

East Abilene Town Company records

Section 1, Pages 1 - 30

The East Abilene Town Company was organized and incorporated in 1887 with L. A. Bigger of Hutchinson, Kansas as its president. M. A. Low was principal stockholder. The company originally purchased 445 acres of land which was platted into the first addition of the Kansas Town and Land Company to Abilene, Kansas. Mr. Bigger was also President of the Reno Town Company in which the Kansas Town and Land Company owned controlling interest. Materials include the company charter and bylaws, director's minutes, general correspondence, leases and land contracts, treasurer's statements and expense accounts, tax lists and certificates, legal documents, and ledger books.

Date: 1887-1900

Callnumber: Kansas Town & Land Company Coll. #130, Box 109

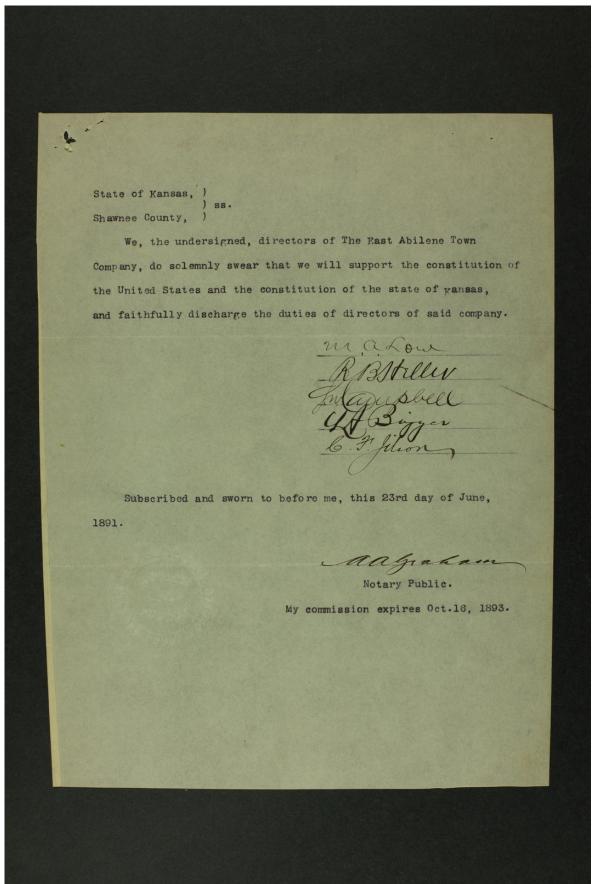
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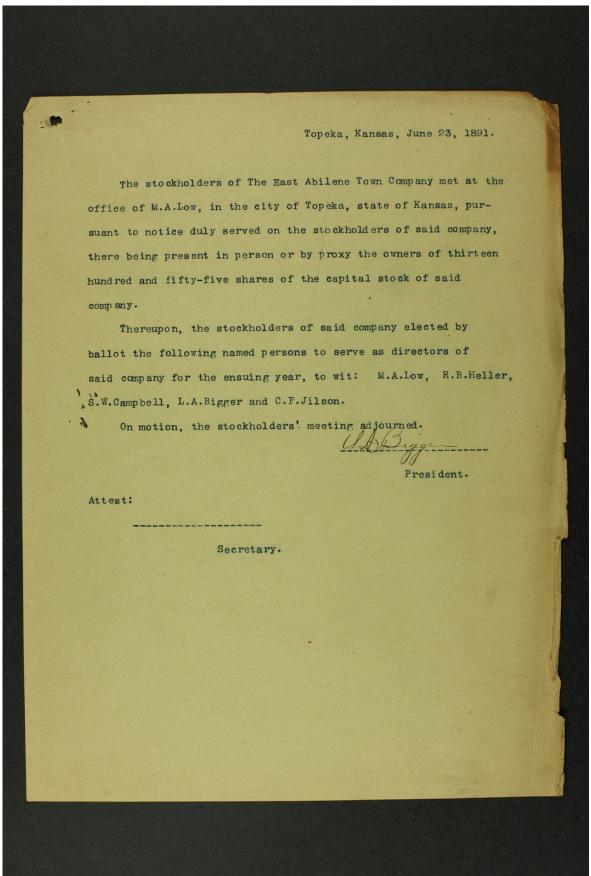
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KANSAS HISTORICAL SOCIETY











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Topeka, Kansas, June 23, 1891.

