# MINUTE BOOKS
# OF THE
# CALIFORNIA POWDER WORKS
# 1861 TO 1908

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2020

# SANTA CRUZ

# GUNPOWDER

## The California Powder Works

MILLS AT SANTA CRUZ

OFFICE 314 CAL. STREET S.F.

# INTRODUCTION

The following document is an indexed transcription of the corporate Minute Books of the California Powder Works (CPW), the first and most influential explosives manufacturer in the western United States, 1861 – 1908. It was organized by a group of San Francisco capitalists at the beginning of the Civil War when shipments of gunpowder were suspended by the U.S. government to prevent Confederate capture. The investors were bankers, lawyers, mine owners, and commission merchants, all smart, visionary risk-takers, many of whom would go on to drive the early economic growth of San Francisco, California, and the West for decades to come.

The CPW's first manufacturing facility was located a mile north of the town of Santa Cruz, California in 1863. In 1869 a second works was built in San Francisco just south of what is now Golden Gate Park, and in 1880 a third, called Hercules, was established on the North Shore of San Pablo Bay.

For fifty years the CPW produced black powder, brown prismatic powder, gun cotton, dynamite, TNT, and smokeless powder for both military and civilian purposes. It was a major influence in the industrial development of the Western hemisphere, selling its products in territories from Alaska to South America and from the U.S. Midwest to China, Japan, and Australia.

It is hoped these corporate minutes will serve as an aid to researchers who wish to understand the development of this important Bay Area industry and the industrialists who financed and guided the early economic development of the West.

A complete history of the California Powder Works, now in progress, has been made possible, in part, by the following:

- A grant from the Sourisseau Academy, San Jose State University, San Jose, CA
- Two Dolkas awards through the Museum of Art & History at the McPherson Center, Santa Cruz, CA
- A Grant-in-Aid from the Hagley Museum and Library, Wilmington, Delaware.

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## Stockholders Meeting, California Powder Works

San Francisco December 31, 1861

Present: Baird J. H., Ellis Moses, Eastman C. A., Flint, Edward, Janes H. P., Peck A. J. [*sic*]

On motion of Mr. Janes, Mr. J. A. Peck was unanimously elected President pro tem.

On motion of Mr. Janes the meeting proceeded to the election by ballot of a President, Secretary & Treasurer to serve for three months and until their successors are elected.

J. A. Peck was nominated for President - received five votes and was declared duly elected.

C. A. Eastman was nominated for Secretary and Treasurer – received five votes and was declared duly elected.

On motion of Mr. Janes, adjourned to January 4, 1862.

C. A. Eastman, Secretary

## Stockholders Meeting, California Powder Works

San Francisco, January 4, 1862

Present: Baird, J. H., Ellis, Moses, Eastman, C. A., Flint, Edward, Janes, H. P., MacPherson, Alex W.

On motion of Mr. Janes it was unanimously resolved that the By Laws as written out and recorded in Book of By Laws pages 1-13 inclusive be, and they hereby are unanimously adopted as the By Laws of the California Powder Works. On motion of Mr. Flint, it was unanimously resolved that the subscription list be closed and that the untaken stock of the Works being thirty-thousand Dollars represented by sixty shares be reserved by the Trustees for such purposes as may hereafter be directed.

On motion of Mr. Ellis adjourned sine die.

C. A. Eastman, Secretary

## Trustees Meeting California Powder Works

San Francisco January 9, 1862

Present: Baird, J. H., Ellis, Moses, Eastman, C. A., Flint, Edward, Janes, H. P., & Peck, J. A.

Called to order by the President.

On motion of Mr. Baird it was unanimously resolved that an assessment be (No.1) of ($1,750) Seventeen hundred fifty dollars be levied on the unreserved stock of the California Powder Works being ($12.50) Twelve Dollars and fifty cents per share payable January 10, 1862 to the treasurer of the Company.

On motion of Mr. Ellis it was unanimously resolved that reposing full faith and confidence in Mr. John A. Peck, the President of our association, we have authorized and do hereby authorize him to proceed to the Eastern States and there, in connection with Mr. Samuel F. Butterworth, in case he consents to act, to contract for, purchase and get up the necessary machinery…..

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….. and material for the manufacture of Gunpowder proposed to be established in California by our association and forward the same by some convenient means and also if in his judgment expedient to make arrangements for the importation of materials for future use and

consumption. Mr. Peck is also authorized in conjunction with Mr. Butterworth, to engage and contract with such competent person or persons as he may deem may be judiciously employed in our proposed manufacture, and to make such arrangements for their compensation and expenses as may be necessary.
All contracts and arrangements made by Mr. Peck in our behalf are notified and adopted by us.

On motion of Mr. Flint, it was unanimously reached that the Treasurer be directed and authorized to pay Mr. John A. Peck, in advance, the sum of ($1,687.50) Sixteen-hundred and eighty-seven dollars and fifty cents in full for his services to be rendered and his expenses to be incurred in his trip to the Eastern States under authority of the previous resolution.
On motion of Mr. Janes adjourned Sine die.

