



STATE of MISSOURI

JAMES C. KIRKPATRICK, Secretary of State

Corporation Division

Certificate of Incorporation

WHEREAS, duplicate originals of Articles of Incorporation of

HERCULANEUM SEWER COMPANY

have been received and filed in the office of the Secretary of State, which Articles, in all respects, comply with the requirements of The General and Business Corporation Law:

NOW, THEREFORE, I, JAMES C. KIRKPATRICK, Secretary of State of the State of Missouri, by virtue of the authority vested in me by law, do hereby certify and declare

HERCULANEUM SEWER COMPANY

a body corporate, duly organized this day and that it is entitled to all rights and privileges granted corporations organized under The General and Business Corporation Law; that the address of its initial Registered Office in Missouri is

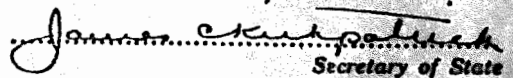
High Ridge 63049

that its period of existence is perpetual; and that the

amount of its Authorized Shares is

1,000 @ \$100.00 par

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the GREAT SEAL of the State of Missouri, at the City of Jefferson, this 3rd day of April, 1978.


 James C. Kirkpatrick
 Secretary of State

Applicant

Exhibit No. 1

Date 8/18/78 Case No. SA-78-240

Reporter [Signature]

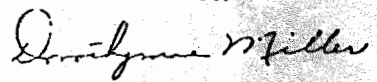
RECEIVED OF: HERCULANEUM SEWER COMPANY

Eighty-eight and no/00-..... Dollars, \$ 88.00

For Credit of General Revenue Fund, on Account of Incorporation Tax and Fee.

00199579

No.


 Dorothy Miller
 Deputy Collector of Revenue



State of Missouri . . . Office of Secretary of State

JAMES C. KIRKPATRICK, Secretary of State

Articles of Incorporation

(To be submitted in duplicate by an attorney)

HONORABLE JAMES C. KIRKPATRICK
SECRETARY OF STATE
STATE OF MISSOURI
JEFFERSON CITY, MO. 65101

The undersigned natural person(s) of the age of eighteen years or more for the purpose of forming a corporation under The General and Business Corporation Law of Missouri adopt the following Articles of Incorporation:

ARTICLE ONE

The name of the corporation is: Herculean Sewer Company

ARTICLE TWO

The address, including street and number, if any, of the corporation's initial registered office in this state is: _____

P. O. Box 173, High Ridge, Missouri 63049

and the name of its initial agent at such address is: Kenneth McClain

ARTICLE THREE

The aggregate number, class and par value, if any, of shares which the corporation shall have authority to issue shall be:

1,000 shares, \$100.00 par value

The preferences, qualifications, limitations, restrictions, and the special or relative rights, including convertible rights, if any, in respect of the shares of each class are as follows:

None

FILED AND CERTIFICATE OF
INCORPORATION ISSUED

APR 3 1978

James C. Kirkpatrick

COMM. REG. SECRETARY OF STATE

ARTICLE FOUR

The extent, if any, to which the preemptive right of a shareholder to acquire additional shares is limited or denied.

None.

ARTICLE FIVE

The name and place of residence of each incorporator is as follows:

Name

Kenneth McClain

P. O. ^{Street} Box 173

Norville McClain

P. O. Box 173

Kenneth Vonderahe

P. O. Box P.

Gerald L. Hughes

P. O. Box 296

Arthur Sitton

660 Office Parkway

Jeremiah Nixon

P. O. Box 277

ARTICLE SIX

(Designate which and complete the applicable paragraph)

☐ The number of directors to constitute the first board of directors is _____. Thereafter the number of directors shall be fixed by, or in the manner provided in the bylaws. Any changes in the number will be reported to the Secretary of State within thirty calendar days of such change. **six**

or

☐ The number of directors to constitute the board of directors is _____. (The number of directors to constitute the board of directors must be stated herein if there are to be less than three directors. The persons to constitute the first board of directors may, but need not, be named).

ARTICLE SEVEN

The duration of the corporation is _____

perpetual.

ARTICLE EIGHT

The corporation is formed for the following purposes:

To construct, acquire, maintain and operate a public water and sewer system.

To control and engage in construction business of any kind.

To operate a merchantile business.

To deal in real and personal property and to engage in a general investment business dealing in all types of securities and property.

IN WITNESS WHEREOF, these Articles of Incorporation have been signed this April 15th day

of April, 1978

* James F. McCall
* John J. McCall
* Kenneth Vondra
* Donald L. Wright
* Arthur Sutton
* John E. D. D.

STATE OF Missouri
COUNTY OF Jefferson

88.

I, DONALD E. DERICKSON, a notary public,

do hereby certify that on the 1st day of APRIL, 1978, personally appeared
Kenneth Vonderahe, Jeremiah Nixon
before me, Kenneth McClain, Norville McClain, (and Gerald L. Hughes, Arthur Sitten)
who being by me first duly sworn, (severally) declared that he is (they are) the person(s) who signed the foregoing docu-
ment as incorporator(s), and that the statements therein contained are true.