The directors of The East Abilene Town Company met at the office of M.A.Low, in the city of Topeka, state of Kansas, and having duly qualified, the board was organized by electing L.A.Bigger president, D.S.Alexander secretary, and S.W.Campbell treasurer.

The reports of the secretary and the treasurer were received and ordered to be spread of record.

On motion of R.B.Heller, it was resolved that the matter of looking after taxes and renting of lands and collection of rents be placed under the supervision of the Land Department of The Chicago, Rock Island and Pacific Railway Company.

On motion, it was resolved unanimously that the company forfeit all contracts for the sale of lots which are now in default, and that the president take such action in the premises as may be necessary.

On motion, the following by-laws were adopted:

By Laws
of
The East Abilene Town Company.

Article I. Meeting of the stockholders.

The annual meeting of the stockholders and the election of directors of this company shall be held at the office of said company in the city of Topeka, in the state of Kansas, on the fourth Tuesday in June of each year, unless otherwise ordered by the board of directors, and said meeting may be adjourned from



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time to time until its business is completed.

Special meetings of the stockholders may be called by a majority of all the directors, at such times and places as they may appoint, or by the president, on his own motion.

The business of such special meetings shall be confined to the objects specified in the notice given therefor.

Notice of the time and place of all meetings of the stock-holders shall be signed by the president and secretary, and shall be served personally on all the stockholders, or advertised in some newspaper published in the city of Topeka, in the state of Kansas, at least fifteen days previous to the time of such meeting.

At all meetings, stockholders who may be registered as such on the books of the company, may vote in person, or by agent or proxy, and shall have only one vote for each and every share of stock standing in their names, but no stockholder shall be entitled to vote upon any stock which has not stood in his name thirty days prior to the day appointed for the election. In the election of directors, no stockholder shall be allowed to cast more than one vote, multiplied by the number of directors, for each share of stock held by him.

The transfer books may be closed for thirty days previous to the annual election.

At the election of directors, the board of directors shall be the judges of the qualifications of voters; shall prescribe



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rules and regulations for voting, appoint tellers to collect and count the votes, and cause the result of the election to be entered in full on their minutes. The board may commit its powers in this matter to a committee of its own members.

Article II.

Board of Directors.

The board of directors, at their first meeting after their annual election, shall elect by ballot the president, secretary, treasurer and executive committee, and such officers shall hold their offices during the pleasure of the board.

In case of any vacancy in the board of directors by death, resignation, or otherwise, the board shall have the power to fill such vacancy for the unexpired term.

The board may also appoint such additional officers and agents as they may deem advisable, and remove the same at their pleasure.

In the absence of the president, they may appoint a Chairman projectempore; during a prolonged absence or inability of the president, or any other officer, they may appoint substitutes pro tempore, and on the death or resignation of the president, or other officer, they shall fill the vacancy.

A majority of the directors shall be required to constitute a quorum for the transaction of business; but less than a quorum may adjourn from time to time, and from place to place.



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Article III. President.

The president shall preside at all meetings of the stockholders or directors, if present; appoint and remove all officers
and agents, other than those elected by the stockholders or board
of directors; call meetings of the board of directors when
requested by a majority of the directors in writing; sign all
certificates of stock, and have a general care, supervision and
direction of the affairs of the company. He shall have power to
call meetings of the board from time to time, when he shall think
proper; to sign certificates of stock in blank, and leave them
with the treasurer in sufficient numbers to provide for the
prompt transfer of shares.

In the event of death, absence or inability of the president to perform any of the duties imposed upon him by these by laws, and the orders of the board of directors, his powers may be exercised and his duties performed by a president <u>pro tempore</u>, to be appointed by the board of directors or executive committee.

Article IV. Secretary.

It shall be the duty of the secretary to notify the members thereof of all the meetings of the board of directors, when required by the president, or when required by a majority of the directors in writing; to attend such meetings when practicable; keep true records of the proceedings; attest such records after



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every meeting by his signature; safely keep all documents and papers which shall come into his possession, and truly keep the books and accounts of the company appertaining to his office, so as at all times to show the real condition of the affairs of the company; and shall present a statement thereof when required by the board; and shall sign certificates of stock when presented to him, after they shall have been signed by the president; and shall keep books upon which transfers of stock may be made by any stockholder, or his attorney, duly constituted, in writing; also, a stock certificate book; prepare new certificates upon the transfer of shares and surrender of the old certificates, and keep a register of all certificates issued.