C. A. Eastman, Secretary

## Trustees Meeting California Powder Works

San Francisco, July 7, 1862

Present: Baird, J. H., Eastman, C. A., Flint, Edward, Janes, H. P.
Called by the Secretary

On motion of Mr. Flint it was unanimously resolved that an assessment (No 2) of ($17,500) Seventeen-thousand five-hundred dollars be levied in the unsecured stocks of the California Powder Works being ($125) One-hundred twenty-five dollars per share payable July 8, 1862 to the Treasurer of the California Powder Works be authorized and directed to purchase and remit to John A. Peck President of the California Powder Works now at New York, N.Y. a currency bill of exchange in New York for ($17,500) Seventeen-thousand five-hundred dollars.
On motion of Mr. Baird adjourned Sine die

C. A. Eastman, Secretary

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## Stockholders Meeting - California Powder Works

San Francisco, January 13, 1863

Present: Baird, J. H., Eastman, C. A., Ellis, Moses, MacPherson, Alex W., Peck, J. A.
Called to order of the President.

On motion of Mr. Baird proceeded to ballot for Treasurer to fill the place of H. P. Janes deceased. Mr. Alex W. MacPherson nominated by Mr. Baird received five votes being the votes to all present as was declared duly elected.

On motion of Mr. Peck, it was unanimously resolved that the Trustees be authorized to receive subscriptions for the reserve stock of the Company, or any part thereof on the same terms as the original subscriptions.
On motion of Mr. MacPherson adjourned Sine die.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, January 13, 1863

Present: Baird, J. H., Eastman, C. A., MacPherson, Alex W., Peck, J. A.
Called by the President.

On motion of Mr. Baird it was unanimously resolved that Mr. John Sime be permitted to subscribe to Twenty Shares of the reserved Stock of the California Powder Works on payment to the Treasurer of the sum of ($2,750) Two-thousand seven-hundred-fifty dollars.

On motion of Mr. Baird it was unanimously resolved that the Treasurer be directed to procure from time to time as he may deem proper such books, Blanks & Stationary as he may deem necessary for the use of the Company also a Corporate Seal and to pay for the same. Also, to pay the account of Matthewson & Allardt, for examination of Water Power ($681.00) Six-hundred eighty-one dollars.

On motion of Mr. MacPherson adjourned to the 15th Inst.

C. A. Eastman, Secretary

Note: In 1863, R. C. Matthewson & G. F. Allardt were Civil engineers with offices at 630 Montgomery, in San Francisco.

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## Trustees Meeting, California Powder Works

San Francisco, January 15, 1863

Present: Baird, J. H., Eastman, C. A., Peck, J. A

Opened as per adjournment.

On motion of Mr. Peck, it was unanimously resolved that the Board accept the proposition of Davis and Jordan to sell certain Water Power of the San Lorenzo River and lands bordering thereon bearing the date of January 3, 1863. Also, their proposition to subscribe for ($10,000) Ten Thousand Dollars of the Capital Stock of the California Powder Works and that the Secretary be authorized and directed to notify Davis and Jordan of the acceptance of the aforesaid propositions.

On motion of Mr. Baird adjourned Sine die.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, January 20, 1863

Present: Baird, J. H., Eastman, C. A., McPherson, Alex. W., Peck, J. A.

Called by order of the President.

On motion of Mr. Peck it was unanimously resolved that the notification of the Secretary to Davis and Jordan of the Board's acceptance of their proposition to sell Land, water power and subscribe for Stock given January 19, 1863 by virtue of a resolution of the Board of Trustees voted January 15, 1863 and duly recorded in Book A of Records is hereby approved and made legal and binding on the California Powder Works.

On motion of Mr. Baird it was unanimously resolved that the account of Mr. J. A. Peck, President, this day presented to the Board for disbursements thus far moved by him for account of the California Powder Works amounting to the sum of ($17,805.67) Seventeen-thousand eight-hundred five and 67/100 dollars be approved and that the Treasurer be authorized and directed to pay to Mr. Peck the sum of ($305.67) Three-hundred five and 67/100 dollars the difference due him on said approved account.

On motion of Mr. Peck it was unanimously resolved that Mr. John Sime be and is hereby authorized on behalf of the California Powder Works to select the land for the site on the San Lorenzo River for the Works, have the same surveyed and bounded, and to contract for the laying out and making the….

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…..necessary roads of access to the site and its various points to, have the old buildings on the grounds repaired so as to be made tenantable, to contract with and employ workmen to clear ground and generally take all preliminary steps and have such work done as his good judgment deem necessary and proper.

On motion of Mr. MacPherson adjournment to January 21, 1863.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, January 21, 1863

Present: Baird, J. H., Eastman, C. A., MacPherson, Alex. W., Peck, J. A.
Assembled as per adjournment.

On motion of Mr. Peck it was unanimously resolved that the Treasurer be authorized and directed to advance to Mr. John Sime the sum of ($200) two-hundred dollars.

On motion of Mr. Baird adjournment Sine die.