Donald E. Derickson

Notary Public

DONALD E. DERICKSON

My commission expires AUGUST 17, 1981

FILED AND CERTIFICATE OF
INCORPORATION ISSUED

APR 3 1978

[Signature]

Corporation Dept. SECRETARY OF STATE

HERCULANEUM SEWER COMPANY

EXHIBIT 1 - Certificate of Incorporation

EXHIBIT 2 - Map

(Copies of these exhibits are in the original
case papers.)

DESCRIPTION OF AREA PROPOSED
TO BE INCLUDED WITHIN THE
BOUNDARIES OF HERCULANEUM
PROPERTIES, INC. SANITARY SEWER
SERVICE DISTRICT

Two Hundred Nine and Six-Tenths (209.60) Acres of Land situated in Sections 30 and 31 of Township 41 North, Range 6 East of the Fifth Principal Meridian, Jefferson County, Missouri, more particularly described as follows:

To wit:

Beginning at the Northwest Corner of the Southwest Quarter of Section 30, Township 41 North, Range 6 East;

Thence in an Eastwardly direction along the North line of said Southwest Quarter of said Section 30 and assuming said North line of said Quarter Section to have a bearing of South 89 degrees 43 minutes and 30 seconds East, a distance of 599.0 feet to a point on the Westerly Right-of-Way line of Interstate Highway I-55;

Thence South 78 degrees, 31 minutes and 21 seconds East, a distance of 841.44 feet to a point on the Easterly Right-of-Way line of Interstate Highway I-55, said point on said Easterly Right-of-Way line of Interstate Highway I-55 being a common point with the Southerly Right-of-Way line of the access roadway presently known as Herculaneum Spur;

Thence South 89 degrees and 31 minutes East along the Southerly Right-of-Way line of the access roadway presently known as Herculaneum Spur for a distance of 882.80 feet;

Thence continuing along the Southerly Right-of-Way line of said Herculaneum Spur South 72 degrees and 39 minutes East, a distance of 208.85 feet;

Thence continuing along the Southerly Right-of-Way line of said access roadway presently known as Herculaneum Spur, North 89 degrees and 58 minutes East, a distance of 27.99 feet to a point on the Westerly Right-of-Way line of the Public Roadway presently known as Scenic Drive;

Thence South 1 degree and 32 minutes East along the Westerly Right-of-Way of the Public Roadway presently known as Scenic Drive for a distance of 90.68 feet;

Thence North 88 degrees and 28 minutes East along the Right-of-Way line of said Scenic Drive, a distance of 14.38 feet;

Thence continuing along the Westerly Right-of-Way line of said Public Roadway presently known as Scenic Drive along the following described course:

South 0 degrees and 21 minutes West for a distance of 405.52 feet

Thence South 2 degrees and 27 minutes West for a distance of 411.78 feet

Thence South 6 degrees and 36 minutes West, for a distance of 169.00 feet

Thence South 14 degrees and 25 minutes West for a distance of 178.86 feet

Thence South 15 degrees and 56 minutes West for a distance of 975.75 feet

Thence South 11 degrees and 57 minutes West for a distance of 243.65 feet

Thence South 6 degrees and 24 minutes West for a distance of 1343.91 feet

Thence departing from said Westerly Right-of-Way line of said Public Roadway presently known as Scenic Drive, North 83 degrees and 20 minutes West along the Northerly line of Lot 1 of Bonacker Acres Subdivision Two, a distance of 150.0 feet;

Thence South 0 degrees and 56 minutes West along the Westerly line of said Lot 1 of said Bonacker Acres Subdivision Two, a distance of 154.00 feet to a point on the Northerly line of U. S. Survey No. 1986;

Thence North 82 degrees and 30 minutes West, along the Northerly line of U. S. Survey 1986, a distance of 1932.34 feet to a point of intersection of said Northerly line of said U. S. Survey 1986 with the West line of Section 31, Township 41 North, Range 6 East;

Thence North 1 degree and 01 minute East, along the West lines of Section 30 and Section 31, Township 41 North, Range 6 East, a common line with the Range Line between Range 5 East and Range 6 East, a distance of 3885.43 feet to the Northwest corner of the Southwest Quarter of said Section 30, Township 41 North, Range 6 East, the point of beginning of the 209.60 acres of land herein described.

April 10, 1978

Mr. R. Michael Jenkins, Secretary
Missouri Public Service Commission
Jefferson City, Missouri 65101

Dear Mr. Jenkins:

Please be advised that the City of Herculaneum has no requirement of a franchise for a company to install, acquire, build, construct, own, operate, control, manage, and maintain a sewer system within its corporate limits.

W. H. Burdage
Mayor

Attest:

Quentin J. Spruill
Secretary