On the day of the annual election, the secretary shall furnish for the use of the inspectors, an alphabetical list of the names of all stockholders holding stock after the books shall have been closed.

Article V. Treasurer.

It shall be the duty of the treasurer to keep an account of all moneys, funds and property of the company, which shall come into his hands; and shall render such accounts and present such statements to the directors and executive committee as may be required of him. Disbursements shall only be made by him under resolutions of the board of directors or of the executive committee, or upon vouchers approved by the proper officers.



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Article VI. Executive Committee.

The executive committee shall possess and exercise, by a majority of all its members, all the powers and duties of the board of directors, but only when the board shall not be in session.

They shall keep a record of all their proceedings, which shall be certified by the secretary under his hand, which record shall be read at the next ensuing meeting of the board of directors.

The secretary shall call meetings of this committee on the requisition of the president of the board, or of any one of its members.

Article VII. Corporate Seal.

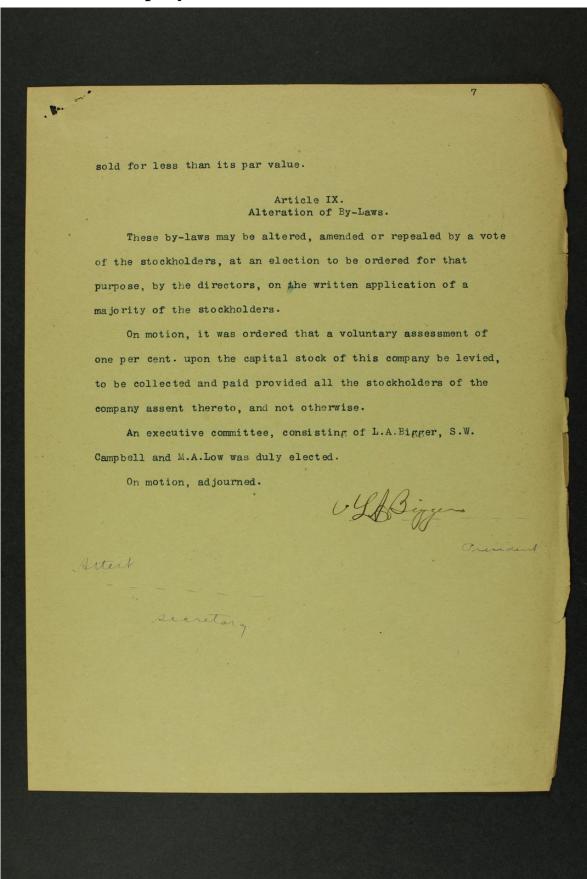
The impression of the seal may be made and attested by the secretary for the authentication of certificates, contracts and other papers requiring the seal, and bearing the signature of the president.

Article VIII.

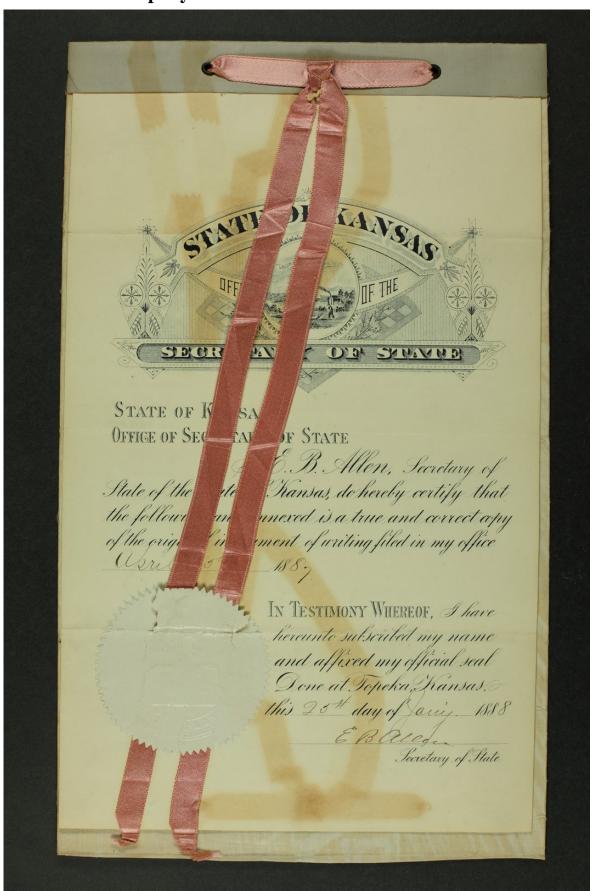
Disposition of Capital Stock.

