Articles of associations of the Elbow Pond Cranberry Company of Brewster, Mass.

We, the subscribers to these articles, hereby associate ourselves together as an unincorporated association, and agree to the following articles of associations for that purpose.

Article 1st.

The name of the association shall be the "Elbow Pond Cranberry Company".

Article 2nd.

The purposes of the association are to engage in the cultivation and sale of cranberries and in any business connected with the purposes mentioned.

Article 3rd.

The property with which the association is to commence business is to be a certain tract or tracts of land in the westerly part of the town of Brewster, in the county of Barnstable, being the swamp and upland situated to the easterly and southerly side of Elbow Pond so called, the same to be conveyed by Chauncey Hall.
and shall be bar to the three Trustees hereinafter mentioned who shall hold the same in joint tenancy.

Article 4th

The officers of the association shall be a President, Treasurer, Manager, Clerk, and three Trustees, the President, Treasurer, Manager, and Clerk shall be elected annually by the Shareholders at their annual meeting to serve for the ensuing year and until others shall be elected in their stead, any vacancy occurring in the office of President, Treasurer, Manager, Clerk or Trustee shall be filled by the Shareholders as soon as may be.

Article 5th

The President shall preside at all meetings of the Shareholders and shall sign all certificates of shares. Any meeting, in the absence of the President, appoint a President pro tem to preside.

Article 6th

The Treasurer shall have custody of the Certificate book, book of accounts, and funds.
of the associations and of all Deeds evidences of title or of indebtedness to the association, he shall sign all certificates of Shares, and he shall keep a record of the same, and of all transfers thereof, he shall have authority to receive payments and give receipts, he shall keep proper books of accounts for all payments, and vouchers made by him. He shall disburse the funds in his custody for the payment of the debts of the associations, and such as are legally incurred by the Trustees aforesaid.

Article 7th

The manager shall have personal charge of the bog, and the cultivation and sale of cranberries, and all monies received by him shall at once be paid to the Treasurer of the association.

Article 8th

The Clerk shall give due notice of all meetings of Shareholders and Trustees, and shall keep a true record of such meetings which record shall be binding on the Shareholders.

Article 9th

The Trustees shall have power whenever they see fit to control, restrain, and direct
the President and manager in the exercise of their powers. The Trustees shall have the following powers viz; to fix the compensation of officers; to declare dividends of profits to assess the number of Shares mentioned in article 12; and to determine the manner and amount of the assessment to be levied thereon. In case of the death, resignation, absence, or inability to act, of any of the officers mentioned in article four, and in case of the happening of any event affecting the management of the company for which no provision is otherwise made in these articles the Trustees, or the remaining or surviving Trustee or Trustees may appoint officers and manage the business of the Company, so far as necessary until a meeting of the Shareholders can be conveniently called, all certificates of Shares shall be countersigned by one of the Trustees.

Article 10th

E. F. Hall, Chart Seara, W. W. Winsor, of Newton all in the commonwealth of Massachusetts shall be Trustees, and shall hold the legal title to all the property of the association, both real and personal in joint tenancy. All contracts, purchases and sales shall be made in their names, and any lands which shall be bought for the association shall
be conveyed to the Trustees as joint tenants. In case of the death, resignation or disability to act of either of them, and as often as the necessity occurs, the Shareholders shall elect a successor, so that there shall always be three Trustees, and such conveyance shall be made as may be necessary in order to vest the title of said property in them in joint tenancy, they shall make such leases, conveyances or other disposition of the property as may be required by the Shareholders, provided that the Trustees shall always have the right to retain enough of the property to indemnify them against any liabilities they may be under, rightfully incurred on behalf of the association, unless the Shareholders otherwise indemnify them, and provided that in case the Trustees shall actually pay any amount for which they are liable and the Shareholders fail to reimburse them, then the Trustees shall be entitled to sell such parts of the property as they deem necessary for their reimbursement at public auction in the Town of Brewster Mass., having first notified the Shareholders of the time and place of the sale and of the property to be sold, and publish a like notice once a week for three successive weeks in some newspaper published in the Towns of Yarmouth or Barnstable Mass., and either or all
of said Trustees may purchase at such sale, and no other purchaser shall be in any way responsible for the application of the purchase money, the property as sold shall be conveyed free and discharged from the trust, and the Trustees shall hold the surplus of the purchase money (if any) for the use and benefit of the association. Either or all of the Trustees of this association at any meeting called for that purpose may be removed for wrong doing in their office, and such meeting shall be called in the way provided for calling meetings of this association.