C. A. Eastman, Secretary

## Stockholders Meeting – California Powder Works

San Francisco, February 3, 1863

Present: Baird, J. H., Eastman. C. A., Ellis, Moses, MacPherson, Alex, W., Peck, J. A., Sime, John
Called by order of the President.

The records of the proceeding of all the previous meetings both of Trustees and Stockholders of the California Powder Works as recorded in Book A Of records pages 1-5 inclusive, be and they hereby are approved, notified and confirmed and made legal and binding in the association.

On motion of John Sime it was unanimously resolved that the acts of the Treasurer of the California Powder Works, C. A. Eastman as submitted this day showing a balance in the Treasury of $1,825.83 be accepted and placed in files.

On motion of Mr. Baird proceeded to the election of Directors for the ensuing year or until their succession in election by vote……

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…..with the following results.

| | |
|---|---|
| J. H. Baird | received 120 votes and was declared duly elected |
| John Sime | received 120 votes and was declared duly elected |
| J. A. Peck | received 100 votes and was declared duly elected |
| C. A. Eastman | received 100 votes and was declared duly elected |
| Alex W. MacPherson | received 100 votes and was declared duly elected |

I. E. Davis received 40 votes

On the motion of Mr. Peck adjourned sine die

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, February 3, 1863

Present: Baird, J. H., Eastman, C. A., MacPherson, Alex. W., Peck, J. A., Sime, John
Called by the President
Called to order by the President.

On motion of Mr. Baird proceeded to the election of a President, Secretary and Treasurer. On motion of Mr. Sime, J. H. Baird was nominated for President received four votes and was declared unanimously elected.

On motion of Mr. Peck, C. A. Eastman was nominated for Treasurer and Secretary received four votes and was declared unanimously elected.

On motion of Mr. Baird it was unanimously resolved that a Committee of three be appointed with power to employ such experts as they choose, to visit with them the site of the works and examine and report in the best method of erecting the hydraulic works of the Company.

On motion of Mr. MacPherson it was unanimously reached that the aforesaid Committee be appointed by the Chair.

The Chair appointed J. H. Baird, Alex. W. MacPherson, and John Sime.

On motion of Mr. Baird adjournment subject to call of the President.

C. A. Eastman, Secretary

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## Trustees Meeting - California Powder Works

San Francisco, February 19, 1863

Present: Baird, J. H., Eastman, C. A., MacPherson, Alex. W., Peck, J. A., Sime, John
Called to order by the President.

The record of the proceeding meetings held February 3, 1863 were read by the Secretary and in motion of Mr. Peck were unanimously approved.

On motion of Mr. Peck it was unanimously resolved that Mr. John Sime be appointed a Committee of one on Construction with full powers and authority on behalf of the Company to make such contracts for lumber, labor and materials for constructing the hydraulic works of the Company and erecting the necessary mills and buildings as in his judgment may be advisable.

On motion of Mr. Sime adjournment subject to call of the President.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, March 11, 1863

Present: Baird, J. H., Eastman, C. A., MacPherson, Alex. W., Peck, J. A., Sime, John
Called to order by the President.

On motion of Mr. Sime it was unanimously resolved that an assessment of ($37.50) Thirty-seven dollars and fifty cents per share be levied on the Capital Stock of the California Powder

Works payable to the Treasurer on or before the 20th of March being the 3rd installment called in.

On motion of Mr. C. A. Eastman it was unanimously resolved, 1st that the Treasurer of the California Powder Works shall hereafter deposit, to his credit as Treasurer, the funds of the association coming into his hands with such individuals or firms, as may be designated from time to time by the Board of Directors and that all funds so deposited shall be at the sole risk of the California Powder Works. 2nd, that until otherwise ordered, the Banking House of John Sime & Co. be designated as the firm with witch the Treasurer shall henceforth deposit the funds of the California Powder Works.

On motion of Mr. J. A. Peck, it was unanimously resolved that Mr. John Sime be authorized to pay such drafts of J. W. Olds, agent of the association at Santa Cruz as he may authorize and approve and that the Treasurer shall draw his checks from time to time to cover the said payments of Mr. Sime.

On motion of Mr. Alex. W. MacPherson,

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Adjourned subject to call of the President.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, May 21, 1863

Present: Baird, J. H., Eastman, C. A., Peck, J. A., Sime, John
Called by the President.
Called to order by the President.

On motion of Mr. Peck, the minutes of the previous meeting was read by the Secretary and approved.

On motion of Mr. Peck, it was unanimously resolved that the Chair appoint a Committee of Two to select and segregate the lands required for the Works under construction with Davis and Jordan and fix the metes and bounds of the same.

The Chair appointed Messrs John Sime and J. A. Peck. On motion of Mr. Peck, it was unanimously resolved that the President and Treasurer be and they are hereby authorized and directed to borrow in the name and for the use of the California Powder Works, the sum of ($7,500) seven-thousand five-hundred dollars at two percent per month on such time as they may deem advisable and to make and deliver for the California Powder Works the necessary and proper notes therefore.

