PROPOSED

CONSTITUTION

AND

BY-LAWS

OF THE

FIRST UNITED ORDER

OF

ENOCH.

PLANO, ILL.,

PRINTED AT L. D. S. HERALD STEAM BOOK AND JOB OFFICE,

1870.

FIRST UNITED ORDER OF ENOCH.

FROM IOWA CODE.

Article 3.

Section 1193. (1.) *Be it enacted by the General Assembly of the State of Iowa,* That any three or more persons of full age, citizens of the United States, a majority of whom shall be citizens of this State, who shall desire to associate themselves for benevolent, charitable, scientific, religious or missionary purposes, may make, sign and acknowledge before any officer authorized to take the acknowledgment of deeds in this state and file in the office of secretary of state, and also in the office of the recorder of the county in which the business of such society is to be conducted, a certificate in writing, in which shall be stated the name or title by which such society shall be known in law, the particular business and objects of such society, the number of trustees, directors or managers to manage the same, and the names of the trustees, directors or managers of such society, for the first year of its existence.

Section 1. It is hereby agreed that

and their associates and successors; together with all persons who shall become stockholders in the corporation hereby created; shall be a body corporate and politic, to be known and styled "The First United Order of Enoch;" and shall have perpetual succession under such name; having the right to use a corporate seal; which may be altered at pleasure, with power to plead, and to be impleaded; to sue, and to be sued; to appoint all necessary officers and assistants; and may

have, enjoy and exercise all the powers necessary to carry out and execute all the purposes and interests of an agricultural, manufacturing, and general business company; empowered, to create stock, loan money, buy and sell lands, moneys and securities, to buy, manufacture and sell all kinds of machinery; to purchase land, erect buildings, lease and to farm let any lands or hereditaments so purchased by the company; and may do any and all business which may be done by any general business corporation, including the power to make contracts, acquire and transfer property, real and personal.

SEC. 2. The general business and object of this corporation, shall be the associating together of men of capital, and those skilled in labor and mechanics, belonging to the Church of Jesus Christ of Latter Day Saints, in the States of Iowa and Missouri, and the other states and territories of the United States, for the purpose of settling, developing and improving new tracts of land, which tracts of land shall be selected, located and purchased, by a committee to be appointed by the Board of Directors hereinafter provided for; to take cognizance of the wants of worthy, and industrious poor men, who shall apply therefor, and provide them with labor and the means for securing homes and a livelihood; and to develop the energies and resources of the people who may seek those respective localities for settlement.

SEC. 3. The officers of this company shall consist of Seven Directors, to be chosen by ballot from among the stockholders; a President, and Vice President to be chosen by the Board of Directors from their own number; and a Secretary, who shall be appointed by the Board of Directors, upon the recommendation of the President.

SEC. 4. The private property of stockholders shall not be liable for the debts of the corporation; expect

to the extent and amount of unpaid installments of capital stock subscribed, or other indebtedness to the corporation. Interests of stockholders may be transferable by assignment in all cases, except those in which the stockholder desiring to transfer shall be indebted to the corporation for unpaid capital stock or otherwise.

SEC. 5. The Board of Directors shall at the first regular meeting after their election, choose the President and Vice President; and the President shall, upon notification of his election, recommend the Secretary who shall thereupon be appointed.

SEC. 6. Shares of stock in this incorporation shall consist of One Hundred Dollars. The Capital Stock shall be Fifty Thousand Dollars, with privilege to increase unto Five Million Dollars. The before named

are hereby declared commissioners, and are authorized to open books and solicit subscriptions to said capital stock. As soon as the amount of Fifty Thousand Dollars shall have been subscribed, and thirty three per cent. thereof paid in, the commissioners herein appointed, shall give notice thereof in writing, to each subscriber, which notice shall contain the names of all stockholders, appointing the place where such election shall take place; and at the time and place of holding such election, the stockholders shall proceed to cast their ballots for said Board of Directors, each shareholder being entitled to one vote for each share of one hundred dollars capital stock, which vote may be cast in person or by proxy.

