

RR 481

CERTIFICATE OF INCORPORATION

— of the —

"RAHWAY VALLEY COMPANY, LESSEE"

Recorded in book.....*9/5*
of Corporations, in the office of
the Secretary of State, page.....*7654/2*

FILED AND RECORDED
FEB 27 1909
J. J. WILSON
Secretary of State

E. L. MCKIRGAN
COUNSELOR AT LAW
SUMMIT, N. J.

WULFF BLD'G TEL 274 J

PHILO-SOLBY COMPANY, 172 CHAMBERS STREET, NEW YORK

CERTIFICATE OF INCORPORATION

-OF THE-

"RAHWAY VALLEY COMPANY, LESSEE."

We, the undersigned, Louis Keller, residing at Springfield, Union County, New Jersey, Horatio F. Dankel, residing at Roselle, Union County, New Jersey, Charles J. Wittenberg, residing at New York City, New York, James S. Gilbert, residing at New York City, New York, Edward G. Thompson, residing at New York City, New York, Elmer L. McKirgan, residing in the City of Summit, Union County, New Jersey, and H. Montague Vickers, residing at Newfoundland, New Jersey, do hereby associate ourselves together under and in pursuance of an Act of the Legislature of the State of New Jersey, entitled, "An Act concerning railroads", (Revision of 1903) approved April 14th, 1903, and of the several acts supplemental thereof and amendatory thereto, to form a railroad corporation or company, for the purpose of constructing, maintaining and operating a railroad for public use in the conveyance of persons and property, and we do make and sign this our certificate of incorporation and of association of such railroad company.

FIRST: The name of the said Company and Corporation shall be the "RAHWAY VALLEY COMPANY, LESSEE."

SECOND: The location of the principal office in the State of New Jersey shall be Kenilworth, Union County, New Jersey; The name of the agent therein and in charge thereof upon whom process against this corporation may be served is Horatio F. Dankel.

THIRD: The object of the said Company and Corporation is to build, construct, maintain and operate a railroad,

within the limits of Union County, New Jersey, using steam as its motive power, for the purpose of conveying persons and property within the State of New Jersey, beginning in Springfield Township, Union County, New Jersey, at and upon lands owned by Louis Keller at a point therein where the right of way line of the Rahway Valley Railroad Company, recently acquired from the Commonwealth Quarry Company, ends, and thence running in a Southerly direction to a point in said Keller's land, adjacent to the ravine between the two Northerly spurs of the Baltusrol Mountain, in said Township of Springfield, and ending there.

The route of said Railroad begins as aforesaid in the Township of Springfield, Union County, New Jersey, at and upon lands of Louis Keller at the point where the centre line of the aforesaid right of way of the Rahway Valley Railroad Company ends and from said point the centre line of said route is as follows:- On a course of South thirty-two degrees and three minutes East, for nineteen feet to a point of curve; thence curving ^{to} the right with a radius of Fourteen hundred and thirty-two and seven tenths feet for a distance of One hundred and forty-four and four tenths feet; thence on a course of South twenty-five degrees and twenty-three minutes East for a distance of Forty-three and five tenths feet to a point of curve; thence curving to the left with a radius of Nine hundred and fifty-five and four tenths feet for a distance of Two hundred and fifty-seven and two tenths feet; thence on a course of South forty degrees thirty-nine minutes East for Four hundred and thirty-two and five tenths feet to a point in lands of Louis Keller, adjacent to a ravine between the two Northerly spurs of the Baltusrol Mountain in said Township of

Springfield.

The length of said railroad is Eight hundred and ninety-six and six tenths feet.

FOURTH: The amount of the total capital stock of said railroad corporation is to be Ten Thousand Dollars, (\$10,000.00) to be divided into and consist of one hundred shares, of the par value of One hundred Dollars (\$100.00), each.

The amount of the capital stock herewith subscribed by the incorporators and with which the said railroad company will commence business is Two thousand Dollars (\$2,000.00).

FIFTH: The names and places of residence of the Incorporators and the number of shares subscribed for by each is as follows:

Louis Keller, Springfield, New Jersey,	9 shares.
Horatio F. Dankel, Roselle, New Jersey,	1 share.
Charles J. Wittenberg, New York City, N.Y.	5 shares.
James S. Gilbert, New York City, New York,	1 share.
Edward G. Thompson, New York City, New York,	1 share.
Elmer L. McKirgan, Summit, New Jersey,	1 "
H. Montague Vickers, Newfoundland, New Jersey,	2 shares.

SIXTH: The names and places of residence of the first Directors of the Company who are all stockholders and incorporators, and who shall manage its affairs until others are chosen in their place at the next annual election, are as follows:-

Louis Keller, Springfield, New Jersey.
Horatio F. Dankel, Roselle, New Jersey.
Charles J. Wittenberg, New York City, New York.
James S. Gilbert, New York City, New York.

within the limits of Union County, New Jersey, using steam as its motive power, for the purpose of conveying persons and property within the State of New Jersey, beginning in Springfield Township, Union County, New Jersey, at and upon lands owned by Louis Keller at a point therein where the right of way line of the Rahway Valley Railroad Company, recently acquired from the Commonwealth Quarry Company, ends, and thence running in a Southerly direction to a point in said Keller's land, adjacent to the ravine between the two Northerly spurs of the Baltusrol Mountain, in said Township of Springfield, and ending there.