On motion of Mr. Sime it was unanimously resolved that J. H. Baird and J. A. Peck be appointed a committee to arrange for the importation of Saltpetre [*sic*] (Saltpeter) from Calcutta and that they have full power to contract with bankers for the required credits for this purpose.

On motion of Mr. Sime, adjourned subject to call of the President.

C. A. Eastman, Secretary

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## Trustees Meeting – California Powder Works

San Francisco, June 10, 1863

Present: Baird, J. H., Eastman, C. A., Peck, J. A., Sime, John
Called by the President.
Called to order by the President.

On motion of Mr. Peck, resolved that the recording of the minutes of the last meeting be dispensed with and that they stand approved.

On motion of Mr. Sime, the Secretary read a communication from J. G. Kittle, Administrator estate of E. Flint, deceased, dated June 4, 1863 relative to sale of 20 shares of stock standing in the books of the Company in the name of E. Flint when it was unanimously resolved that the association decline purchasing the said stock and that the Secretary be directed to notify Mr. Kittle to that effect.

On motion of Mr. Peck, adjourned subject to the call of the President.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, July 14, 1863

Present: Baird, J. H., Eastman, C. A., Peck, J. A., Sime, John
Called by the President.
Called to order by the President.

On motion of Mr. Peck, the minutes of the previous meeting were read and approved.

On motion of Mr. Sime, it was unanimously resolved that the President and Treasurer be, and they herby are authorized and directed to borrow in the name and for the use of the California Powder Works the sum of Ten-Thousand Dollars at the rate of two per cent per month in such time as they may deem advisable and to make and deliver for the California Powder Works the necessary notes therefore and that the Treasurer be and herby is authorized and directed to pay the interest in said notes when due and also the interest on the notes authorized to be issued by resolution of the Board as of May 21, 1863.

On motion of Mr. Sime, adjourned subject to the call of the President.

C. A. Eastman, Secretary

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## Trustees Meeting – California Powder Works

San Francisco, September 1, 1863

Present: Baird, J. H., Eastman, C. A., MacPherson, Alex. W., Peck, J. A., Sime, John
Called by the President.
Mr. Peck called to the Chair.

On motion of Mr. MacPherson, the minutes of the proceeding meeting was read and approved.

On motion of Mr. Sime, it was unanimously resolved that the Deed made August 10, 1863 by A. P. Jordan & Isaac E. Davis to the California Powder Works for certain Lands, water power etc. therein set forth for the sum of $7,667 be and the same herby is accepted and that the

Secretary be directed to notify them officially thereof and that the Treasurer be and he hereby is directed and authorized to settle with and pay Davis and Jordan for the same.

On motion of Mr. MacPherson, it was unanimously resolved that the President and Treasurer be and they herby and directed and authorized to negotiate a further loan on the same terms and conditions and amount as the loan authorized by resolution of this Board passed July 14, 1863 and recorded in Book A of Records page 9 and that the Treasurer be and herby is authorized and directed to pay the interest in the same when due.

On motion of Mr. Sime, adjourned subject to the call of the President.

C. A. Eastman, Secretary

## Stockholders Meeting, California Powder Works

San Francisco, September 26, 1863

Called by order of the President
Called to order by the President.
On calling the list of Stockholders the following were found to be present.

| | | |
|---|---|---|
| Baird, J. H. | Owning | 20 Shares |
| Davidson, Donald | " | " |
| Davis & Jordan | " | " |
| Eastman, C. A. | " | " |
| Johnson, George C. - J. G. Kittle proxy | " | " |
| Kittle, J. G. | " | " |
| MacPherson, A. W. | " | " |
| Peck, J. A. | " | " |
| Sime, John | " | " |

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On motion of Mr. Sime the proceeding of the previous meeting was read and approved

On motion of Mr. Sime, it was unanimously resolved that the Directors of the California Powder Works be requested and instructed to levy an assessment of one-hundred-fifty dollars on each share of the Capital Stock of the California Powder Works, the said assessment payable immediately on the assessment being made by said Board of Directors.

On motion of Mr. MacPherson adjourned sine die.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, September, 26, 1863

Present: Baird, J. H., Eastman, C. A., MacPherson, A. W., Peck, J. A., Sime, John
Called by the President.
Called to order by the President.

On motion of Mr. Peck the minutes of the proceeding meeting was read and approved.

On motion of Mr. Peck, the following preamble and resolutions were unanimously adopted. Whereas the administrators of the estates of H. P. Janes & E. Flint deceased, by C. B. Polhemus and J. G. Kittle have heretofore offered for sale to the California Powder Works, the stock held by said estates respective, in the California Powder Works, (thereby conforming to the requirements of the By-laws of said Company) which offer was declined by the Company

and whereas the said stock has now been sold by order of the Probate Court of the City and County of San Francisco, that of the Stock of said Janes to J. G. Kittle and that of the estate of said Flint to G. C. Johnson now be it resolved that the said J. G. Kittle and George C. Johnson be accepted as Stockholders in the California Powder Works and that the transfer of said stock to them by the President and Secretary be and it hereby is approved.