The board of directors may at any time dispose of the residue of the capital stock remaining unsubscribed, in such manner and for such price or consideration as they may deem advisable; provided, that the stock of this company shall not be

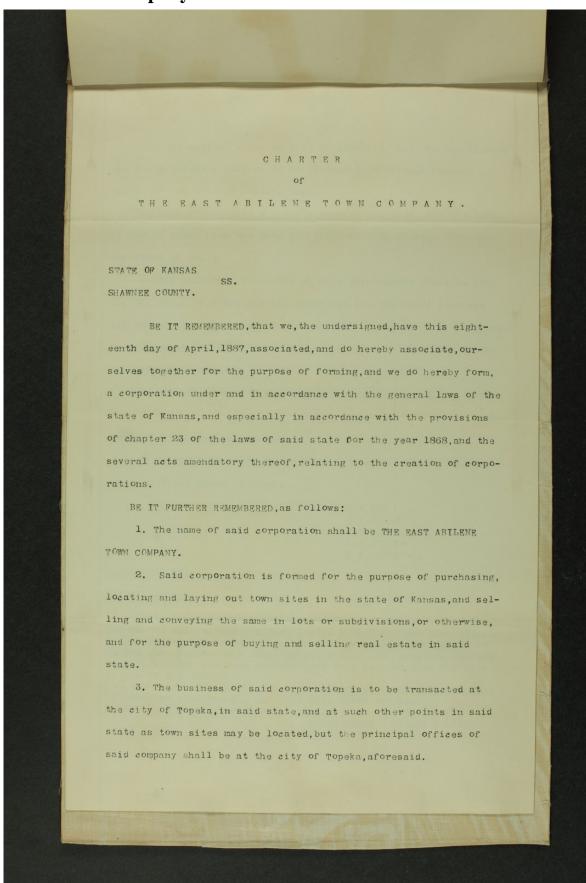




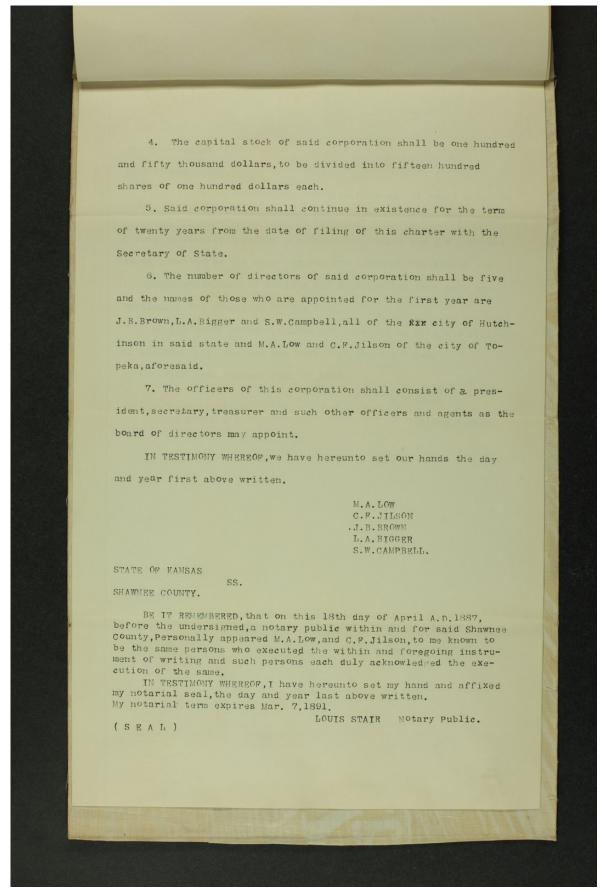




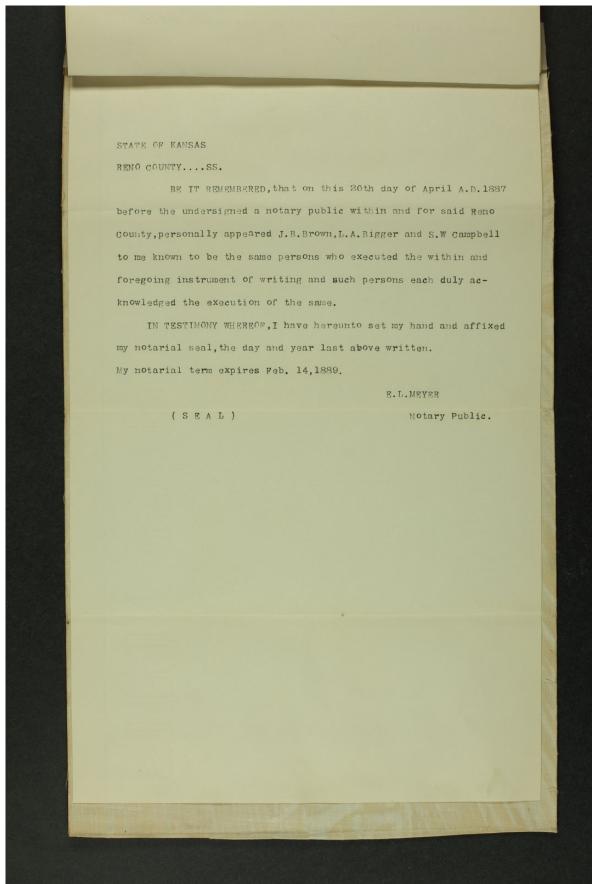




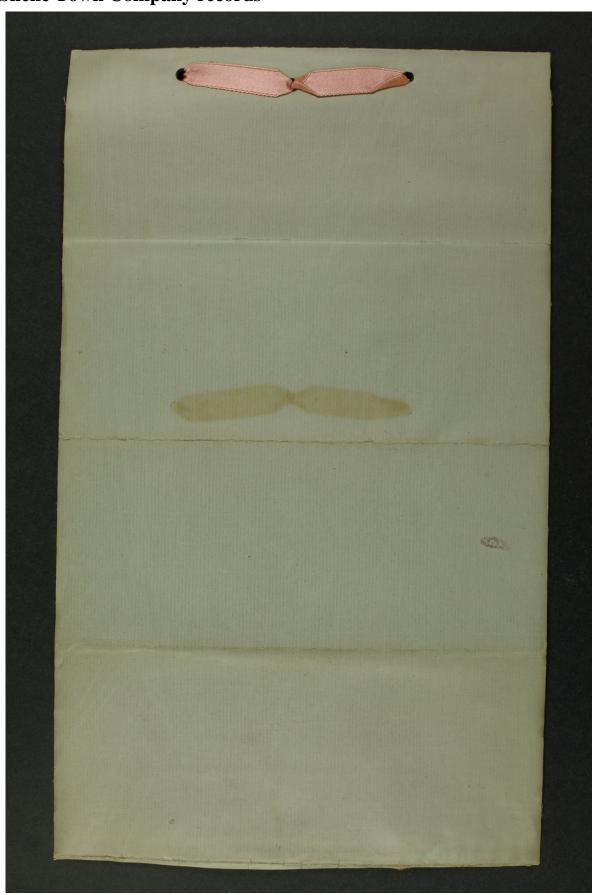




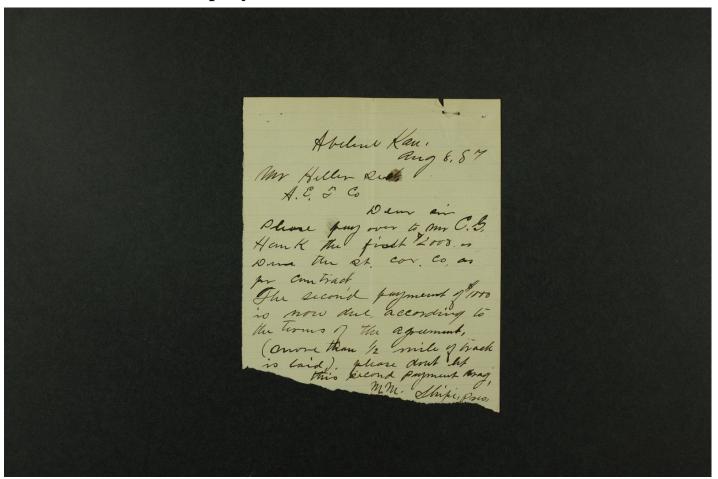














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7200	This agreement made this 13 day of May a May a No 1889 between The East Abilene Town
4 4 4	company, a corporation duly organized
) tend	business in the town of Abilian on
ut.	Railray Company also a Corporation
31	State of Kansas, on the other part,
8 3	Welnesselh; That in Consideration of the Justormance of the Covenants
tilen	upon the part of the East abiline Sorm
N. i	evay Company agrees to extend and
	from the intersection of Cedar and
1 202	North Third Street, to the front where both Sweet Street intersects the
	company's First addition to Abilene,
11121	Addition and into the land owned
	extension of said Seventh Street,
i i	Form Company or by the City of abiline
	track, and to operate buch street