SEC. 7. The capital stock, when subscribed, shall be due and payable as follows: One-third at the date of the subscription to the capital stock; one-third in one

year; one-third, in two years, with interest on each payment from and after the date of the organization of the corporation: Provided, nothing herein contained shall be construed as preventing the full payment of any stock subscribed, at any time before the same shall become due. Shares subscribed and not paid for when due, may be declared forfeited by the Board of Directors, at any regular meeting thereof, after payment for such shall be due.

SEC. 8. The indebtedness of the corporation for all classes of liabilities shall at no time exceed in the aggregate amount thereof, the sum of two-thirds the paid up capital stock.

SEC. 9. This corporation shall continue for the term of twenty years from and after its organization; and may be renewed at the option of the stockholders.

The following rules and by-laws are suggested for the consideration of the stockholders and those who may be chosen as the directors of the society:

By-laws, &c.

SECTION. 1. The Board of Directors shall fix the amount, time and manner of payment of compensation of all officers; shall authorize the purchase or sale of the property real and personal of the company; shall fix the times and places of holding the meetings of the board for the transaction of business; provided, that no longer time than three months shall elapse between any two meetings; shall determine the worthiness of applicants for aid, the propriety of, and the amount and kind of aid necessary to be extended; and shall, if it be found necessary, limit the amount of stock which may be held by any one person.

SEC. 2. A majority of the Directors shall consti-

tute a quorum for the transaction of business at any regular meeting.

SEC. 3. A Stock account shall be kept with each stockholder; and shareholders may transfer their certificates of stock, subject only to the following restrictions and rules: No transfer of stock shall be valid when the shareholder's stock account shows an indebtedness to the company, nor unless regularly assigned upon the back of each certificate, which assignment shall be countersigned by the President, and each and every such transfer shall be entered upon the Secretary's books. Should dividends on stock be at any time declared by the directors, said dividends shall in all cases be paid to such persons in whose name the stock appears upon the secretary's books, at the time such dividend is declared.

SEC. 4. The President is hereby constituted the executive officer of the company as well as the Board of Directors, and all necessary powers are vested in him to bind the company by his acts, which may not be inconsistent with the act of incorporation, and by-laws thereof; but any act of the President contrary to the expressed will of the Board, of which he shall have had notice, shall not be valid, or binding on the company; and in case of any such act of the President contrary to the said expressed will of the Board notified to him, the Board shall have power to remove the President. In case of removal, sickness, death, or other disability of the President, the Vice President shall be the President, and perform the duties of that officer, until the next regular election of officers; and if for any cause no election shall be held upon the day for such annual election, the Board of Directors holding over, shall appoint a President as herein before provided, as though such regular election had been held.

SEC. 5. The Secretary is hereby declared to be the recording, financial, auditing and accounting officer and treasurer of the company. He shall faithfully

supervise the interests of the company, and perform all the duties above described according to the best of his discretion, in the absence of any specific directions from the Board of Directors or the President; but he shall at all times be subject to their authority and direction, and shall hold his office at the pleasure of the Board of Directors. The Board of Directors shall alone direct where the funds of the company shall be deposited; and may require the Treasurer to execute bonds to the company in such amount as they may determine.

APPENDIX.

A number of the saints who feel that the set time to favor Zion is come; and that the establishment of societies as herein before contemplated, is one of the most effectual means to advance the prosperity of the saints as a body, have seen fit to put forth the effort.

Those who are desirous to aid the work, and who feel satisfied that this is a proper, legal, and feasible way to do so, and are willing to lend a helping hand, are requested to give the matters herein presented, a careful, faithful, and candid consideration.

Letters for advice, enquiry, encouragement, aid or assistance, may be addressed to

ELIJAH BANTA,

Box 253, SANDWICH,

DeKalb County, Illinois.

The organization of this first company should be completed, and the capital stock subscribed, at as early a day as practicable; if possible, by April 1st, 1870.

HERALD STEAM BOOK AND JOB OFFICE, PLANO.