On motion of Mr. Peck the following resolution and preamble was unanimously adopted. Whereas at a meeting of the Stockholders of the California Powder Works held this day a resolution was passed requesting and instructing the Board of Trustees to levy an assessment of One-hundred-fifty dollars per share on each share of the Stock of the Company payable forthwith. Now be it resolved that an assessment of One-hundred-fifty dollars per share be and the same herby is serviced in cash and every share of the Capital Stock of the California Powder Works payroll…..

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… payable immediately to the Treasurer of said Company at his office.

On motion of Mr. Peck, it was unanimously resolved that the Treasurer of the California Powder Works be and to hereby authorize and instructed to pay and retire all notes henceforth given by the California Powder Works.

On motion of Mr. MacPherson, adjournment subject to call of the President.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, October 26, 1863

Present: Baird, J. H., Eastman, C. A., MacPherson, A. W., Peck, J. A., Sime, John
Called by order of the President.
Called to order by the President.

The minutes of the proceeding meeting were read by the Secretary and in motion of Mr. Peck, approved. The report, verbal, of Beard [*sic; i.e*., Baird] & Peck committee on purchase of Saltpeter was made by Mr. Peck & the written documents connected herewith submitted on motion of Mr. Sime the report was accepted the documents ordered in file.

On motion of Mr. Sime, it was unanimously resolved that an assessment of ($25) twenty-five dollars per share be, and the same hereby is levied on each and every share of the Capital Stock of the California Powder Works, payable October 27, 1863 to the Treasurer at his office being the 5th installment called in.

On motion of Mr. Peck, adjourned to October 27, 1863 at 3 ½ pm.

C. A. Eastman, Secretary

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## Trustees Meeting – California Powder Works

San Francisco, Oct 27, 1863

Present: Baird, J. H., Eastman, C. A., MacPherson, A. W., Peck, J. A.
Meeting as per adjournment
Called to order by the President.

The proceedings of the proceeding meeting were read by the Secretary and in motion of Mr. MacPherson, approved.

On motion of Mr. Peck, it was unanimously resolved that an assessment of ($25) Twenty-five dollars per share be and the same hereby is levied on each and every share of the Capital Stock of the California Powder Works payable on or before the 16the of November 1863 to the Treasurer at his office, being the 6th installment called in.

On motion of Mr. MacPherson adjourned to October 31, 1863 at 3 ½ pm.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, October 31, 1863

Present: Baird, J. H., Eastman, C. A., MacPherson, A. W., Peck, J. A., Sime, John
Met as per adjournment.
Called to order by the President.

The minutes of the proceeding meeting were read and approved.

On motion of Mr. Sime it was unanimously resolved that the President be authorized and instructed to arrange with the House of Koomanschap & Co. for the importation of three lots of twenty tons each of saltpeter from Hong Kong for the use and on the account of the California Powder Works.

On motion of Mr. Sime it was unanimously resolved that Mr. J. A. Peck in concert and consul with Mr. Moses Ellis, be instructed and he herby is instructed during his intended visit to New York, to make arrangements thence for Sulfer (sic)., miner's fuse, flasks, etc. in such manner and to such extent as in their good judgment may seem proper and that the Secretary furnish Mr. Peck with a certified copy of this Resolution.

On motion of Mr. Peck, adjourned subject to call of the President.

C. A. Eastman, Secretary

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## Trustees Meeting California Powder Works

San Francisco, November 11, 1863

Present: Baird, J. H., Eastman, C. A., Sime, John
Called by order of the President.
Called to order by the President.

On motion of Mr. Sime, it was unanimously resolved that an assessment of ($25.00) Twenty-five Dollars per share be and the same hereby is levied on each and every share of the Capital Stock of the California Powder Works, payable in U. S. Gold Coin to the Treasurer at his office on or before the 20th of November, 1863.

On motion of Mr. Sime it was unanimously resolved that the Secretary be and he hereby is authorized and directed to advertise for sale, and after due notice, to sell all Stock in the California Powder Works in which the assessments levied are now delinquent.

On motion of Mr. Sime adjourned subject to the call of the President.

C. A. Eastman, Secretary

## Stockholders Meeting, California Powder Works

San Francisco, December 8, 1863

Called to order of the President
Called to order by the President
Present as follows, J. H. Baird owning 20 shares
C. A. Eastman owning 20 shares
John Sime owning 20 shares

On motion of Mr. Sime, it was unanimously resolved that there being only a minority of the Stock represented this meeting adjourn sine die.

C. A. Eastman, Secretary

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## Trustees Meeting, California Powder Works

San Francisco, December 8, 1863

Called by the President
Called to order by the President
Present: Baird, J. H., Eastman, C. A., Sime, John.

The minutes of the last two meetings were read by the Secretary and in motion of Mr. Sime unanimously approved.

On motion of Mr. Sime it was unanimously resolved that an assessment of ($25) Twenty-five dollars per share be and the Same hereby is levied on each and every share of the Capital Stock of the California Powder Works payable in U. S. Gold Coin to the Treasurer at his office on or before December 10, 1863.