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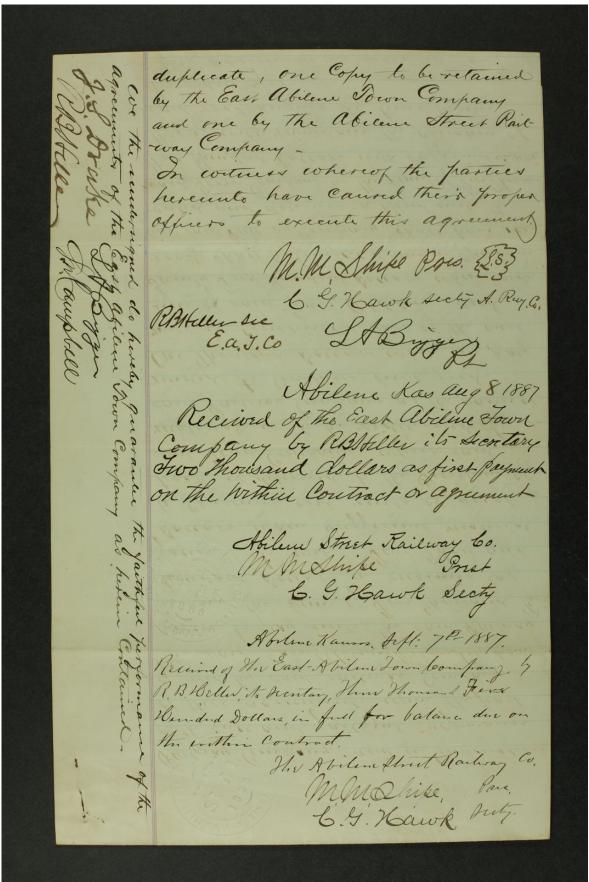
Railway in accordance with the terms of the franchise granted by the City of abiline unto f. M. Hurd and his assigns for a Street railroay in Said Abiline, between the homes of Dix o'clock am and eight o'clock I'M of each day and during all other horris that a regular Server is maintained in other parts or any Street railway, the baid theet railway Company may build or operate in Said City, Such extra service to be the Same as upon buch other parts of ets road. It is a part of this agreement that Such track that be Constructed and The road in operation by the first day of September 1889 and Shall be operated in accordance with the faid franchise for the term of two years Thereagles, which daid franchise that be a part of this agreement, and it is understood that such operation for said term of two years from said first day of September 1889 or the date of Completion of said road, Thate be regarded as full and Complete fulfillment of this Contract upon the part of said



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Railway Company, and in insederation of the full and faithful for formance of these agreements upon the feast of and by said railway Company, the Said East abilen Town Company agrees to pay unto the baid Railway Company the Sum of Fire Thonsand Fine Sundred Dollar in mainer as focurro, to wit; Two Thousand Docears when Sufficient material to Construct one rule of Auch track is delivered to the Geerelany of Land Tom Company, which baid material is to be redelivered to Said Railray Company as the Same es reeded to Construct buch road. One Thorsand Docears when one have mile is constructed East of the west line of Said First addition, and Twenty Fire Gundred Dolears when Daid road shall be implifted and in Operation and said Railray Company shall have exe--cuted and delivered a Good unto the Said Torm Company in the Sene of Five Thousand Time Hundred Dollars with Sufficient Switter that it will maintain the operation of Said road during the time herein provided for -