X

Article 11th

Notice of each assessment, of the amount thereof, and of the time when the same is due and payable, shall be sent by the Clerk by mail postage prepaid at least ten days before the assessment is due, to each Shareholder liable therefor, and thereupon on case of neglect of any Shareholders to pay such assessment for ten days after the same is due, the Treasurer may without further notice sell at public auction in said Town of Brevort such number of the shares of the Shareholder as may be necessary to raise the amount of his unpaid assessment, and Shareholders are not to be otherwise liable for the payment of assessment.
Article 12th

The property of the association shall be represented by Sixty-four Shares per value One hundred Dollars and assessable.

Article 13th

Certificates shall be issued to all Shareholders in the following form:

Number      Shares

Elbow Pond Cranberry Company of
Brewsters Massachusetts. This certifies that
is the owner of Shares in the
Elbow Pond Cranberry Company subject to the
articles of the association (to which the holder
assets) and becomes a party by accepting this
certificate) transferable only on the books of the
company in person or by attorney or surrender
of this certificate. Witness the signature of the
President and Treasurer and countersigned by
one Trustee

Brewster  A.D.

President

Trustee

Treasurer

Article 14th

Shares may be transferred by an instrument
in writing signed by the holder, whereupon
the certificate held by the vendor shall be
surrendered and cancelled and a new certificate or certificates in accordance with the transfer. Every person holding a certificate shall hereby become a party to the articles of association and shall remain such party until all his shares shall all have been transferred by him and a certificate or certificates issued to and accepted by the transferee or transferees. Whereupon the vendor shall cease to be a party or member, no share shall be transferred after an assessment thereon has been voted by the Trustees until such assessment has been paid. The death of any member of this association shall not work a dissolution thereof, nor any change therein, but the person who becomes the lawful owner of the interest of such shall succeed to all his rights as Shareholder under his certificate and shall be entitled to receive new certificates according to their respective interests. This article shall be printed on the back of each certificate.

Article 15th

The annual meeting of the Shareholders for the election of officers and any other business that may be brought before the meeting shall be held the first Tuesday in December 1892; if for any reason any annual meeting should not be held at the time above fixed, it may be
called and held subsequently in the same manner as prescribed for special meetings. Special meetings shall be called by the clerk whenever voted by the Trustees or requested by the President, or by any person or persons holding not less than one third of the shares then issued and outstanding. The clerk shall send notice of all Shareholders meetings by mail to each Shareholder not less than one week before the meeting. Such notice shall specify the time and place of such meeting, but not the business to be acted on, unless by special order of the Trustees, at all Shareholders meetings three or more persons attending in person or by proxy, and representing a majority of the shares then issued and outstanding, shall constitute a quorum. Each Share shall be entitled to one vote, and all questions shall be decided by a majority of the votes cast.

Article 16th

Meetings of the Trustees shall be held at such time and places as they may order, and the clerk shall give reasonable notice thereof to each Trustee. A majority of the Trustees shall constitute a quorum, and all questions shall be decided by a majority of the votes cast, and not by any proxies.
to any proposition connected with the business of the
trustees as if they were the same effect as a
vote passed at a former meeting of the Trustees,
and shall be recorded accordingly by the Clerk.

Article 17

Any Shareholder may by written power of
attorney to be placed on file by the Clerk,
constitute any other person including officers
and Shareholders. to be his proxy to represent
him at any Shareholders meetings and to vote
on his Shares. provided said proxy shall be
given within six months prior to said meeting

Article 18

These Articles may be modified amended
or canceled. the affairs of the association may
be settled and wound up. its property may be
sold and the proceeds distributed. or the property
and business may be transferred to any corpora-
tion empowered to receive and conduct the same.
by vote of a majority of all the shares of the
association at any meeting of the Shareholders
duly warned and held. provided that all Shareholders
as such shall be entitled to the same rights and
privileges and profits according to the number of
their shares in all cases.
Article 19th
The following officers shall act from this date and until their successors shall have been elected or appointed as above provided.
President E. H. Hall
Treasurer and Clerk Chas. E. Hall
Manager Chas. E. Hall
Trustees & E. H. Hall Chas. Sears W. W. Wing

Article 20th
I agree to take the number of Shares written opposite to my respective names viz.