On motion of Mr. Sime, adjourned to 12 pm, December 9, 1863.

C. A. Eastman, Secretary

## Trustees Meeting, California Powder Works

San Francisco, December 9, 1863

Present: Baird, John, Eastman, C. A., Sime, John.
Meeting pursuant to adjournment.
Called to order by the President.

The minutes of the last meeting were read by the Secretary and in motion of Mr. Sime, approved.

On motion of Mr. Sime, it was unanimously resolved that an assessment of ($25) twenty-five dollars per share be and the same hereby is levied on each and every share of the Capital Stock of the California Powder Works, payable in U. S. Gold Coin to the Treasurer at his office on or before the 19th of December, 1863.

On motion of Mr. Sime, adjournment sine die. C. A. Eastman, Secretary

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## Stockholders Meeting – California Powder Works

San Francisco, December 10, 1863

Called by the President (Baird)
Called to order by the President.

| | | |
|---|---|---|
| Present | Baird, J. H. | owning 20 shares |
| " | Clarke, J. G. | " " " |
| " | Davis & Jordan | " " " |
| " | Eastman, C. A. | " " " |
| " | Johnson, George C. | " " " |
| " | Kittle, J. G. | " " " |
| " | Sime, John | " " " |

On motion of Mr. Sime, proceeded to ballot for two trustees to fill vacancies now existing in the Board with the following results,

J. G. Kittle received 120 Votes
I. E. Davis received 140 Votes
and were declared duly elected.

On motion of Mr. Johnson, the President was directed to telegraph to Messer's J. A. Peck and Moses Ellis directing them to act for the Company as their judgment and discretion shall henceforth dictate in the matter of procuring credits, chartering a vessel and purchasing a cargo in the Calcutta market provided it shall be found impractical otherwise to procure the necessary quantity of Saltpeter agreed for the use of the Company.

On motion of Mr. Sime, adjourned sine die

C. A. Eastman, Secretary

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## Trustees Meeting California Powder Works

San Francisco, December 28, 1863

Called by order of the President
Called to order by the President
Present: Baird, J. H., Davis, I. E., Eastman, C. A., Kettle, J. G., Sime, John

The Minutes of the proceeding was read by the Secretary and in Motion of Mr. Davis, they were unanimously approved.

On motion of Mr. Davis, it was unanimously resolved that an assessment of twenty-five dollars per share be and the same hereby is levied in each and every share of the Capital Stock of the California Powder Works payable in U. S. Gold Coin to the Treasurer at his office 726 Montgomery St. on the 29th of December, 1863.

On motion of Mr. Kittle, it was unanimously resolved that the Board decline to purchase of the ten shares of Stock in this Company offered by S. J. Butterworth and that the President and Secretary are directed to transfer the same to C. J. Brenham.

On motion of Mr. Sime, it was unanimously resolved that the President and Mr. Kittle be, and they hereby are authorized to contract with some responsible house for the purchase of sixty tons of Saltpetre. [*sic*]

On motion of Mr. Sime it was unanimously resolved that the President be authorized to appoint a committee of three to select and purchase a site for a Powder House. The President appointed Kettle, Davis, and Sime.

On motion of Mr. Kittle, it was unanimously resolved that the Secretary Treasurer be and they hereafter authorize and directed to advertise and offer due notice sell all the stock in the

California Powder Works on which assessment are now and may hereafter remain due and unpaid for the period of thirty days.

On motion of Mr. Sime, adjourned to December 29, 1863 at 12 ½ N.

C. A. Eastman, Secretary

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## Trustees Meeting California Powder Works

San Francisco, December 29, 1863

Present: Baird, J. H., Eastman, C. A., Sime, John.
Met as per adjournment.
Called to order by the President.

On motion of Mr. Sime, it was unanimously resolved that an assessment of Twenty-five Dollars per share be and the same hereby is levied on each and every share of the Capital Stock of the California Powder Works payable in U. S. Gold Coin to the Treasurer at his office on the 30th of December, 1863.

On motion of Mr. Sime, adjournment subject to the call of the President.

C.A. Eastman, Secretary

## Stockholders Meeting California Powder Works

San Francisco, February 1, 1864

Called by the President
Called to order by the President.
Present on calling the Roll of Stockholders by the Secretary:

| | | | |
|---|---|---|---|
| J. H. Baird | Owning | 20 | Shares |
| George C. Johnson | " | 20 | " |
| John Sime | " | 20 | " |
| J. G. Kittle for John Sime | " | 20 | " |
| J. A. Peck for Myers | " | 20 | " |
| C. J. Brenham | " | 10 | " |
| C. A. Eastman | " | 20 | " |
| Davis & Jordan | " | 20 | " |

The minutes of the preceding meeting of Stockholders were read by the Secretary. On motion of Mr. Johnson, they were amended as follows; in the second line of the last resolution, erase the words "act on his" and between the first and second lines interline the words "telegraph to John A. Peck and Moses Ellis directing them to act for the Company as they" are thus amended were on the motion of Mr. Johnson unanimously approved.

