral.....	W. T. Head.....	Keyser.
Monongalia.....	A. Haymond.....	Morgantown.
Monroe.....	M. J. Kester.....	Union.
Morgan.....	Lewis Allen.....	Berkely Springs.
McDowell.....	John F. Johnson.....	McDowell.
Nicholas.....	A. F. Radler.....	Nicholas Court House.
Ohio.....	S. B. McCulloch.....	Wheeling.
Pendleton.....	I. P. Boggs.....	Franklin.
Pleasants.....	J. L. Knight.....	St. Mary's.
Pocahontas.....	J. J. Beard.....	Huntersville.
Preston.....	S. Crane.....	Kingswood.
Putnam.....	H. L. Judge.....	Winfield.
Raleigh.....	John Beckley.....	Raleigh Court House.
Randolph.....	J. B. Morrison.....	Reverly.
Ritchie.....	W. A. Strickler.....	Ritchie Court House.
Roane.....	M. W. Kidd.....	Spencer.
Summers.....	B. L. Hoge.....	Hinton.
Taylor.....	John S. S. Herr.....	Grafton.
Tucker.....	John Adams.....	St. George.
Tyler.....	Christian Engle.....	Middlebourne.
Upshur.....	John A. Hess.....	Buckhannon.
Wayne.....	J. P. Wellman.....	Wayne Court House.
Wooster.....	R. C. Conrad.....	Webster Court House.
Wetzel.....	James W. Newman.....	New Martinsville.
Wirt.....	O. C. Morris.....	Wirt Court House.
Wood.....	O. M. Clemens.....	Parkersburg.
Wyoming.....	M. G. Clay.....	Oceana.

## CLERKS OF COUNTY COURTS OF W. VA.,

COUNTIES.	NAMES.	ADDRESS.
Barbour .....	L. C. Elliott .....	Phillippi.
Berkeley .....	C. W. Doll .....	Martinsburg.
Boone .....	M. J. Hopkins .....	Madison.
Braxton .....	W. L. J. Corley .....	Braxton Court House.
Brooke .....	C. B. Turner .....	Wellsburg.
Cabell .....	M. S. Thornburg .....	Cabell Court House.
Calhoun .....	G. W. Silcot .....	Grantsville.
Clay .....	A. J. Stephenson .....	Clay Court House.
Doddridge .....	A. C. Holmes .....	West Union.
Fayette .....	M. T. Davis .....	Fayetteville.
Gilmer .....	Jasper N. Nee .....	Glenville.
Grant .....	D. P. Hendrickson .....	Petersburg.
Greenbrier .....	M. L. Spotts .....	Lewisburg.
Hampshire .....	C. S. White .....	Romney.
Hancock .....	A. McFlanigan .....	Fairview.
Hardy .....	Charles Lobb .....	Moorefield.
Harrison .....	James Monroe .....	Clarksburg.
Jackson .....	J. L. Armstrong .....	Jackson Court House.
Jefferson .....	Thos. A. Moore .....	Charlestown.
Kanawha .....	H. Morris .....	Charleston.
Lewis .....	Jesse Woofter .....	Weston.
Lincoln .....	H. Hager .....	Hainlin.
Logan .....	John Chafin .....	Logan Court House.
Marion .....	John B. Crane .....	Fairmont.
Marshall .....	Thomas Finn .....	Moundsville.
Mason .....	J. P. R. B. Smith .....	Pt. Pleasant.
Mercer .....	C. A. McNutt .....	Princeton.
Mineral .....	H. T. Head .....	Keyser.
Moungalia .....	Waitman T. Willey .....	Morgantown.
Monroe .....	A. A. Nickell .....	Union.
Monroe .....	T. H. B. Dawson .....	Berkeley Springs.
McDowell .....	John M. Johnson .....	Perryville.
Nicholas .....	J. A. Hamilton .....	Nicholas Court House.
Ohio .....	George Hook .....	Wheeling.
Pendleton .....	Isaac P. Boggs .....	Franklin.
Pleasants .....	J. L. Knight .....	St. Mary's.
Pocahontas .....	J. J. Beard .....	Huntersville.
Preston .....	J. Ami Martin .....	Kingwood.
Putnam .....	W. T. Alexander .....	Winfield.
Raleigh .....	John Beckley .....	Raleigh Court House.
Randolph .....	J. D. Wilson .....	Beverly.
Ritchie .....	G. W. Armos .....	Ritchie Court House.
Roane .....	C. C. Clevenger .....	Spencer.
Summers .....	E. H. Peck .....	Hinton.
Taylor .....	John S. S. Herr .....	Grafton.
Tucker .....	John J. Adams .....	St. George.
Tyler .....	David Hickman .....	Middlebourne.
Upshur .....	C. C. F. McWhorter .....	Buckhannon.
Wayne .....	P. H. Napier .....	Wayne Court House.
Webster .....	B. P. Conrad .....	Webster Court House.
Wetzel .....	J. C. McEldowney .....	New Martinsville.
Wirt .....	O. L. Williams .....	Wirt Court House.
Wood .....	T. G. Smith .....	Parkersburg.
Wyoming .....	L. B. Cook .....	Oceana.

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