

CERTIFICATE OF INCORPORATION

OF

THE ELMORE WATER AND FIRE PROTECTION AUTHORITY

TO THE HONORABLE W. M. COUSINS, JUDGE OF PROBATE, ELMORE COUNTY, ALABAMA:

The undersigned, Robert Reid, Charles Watkins and Freeman Varner, each of whom is over the age of twenty-one years and each of whom is a duly qualified elector of Elmore County, Alabama, and each of whom is a resident of, and owner of real property in the area of Elmore County, Alabama, in which the Authority incorporated hereby proposes to render water service and fire protection service, desiring to organize a body corporate under the laws of the State of Alabama, and particularly under Act No. 107, adopted at the 1965 First Special Session of the Legislature of Alabama, and being all of the incorporators of the corporation hereby organized, do make, sign and file this Certificate of Incorporation as follows:

1. The name of the corporation is and shall be The Elmore Water and Fire Protection Authority.

2. The name of the determining county, as provided for in Act No. 107, adopted at the 1965 First Special Session of the Legislature of Alabama, is Elmore County, Alabama, the governing body of which by resolution dated May 17th, 1965 authorized the formation of this corporation and declared that it has reviewed the contents of the application and has found and determined as a matter of fact that the statements in the application are true.

3. The location of the principal office of the corporation shall be in the unincorporated Town of Elmore, Elmore County, Alabama, and the Post Office Address of the Corporation shall be Elmore, Alabama.

4. The period for the duration of the corporation shall be perpetual, unless sooner dissolved by the operation of the aforesaid Act.

5. The corporate power shall be executed by a Board of Directors which shall consist of three members. The members of the Board of Directors shall be elected by the governing body of Elmore County, Alabama. No officer of the State of Alabama or of any county or municipality of the State of Alabama, during his tenure as such officer, shall be eligible to serve as a member of the Board of Directors; provided, further, that the governing body of Elmore County, Alabama, may at its option, increase the Board of Directors from three to five members. The members of the Board of Directors shall be elected in the manner and hold office for the terms as provided by law.

6. The objects for which the corporation is formed are to acquire, construct, maintain and operate a water and fire protection system, for the supplying of water and fire protection for domestic, commercial, agricultural, industrial and other purposes, and for the sale of any surplus water which may become available, and to engage in any activity related thereto, including, but not limited to, the acquisition of water by appropriation, drilling, pumping and/or purchase, and the purchase, laying, installation, operation, maintenance and repair of wells, pumping equipment, water mains, pipe lines, valves, meters and all other equipment necessary to the construction, maintenance and operation of a water and fire protection system. In furtherance of the said objects, the corporation shall have all powers conferred to corporations of like nature by the aforesaid Act under which the corporation is organized and any amendments thereof, and all other powers conferred upon corporations generally by the laws of Alabama.

7. The area to be served by the Authority is as follows:

South Half of Section 30 and all of Section 31, Township 19 North, Range 18 East; all of Sections 35 and 36, Township 19 North, Range 17 East; all of Sections 6, 7, 8, 18 and 19, Township 18 North, Range 18 East; and all of Sections 1, 2, 11, 12, 13, 14, 15, 22, 23, 24 and 25, East Half of Section 21, Northeast Quarter of Section 28 and North Half of Section 27, Township 18 North, Range 17 East, all of which property is located in Elmore County, Alabama.

IN WITNESS WHEREOF, the undersigned incorporators have hereunto subscribed their signatures this 17th day of May, 1965.

Witness

Charles Wood

Robert Reid

Robert Reid

Charles Watkins

Charles Watkins

Freeman Varner

Freeman Varner

STATE OF ALABAMA

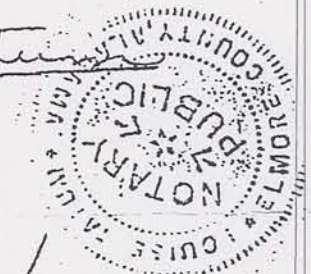
ELMORE COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Robert Reid, Charles Watkins and Freeman Varner, whose names are signed to the foregoing Certificate of Incorporation, and who are known to me, acknowledged before me on this day that, being informed of the contents of the Certificate of Incorporation, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal of office this the 17 day of May, 1965.

Louise A. Dutton

Notary Public



State of Ala.; Elmore Co. I certify this instrument was filed on

MAY 17 11:30 AM '65

Recorded Book Corp. 5 Page 3

& \$ 3.00 Fee \$

My \$ _____ Debt

Tax has been pd. on this instrument.

Louise A. Dutton
Notary Public

mail:
Capelee, Howard + Cobb + Knabbe
P O Box 2069
Monty, Ala.