

Q. Q. Q.

CHARTER IN RE GREENVILLE-GREENWOOD & AUGUSTA RAILWAY COMPANY

State of South Carolina,
Executive Department.

By the Secretary of State.

Whereas, Henry Briggs, Frank Hammond and J.P. Charles, of Greenville, South Carolina, and J.C. Fawcett and Harry L. Zimmerly of New York, N.Y. did, on the thirty-first day of July 1909, file in the office of the Secretary of State a written declaration and petition under and pursuant to an Act of the General Assembly entitled, "An Act to provide for the formation of Railroad, Steamboat, Street Railway and Canal companies, and to define the power thereof and provide a mode for amending the Charters thereof", approved February 28th, 1899, appearing as Article IV, Chapter XLVIII, Code of 1902, and amendments thereto, which declaration and petition sets forth:

FIRST: The names and residences of said petitioners to be as above given,

SECOND: The name of the proposed corporation to be GREENVILLE-GREENWOOD & AUGUSTA RAILWAY COMPANY.

THIRD: The place at which it proposes to have its principal place of business to be Greenville, South Carolina.

FOURTH: The nature of the business it proposes to do is to acquire, construct and operate a railroad and to do a business as common carrier of passengers and freight under the laws of the State of South Carolina, with the power and privilege of acquiring by purchase or otherwise, rights of way and other property necessary for said purposes, including the rights and other property of the Carolina-Knoxville & Western Railway, or its assigns, in so far as the same may relate to, or be of advantage in the construction of the railroad, for the construction and operation of which this corporation is formed. That the termini of the proposed railroad will be Greenville, South Carolina, and some points in Aiken County on the Savannah River, opposite or nearly opposite the City of Augusta, and that the total length of said railroad will be one hundred and twenty (120) miles, more or less; that the route of said railroad will run from some point in the City of Greenville through the following townships in the County of Greenville, Greenville, Gantt, Grove, Oak-Lawn, and Dunklin and ~~Subnewland~~ and Waterloo in Laurens County, passing through the town of Princeton; and the following townships in the County of Greenwood, namely; Walnut Grove, Cokesberry, Phenix, Fellowship, passing through the City of Greenwood; Brooks, Kirksey and Pine Grove, Townships in Saluda County; the following Townships in Edgefield County, to wit: Edgefield, Elmwood, Blocker, Moss, Pickens, Wise and Merrillweather, passing through the Town of Edgefield and the Township of Schulz in Aiken County. Reserving however, the privilege of leaving out any of said townships if deemed advisable.

That no portion of the said railroad has been fully constructed but portions of the right of way of the Carolina Knoxville & Western Railway Company have been graded; that the motive power proposed to be used is to be either steam, electricity or any other improved motive power, with the right to change the same at any time and as often as deemed advisable. That the railroad will be of standard gauge and will be wholly within the lines of the State of South Carolina.

FIFTH: The amount of Capital stock to be one million two hundred thousand dollars, divided into shares of the par value of one hundred dollars each, with the privilege of increasing to three million dollars when the provisions of law for said increase have been complied with; and

Whereas the above named petitioners were appointed by me a Board of Corporators on the thirty-first day of July A.D. 1909; and

WHEREAS, Henry Briggs, Frank Hammond and J.P. Charles, a majority of said corporators did on the first day of October A.D. 1909, file with me, as Secretary of State, their return in writing, under their hands and seals, duly attested and sworn to, showing that all the requirements of Title XII, Chapter XLVIII, Article IV, Code of 1902 and amendments thereto had been fully complied with; that more than five hundred dollars per mile of the proposed road had been subscribed by bona fide subscribers, and that twenty per cent of the amount subscribed has been paid to the corporators, and showing, further, the names and residences of the subscribers and the amount subscribed by each and the names and residences of all officers of said company, and that they had fully complied with all the provisions of law for the formation of said corporation.

NOW, THEREFORE I, R.M. McCown, Secretary of State of the State of South Carolina, by virtue of the Power and authority vested in me, by article IV, chapter XLVIII, Code of 1902, and amendments thereto, and all Acts or parts of acts me hereto enabling, do certify and declare the aforesaid Greenville- Greenwood & Augusta Railway Company to be a body politic and corporate, created and fully organized according to the laws of South Carolina, under the name for the purposes and with the rights, powers and privileges set forth in said Declaration and petition and that said Company is fully authorized to commence business under its Charter and may sue and be sued in any of the Courts of this State, and shall be entitled to all the rights, powers and privileges, and be subject to all the limitations and liabilities of railroad corporations embraced in the General Railroad law being Charter L of the said Code of 1902, as well as any acts now existing or hereafter to be passed regulating the duties, privileges and liabilities of railroad companies. It is, further, a condition of this Charter that the said Greenville- Greenwood & Augusta Railway Company shall be deemed to have waived their Charter rights, franchises and privileges unless they begin the construction of the proposed road within two years from the date hereof and complete the same within fifteen years. It is hereby required that this Charter shall be recorded in the Office of the Register of Mesne Conveyance or Clerk of Court in each County where said corporation shall have business office.

Given under my hand and the seal of the State, At Columbia, this the first day of October in the year of our Lord one thousand nine hundred and nine and in the one hundred and thirty-fourth year of the Independence of the United-States of America.

R.M. McCown,
Secretary of State.



Recorded October 4th, 1909.