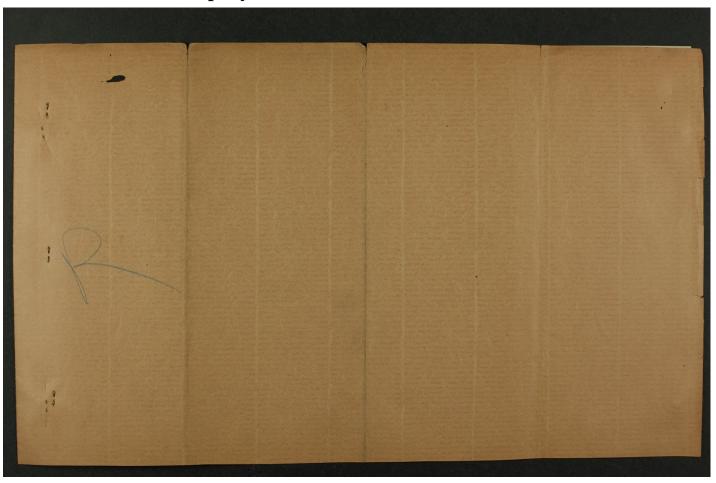


2	
	WE, THE UNDERSIGNED, THE ABILENE STREET RAILWAY COMPANY,
	A CORPORATION DULY ORGANIZED AND EXISTING UNDER THE LOS OF
	THE STATE OF KANSAS, AS PRINCIPAL, AND
	THE STATE OF KANSAS, AS PRINCIPAL, AND Hisher (A. G. Wark and J. M. Hisher)
	AS SURETIES, HEREBY BIND OURSELVES UNTO THE EAST ABILENE TOWN
	COMPANY, A CORPORATION DULY ORGANIZED AND EXISTING UNDER THE
	LAWS OF THE STATE OF KANSAS, IN THE SUM OF FIVE THOUSAND FIVE
	HUNDRED DOLLARS (\$5,500.00), FOR THE PAYMENT OF WHICH WE
	JOINTLY AND SEVERALLY BIND OURSELVES, OUR SUCCESSORS, ADMIN-
	ISTRATORS AND ASSIGNS FOREVER.
	THE CONDITION OF THE FOREGOING OBLIGATION IS SUCH THAT,
	WHEREAS, SAID THE ABILENE STREET RAILWAY COMPANY ON THE 23RD
	DAY OF MAY, A.D. 1887, ENTERED INTO A CONTRACT IN WRITING
	WITH THE EAST ABILENE TOWN COMPANY BY THE TERMS OF WHICH CON-
	TRACT SAID THE ABILENE STREET RAILWAY COMPANY AGREES TO CON-
	STRUCT A LINE OF STREET RAILWAY FROM THE INTERSECTION OF CE-
	DAR STREET AND NORTH THIRD STREET, IN THE CITY OF ABILENE,
	DICKINSON COUNTY, KANSAS, TO THE POINT WHERE NORTH SEVENTH
	STREET INTERSECTS THE WEST LINE OF THE EAST ABILENE TOWN COM-
	PANY'S FIRST ADDITION TO ABILENE, THENCE ONE MILE EAST THROUGH
	SAID ADDITION AND INTO THE LAND OWNED BY SAID TOWN COMPANY
	UPON AN EXTENSION OF SAID SEVENTH STREET, AND TO OPERATE SAID
	STREET RAILWAY, IN ACCORDANCE WITH THE TERMS OF THE FRANCHISE
	GRANTED BY THE CITY OF ABILENE UNTO G.W. HURD AND HIS ASSIGNS
	FOR A STREET RAILWAY IN SAID CITY OF ABILENE, BETWEEN THE
	HOURS OF SIX O'CLOCK A.M. AND EIGHT O'CLOCK P.M. OF EACH DAY,
	AND DURING ALL OTHER HOURS THAT A REGULAR SERVICE IS MAIN-
	TAINED ON ANY OTHER PARTS OF SAID STREET RAILWAY THAT SAID