On motion of Mr. Sime it was unanimously resolved…….

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…that the Directors be and they hereby and authorized and directed by resolution duly passed by them to confirm and approve a certain agreement made by Messrs. J. A. Peck and Moses Ellis December 18, 1863 with Andrew T. Hall on behalf of Messrs. John Menrod & Co. for purchase of a Letter of Credit in Paris payable in London for nine-thousand pounds Sterling.

On motion of Mr. Sime, proceeded to the election by ballot of five trustees to serve for the ensuing year. The Chair appointed Messrs. Davis, & Myers Tellers, who reported the following results.

| | | |
|---|---|---|
| I. E. Davis | received | 110 votes and was declared duly elected. |
| John Sime | " | 113 votes and was declared duly elected |
| C. A. Eastman | " | 110 votes and was declared duly elected |
| J. G. Kettle | " | 130 votes and was declared duly elected |
| J. H. Baird | " | 130 votes and was declared duly elected |
| George C. Johnson | " | 20 |
| C. J Brenham | " | 20 |

On motion of Mr. Sime, adjourned sine die.

C. A. Eastman, Secretary

## Trustees Meeting California Powder Works

San Francisco, February 23, 1864

Present: Baird, J. H., Eastman, C. A., Kittle, J. G., Sime, John.

Called by order of the President

Called to order by the President.

The minutes of the preceding meeting were read by the Secretary and on motion of Mr. Kittle were approved. On motion of Mr. Sime, proceeded to the election by ballot of a President and Secretary to serve for the ensuing year with the following result. The Chair appointed Sime and Kittle as tellers.

J. H. Baird received three votes for President and was declared elected.

J. G. Kittle received one vote for Secretary

C. A. Eastman received three votes for Secretary and was declared duly elected

On motion of Mr. Baird, it was unanimously resolved that the President and Secretary be authorized to borrow for the use and benefit of the California Powder Works Company the sum of fifteen-thousand Dollars at such time and in such sums……

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…. as may be required and that they be authorized to issue notes in the name of the California Powder Works for such sum or sums so borrowed (provided the said sum shall not exceed fifteen-thousand dollars) to the parties lending the money. The said note or notes to be signed by the President as President of the Company and by the Secretary as Secretary of the Company.

On motion of Mr. Kittle, it was unanimously resolved that the Board decline the offer of Mr. J. G. Clark to sell 20 shares of California Powder Works Stock for twenty-thousand dollars and do hereby approve the transfer of said stock by the President & Secretary to H. F. Edwards.

On motion of Mr. Sime, it was unanimously resolved that Mr. Kittle be and he hereby is authorized on account of the California Powder Works to effect insurance as he may deem most advantageous to the Company against War risk in the Saltpeter and other merchandise of the Company in transit from Calcutta to this port or that may be in transit within the next six months.

On motion of Mr. Sime, adjourned subject to call of the President.

C. A. Eastman, Secretary

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## Stockholders Meeting

April 9, 1864

At a meeting of the stockholders of the California Powder Works held at the Company's office this ninth day of April 1864 agreeable to advertisement, J. H. Baird was called to the Chair and C. C. Bowman was chosen Secretary. It appearing that there was not present and represented a majority of the stock of this Corporation, it was on motion of Mr. Kittle voted that the meeting adjourn to Wednesday thirteenth (13th) day of April at 1 o'clock.

(Signed) C. C. Bowman
Secretary of meeting of Stockholders

## Stockholders Meeting

April 13, 1864

At a meeting of the stockholders of the "California Powder Works" held this thirteenth (13th) day of April 1864 in pursuance of an adjournment J. H. Baird was called to the chair and C. C. Bowman was chosen Secretary. The minutes of the previous meeting were read and approved. There were present and represented in person and by proxy one-hundred-eighty shared of this Corporation. Mr. Kittle moved that the stock of the Corporation be increased to the sum of Two-hundred thousand dollars. On this motion Mr. Sime and J. G. Kittle were appointed tellers and a ballot was had with the following result in favor of the increase of capital.

| | |
|---|---|
| C. A. Eastman (by C. C. Bowman Atty.) | 20 shares |
| John Sime | 20 shares |
| J. H. Baird | 20 shares |
| John A. Peck (by H. Myers) | 20 shares |
| H. F. Edwards (by D. Davidson) | 20 shares |
| S. F. Butterworth (by C. J. Brenham) | 10 shares |
| C. J. Brenham | 10 shares |
| Davis & Jordan (I. E. Davis) | 20 shares |
| J. G. Kittle | 20 shares |
| Moses Ellis (by Weaver) | 20 shares |
| Making in all | 180 shares |

On motion of Mr. Kittle it was unanimously voted that the Capital stock of this Corporation be increased to the sum of Two-hundred thousand dollars in accordance with and agreeable to the Laws of the State of California in such cases provided and the Secretary of this Corporation is hereby authorized and directed to place on file all the certificates statements and papers requisite …

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…. to give full force and legal effect to these proceedings.