The route of said Railroad begins as aforesaid in the Township of Springfield, Union County, New Jersey, at and upon lands of Louis Keller at the point where the centre line of the aforesaid right of way of the Rahway Valley Railroad Company ends and from said point the centre line of said route is as follows:- On a course of South thirty-two degrees and three minutes East, for nineteen feet to a point of curve; thence curving ^{to} the right with a radius of Fourteen hundred and thirty-two and seven tenths feet for a distance of One hundred and forty-four and four tenths feet; thence on a course of South twenty-five degrees and twenty-three minutes East for a distance of Forty-three and five tenths feet to a point of curve; thence curving to the left with a radius of Nine hundred and fifty-five and four tenths feet for a distance of Two hundred and fifty-seven and two tenths feet; thence on a course of South forty degrees thirty-nine minutes East for Four hundred and thirty-two and five tenths feet to a point in lands of Louis Keller, adjacent to a ravine between the two Northerly spurs of the Baltusrol Mountain in said Township of

Elmer L. McKirgan Summit, N. J.

H. Montague Vickers, Newfoundland, New Jersey.

SEVENTH: The period of limitation for the duration of the said Company, is Nine hundred and ninety-nine (999) years.

EIGHTH: The Directors shall have the power from time to time in the manner and under the provisions to be contained in their by-laws, to increase within legal limits, the number of Directors of the Company, and to regulate the time and manner of holding the election for new Directors. They may determine by resolution the time of issuing capital stock and the amount of the respective issues: the capital stock, however, not to exceed at any time the total amount of capital stock limited by law; and may fix and determine the objects, purposes and uses for which such capital stock may for the benefit and well being of the company, be used.

IN WITNESS WHEREOF, we the undersigned do severally subscribe these articles of Association and of Incorporation and agree to take the number of shares of capital stock of said company set opposite our respective names, this ^{18th} day of February, in the year of our Lord One Thousand Nine Hundred and Nine.

Signed, sealed and delivered in the presence of :

Lois Keller

John E. Metterhouse Charles J. Kittenberg
Elmer L. McKirgan
H. Montague Vickers
Edward H. Thompson
Noratio J. Dankef
James C. Siegfert

State of New York, :
 § SS.
County of New York. :

We, Louis Keller, Edward G. Thompson, James S. Gilbert, Charles J. Wittenberg, ~~Robert A. Wittenberg~~ and H. Montague Vickers, being severally sworn do depose and say that we are ^{five} ~~six~~ of the Directors named in the foregoing Articles of Incorporation of the Rahway Valley ^{Company} ~~Rail~~ ~~road~~, Lessee, that Two thousand Dollars of stock, being at least Two thousand Dollars (\$2,000.00) of stock for each mile and fraction thereof of said railroad, has been in good faith subscribed and paid in cash, and that it is intended in good faith to construct, maintain and operate the proposed road mentioned in said certificate of Incorporation.

Sworn and subscribed to :
before me this ^{18th} day :
of February, A. D. 1909. :

W. McKiegan
Master in Chancery
of New Jersey

J. L. McKiegan

Louis Keller
Edw. G. Thompson
H. Montague Vickers
James S. Gilbert
Charles J. Wittenberg

State of New York, :
County of New York. :SS.
:

Be it remembered, that on this 18th day of February, Nineteen hundred and Nine, before me, the subscriber, *A Master in Chancery of New Jersey*, personally appeared Louis Keller, Edward G. Thompson, James S. Gilbert, Charles J. Wittenberg, Horatio F. Dankel, and H. Montague Vickers, who, I am satisfied are six of the persons named in and who executed the within Articles of Incorporation; and I having first made known to them the contents thereof, they did each acknowledge that they signed, sealed and delivered the same as and for their and each of their voluntary act and deed, for the uses and purposes therein expressed.

E. L. McKing
Notary Public N. J.
E. L. McKing

State of New Jersey, :
: SS.
County of Union. :

Be it remembered, that on this 23 day of
February, in the year Nineteen hundred and Nine, before me,
the subscriber, *Commissioner of Deeds*
personally appeared Elmer L. McKirgan, who, I am satisfied
is one of the persons named in and who executed the within
Articles of Incorporation; and I having first made known
to him the contents thereof, he did thereupon acknowledge
that he signed, sealed and delivered the same as his
voluntary act and deed, for the uses and purposes therein
expressed.

Ernest D. Wilson
Commissioner of Deeds

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STATE TREASURER'S OFFICE,

Trenton, N. J. Feb. 27 1909

Received from the Directors named in the foregoing Certificate of
Incorporation of the *Railway Valley Co., N. J.*
the sum of *Two Thousand* \$

Dollars (\$2000—)
being an amount equal to *Two Thousand Dollars (\$2,000.00)* per mile of
the Railroad proposed to be constructed under the said Certificate of Incorporation, the same being deposited with me, as required by "An act concerning Railroads" (Revision of 1903), approved April 14, 1903, and the supplements thereto.

Sam. S. Volney
State Treasurer.