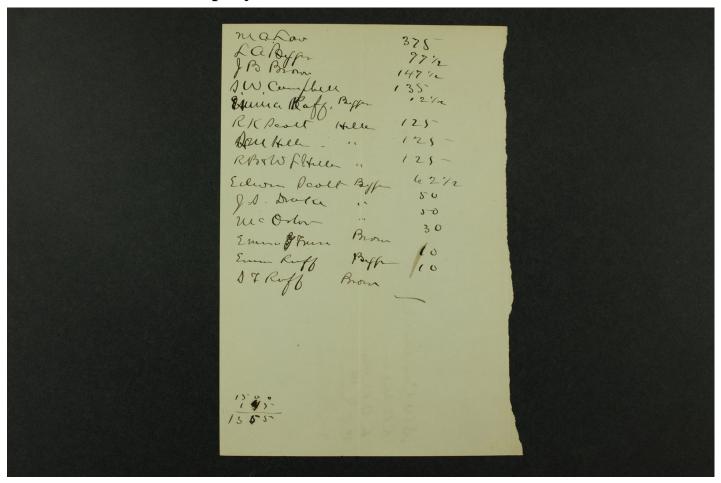


2	
STREET RAILWAY HAS OR MAY HEREAFTER BUILD OR OPERATE IN SAID	
CITY, SAID ROAD TO BE COMPLETED AND PUT IN OPERATION BY THE	
FIRST DAY OF SEPTEMBER, 1887, AND TO BE OPERATED AS AFORESAID	
FOR THE TERM OF TWO YEARS THEREAFTER, TO WHICH SAID WRITTEN	
AGREEMENT SPECIAL REFERENCE IS HEREBY MADE, AND THE SAME IS	
MADE A PART OF THIS UNDERTAKING AS FULLY AS IF INCORPORATED	
HEREIN.	
NOW, THEREFORE, IF SAID THE ABILENE STREET RAILWAY COM-	
PANY SHALL FAITHFULLY PERFORM AND CARRY OUT ALL THE TERMS AND	
CONDITIONS OF THE AFORESAID WRITTEN AGREEMENT TO CONSTRUCT	
AND OPERATE SAID LINE OF STREET RAILWAY AS THEREIN PROVIDED,	
THEN THIS OBLIGATION SHALL BE VOID; OTHERWISE TO REMAIN IN	
FULL FORCE AND EFFECT IN LAW.	
IN WITNESS WHEREOF, SAID THE ABILENE STREET RAILWAY COM-	
PANY HAS CAUSED THESE PRESENTS TO BE EXECUTED IN ITS CORPO-	
RATE NAME BY ITS PRESIDENT AND SECRETARY, AND ITS CORPORATE	
SEAL HEREUNTO AFFIXED, AND SAID SURETIES HAVE HEREUNTO SUB-	
SCRIBED THEIR NAMES THIS 18TH DAY OF AUGUST, A.D. 1887.	
attest: THE ABILENE STREET RAILWAY COMPANY, 6. G. Hank By M. M. Shipe	
SECRETARY. PRESIDENT.	
· Can On Il!: 4.	
6. G. Hawk	
Ann at also	
J.M. Marien	
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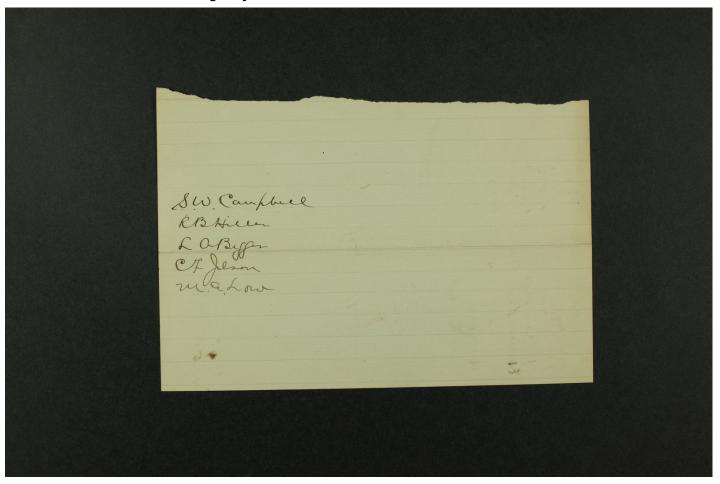




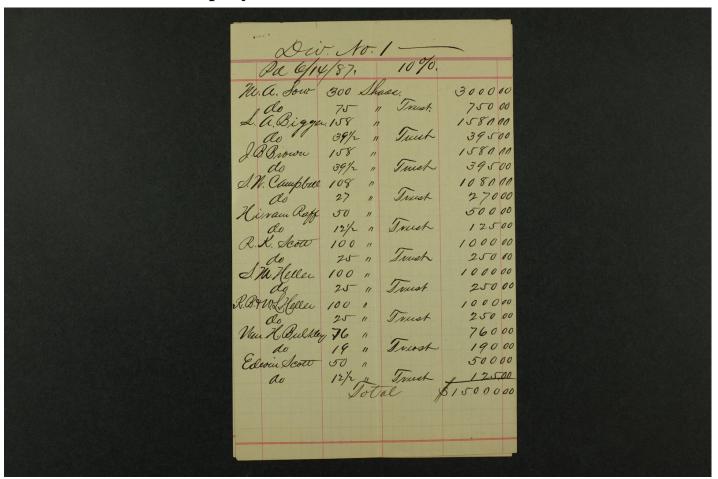














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