In witness whereof, we have hereunto set our hands and seals this second day of December in the year one thousand eight hundred and ninety...

Signed, sealed and delivered

Edmund H. Hall
Chas. E. Hall
William H. Wing

Commonwealth of Massachusetts,
Barnstable 55, August 29th, 1892

The person appearing the above named
Charles E. Hall
and acknowledged the

I, the undersigned, to be this true act and deed,

Before me, Truly Crosby, Justice of the Peace.
Came into Rec. Sept. 27, 1892.
At 8:30 A.M. it was recorded with Remeta.
Articles of association of the Elbow Pond Cranberry Company of Brewster Mass.

We the subscribers to these articles hereby associate ourselves together as an unincorporated association, and agree to the following articles of associations for that purpose.

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Article 4th
The officers of the association shall be a President, Treasurer, Manager, Clerk and three Trustees. the President, Treasurer, Manager and Clerk shall be elected by the Shareholders at their annual meeting to serve for the ensuing year and until others shall be elected in their stead. any vacancy occurring in the office of President, Treasurer, Manager, Clerk or Trustee shall be filled by the Shareholders as soon as may be.

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The President shall preside at all meetings of the Shareholders and shall sign all certificates of shares. any meeting may, in the absence of the President, appoint a President pro tempore to preside.

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The Treasurer shall have custody of the Certificate book, book of accounts, and funds of the association and of all Deeds evidences of title or of indebtedness to the association. he shall sign all certificates of Shares, and he shall keep a record of the same, and of all transfers thereof he shall have authority to receive payments and give receipts. he shall keep proper books of accounts for all payments, and vouchers made by him. he shall disburse the funds in his custody for the payment of the debts of the association, and such as are legally incurred by the Trustees aforesaid.

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Article 10th
E. F. Hall, Cha sers, W. W. Wixon of Brewster all in the commonwealth of Massachusetts shall be Trustees, and shall hold the legal title to all the property of the association, both real and personal in joint tenancy. All contracts purchases and sales shall be made in their names, and any lands which shall be bought for the association shall be conveyed to the Trustees as joint tenants. In case of the death, resignation or inability to act of either of them, and so often as the necessity occurs the Shareholders shall elect a successor, so that there shall always be three Trustees, and such conveyances shall be made as may be necessary in order to vest the title of said property in them in joint tenancy. They shall make such leases conveyances or other disposition of the property as may be required by the Shareholders, provided that the Trustees shall always have the right to retain enough of the property to indemnify them against any liabilities they may be under, rightfully incurred on behalf of the association, unless the shareholders otherwise indemnify them, and provided, that in case the Trustees shall actually pay any amount for which they are so liable and the Shareholders fail to reimburse them, then the Trustees shall be entitled to sell such parts of the property as they deem necessary for their reimbursement at public auction in the Town of Brewster Mass. having first notified the Shareholders of the time and place of the sale and of the property to be sold, and publish a like notice once a week for three successive weeks in some newspaper published in the Towns of Yarmouth or Harwich Mass. and either or all of said Trustees may purchase at such sale, and no other purchaser shall be in any wise responsible for the application of the purchase money. The property so sold shall be conveyed free and discharged from the trust, and the Trustees shall hold the surplus of the purchase money (if any) for the use and benefit of the association.
Either or all of the Trustees of this association at any meeting called for that purpose may be removed for wrong doing in their office, and such meeting shall be called in the way provided for calling meetings of the association.

Article 11th

Notice of each assessment, of the amount thereof and of the time when the same is due and payable, shall be sent by the Clerk by mail postage prepaid at least ten days before the assessment is due, to each Shareholder liable therefor, and there upon in case of neglect of any Shareholder to pay such assessment for ten days after the same is due, the Treasurer may without further notice sell at public auction in said Town of Brewster such number of the shares of the Shareholder as may be necessary to raise the amount of his unpaid assessment, and Shareholders are not to be otherwise liable for the payment of assessment.

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<tr>
<th>Number</th>
<th>Shares</th>
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Elbow Pond Cranberry Company of Brewster Massachusetts. This Certifies that is the owner of Shares in the Elbow Pond Cranberry Company subject to the articles of the association (to which the holder assents and becomes a party by accepting this certificate) transferable only on the books of the company in person or by attorney on surrender of this certificate. Witness the signature of the President and Treasurer and countersigned by one Trustee.

Brewster A.D.

President

Trustee

Treasurer

Article 14th

Shares may be transferred by an instrument in writing signed by the holder, whereupon the certificate held by the vendor shall be surrendered and cancelled and a new certificate or certificates in accordance with the transfer. Every person holding a certificate shall hereby become a party to the articles of association and shall remain such party until all his shares shall all have been transferred by him and a certificate or certificates issued to and accepted by the transferee or transferees, whereupon the vendor shall cease to be a party or member. No share shall be transferred after an assessment thereon has been voted by the Trustees until such assessment has been paid. The death of any member of this association shall not work a dissolution thereof nor any change therein, but the person who becomes the lawful owner of the interest...
of such shall succeed to all his rights as Shareholder under his certificate and shall be entitled to receive new certificates according to their respective interests. This article shall be printed on the back of each certificate.

Article 15th
The annual meeting of the Shareholders for the election of officers and any other business that may be brought before the meeting shall be held the first Tuesday in December 1892. If for any reason any annual meeting should not be held at the time above fixed, it may be called and held subsequently in the same manner as prescribed for special meetings. Special meetings shall be called by the clerk whenever voted by the Trustees or requested by the President, or by any person or persons holding not less than one third of the shares then issued and outstanding. The clerk shall send notice of all Shareholders meetings by mail to each Shareholder not less than one week before the meeting. Such notice shall specify the time and place of such meeting, but not the business to be acted on, unless by special order of the Trustees. At all Shareholders meetings three or more persons attending in person or by proxy, and representing a majority of the Shares then issued and outstanding, shall constitute a quorum, each Share shall be entitled to one vote, and all questions shall be decided by a majority of the votes cast.

Article 16th
Meetings of the Trustees shall be held at such times and places as they may order, and the clerk shall give reasonable notice thereof to each Trustee. A majority of the Trustees shall constitute a quorum, and all questions shall be decided by a majority of the votes cast. “An absent” in writing signed by three Trustees to any proposition connected with the business of the Trustee shall have the same effect as a vote passed at a former meeting of the Trustees, and shall be recorded accordingly by the Clerk.

Article 17th
Any Shareholder may by written power of attorney to be placed on file by the Clerk, constitute any other person including officers and Shareholders, to be his proxy to represent him at any Shareholders meetings, and to vote on his Shares, provided said proxy shall be given within six months prior to said meeting.

Article 18th
These articles may be modified amended or canceled, the affairs of the association may be settled and wound up, its property may be sold and the proceeds distributed, or the property and business may be transferred to any corporation empowered to receive and conduct the same, by a vote of a majority of all the shares of the association at any meeting of the Shareholders duly warned and held, provided that all Shareholders as such shall be entitled to the same rights and privileges and profits according to the number of their shares in all cases. [next page]

Article 19th
The following officers shall act from this date and until their successors shall have been elected or appointed as above provided

President  E. F. Hall
Treasurer and Clerk.  Chaüs E. Hall
Manager              Chaüs E. Hall
Trustees  E. F. Hall  Chaüs Sears  W. W. Wixon

[The next article is crossed out:]

Article 20th

We agree to take the number of Shares written opposite to our respective names viz:

[The following, except the signatures, is in the hand of Tully Crosby:] In witness whereof, we have here unto set our hands and seals this Second day of December in the year one thousand eight hundred and [torn]

Signed sealed and delivered   Edmund. F. Hall [seal]
in presence of         Chaüs E. Hall. [seal]
Tully Crosby            Charles Sears [seal]
William W. Wixon   [seal]

Commonwealth of Massachusetts

Barnstable SS          August 29th 1892
Then personally appeared the above named Charles E. Hall and acknowledged the foregoing instrument to be his free act and deed.

Before me   Tully Crosby  Justice of the Peace.

[Overpage, in hand of Andrew Sherman:]

Barnstable ss.  Received Sept. 27, 1892 at 8:30 A.M. & is recorded with Barnstable Co. Deeds Lib. 202  Fols. 470-471-472-473 & 474.

Attest:  Andrew F. Sherman  Register.