(Signed) C. C. Bowman, Secretary of Meeting
J. H. Baird, Chairman of Stockholders Meeting

[B. McN Stamps April 19, 1864] (Notary)

## Stockholders Meeting

Know all men by their presents.

That at a meeting of the stockholders of the California Powder Works held at the Company's office No. 426 Montgomery St. in the City of San Francisco agreeable to legal advertisement, said meeting having been called for the propose of increasing the Capital stock to the sum of Two-hundred thousand dollars.

At this meeting J. H. Baird was called to the chair and C. C. Bowman was chosen Secretary of the Meeting. There were present and represented more than two thirds of the Capital stock of this Corporation to wit: one-hundred and Eighty shares; a ballot was duly taken which resulted in a unanimous vote to increase the Capital stock to the sum of Two-hundred thousand dollars all of which more fully appears on the Records of this Corporation.

Now in compliance with the Laws of the state of California in such cases made and provided, this Certificate duly shows that the amount of the Capital stock of this Company actually paid in amounts to one-hundred thousand dollars.

That its whole amount of debts and liabilities are twenty-five thousand eight-hundred twenty one and 00/100 dollars and the amount to which the Capital is increased is Two-hundred thousand dollars.

(Signed) J. H. Baird, Chairman
C. C. Bowman, Secretary
City of San Francisco, State of California

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J. H. Baird, Chairman and C. C. Bowman, Secretary of the meeting in the foregoing certificate named, being severally duly sworn, each for himself, deposes and says:

That the foregoing certificate containing a full, true and correct report of the proceedings of a meeting of the stockholders of the California Powder Works called for the purpose of increasing the Capital stock thereof to Two-hundred thousand dollars.

Subscribed and sworn to by the above named, J. H. Baird & C. C. Bowman this 18th day of April, 1864 before me.

Signed: J. H. Baird
C. C. Bowman

Signed: F. J. Thebualt, Notary Public [Stamp 5 cents Seal]

We the undersigned, a majority of the Trustees of the California Powder Works Company do hereby certify that the foregoing certificate contains a full, true and correct report of the proceedings of a meeting of the stockholders of the California Powder Works Company called for the purpose of increasing the Capital stock thereof to Two-hundred thousand dollars.

In testimony whereof we have hereunto set our hands at the City of San Francisco, in the State of California this Eighteenth day of April, 1864.

(Signed) J. H. Baird, John Sime, C. A. Eastman, J. G. Kittle, Isaac E. Davis.

"Trustees, California Powder Works"

"Endorsed" filed in the office of the County Clerk of the City and County of San Francisco, State of California this nineteenth day of April, 1864.

(Signed) William Loewy, Clerk by A. J. Jaghers D. C.

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Office of the County Clerk of the City and County of San Francisco. [MCN April 19, 1864] Notary

I William Loewy County Clerk of the City and County of San Francisco State of California and Clerk "ex officio" of the County Court thereof, do hereby certify the foregoing to be a full, true and correct copy of the certificate of the increase of capital stock of "California Powder Works on file in my office.

Witness my hand and Seal of said court this 19th day of April "A.D." 1864

[Seal of the City of San Francisco] William Loewy Clerk by W. Harney Deputy Clerk

Whereas a meeting of the stockholders of the California Powder Works was duly called for the ninth day of April A. D. 1864 by a proper notice signed by a majority of the Trustees thereof and duly published according to law in the City and County of San Francisco, where the principal place of business of said corporation is located

and whereas at said meeting of stockholders duly called for and held on said ninth day of April 1864, it was unanimously resolved that the amount of the Capital Stock of said Corporation should be forthwith increased from One-hundred thousand to Two-hundred thousand dollars.

and whereas a proper certificate of said proceedings, increasing said Capital Stock, and showing a compliance with all the provisions of the law, has been made out, signed, verified, certified and filed, as required by the State in such case made provided

and whereas the Capital Stock of said corporation is now Two-hundred thousand dollars.

Now therefore we, the undersigned in consideration of the promises do hereby severally agree to and with said California Powder Works, to double and we hereby do duplicate, the number of…….

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….our respective shares of stock in said California Powder Works so that each of us, the undersigned, shall have the same proportionate interest in the One-hundred thousand dollars of increased stock of said Corporation, which we have heretofore had in the original Capital Stock of one-hundred thousand dollars and so that the whole amount of the Capital Stock of said Corporation as now increased shall be subscribed for

And we do hereby request the Trustees of said Corporation to act upon the faith of this subscription.

San Francisco, April 13 AD. 1864

(Signed) J. H. Baird, Moses Ellis, P. L. Weaver – Attorney, C. J. Brenham, Samuel F. Butterworth - by C. J. Brenham – Attorney, Davis & Jordan, J. G. Kittle, John A. Peck - by William Meyer - Attorney

San Francisco, May 12, 1864

To the President & Trustees of the "California Powder Works:

Gentlemen:

This is to notify you that I do not desire to have any interest in the new and increased Capital Stock of your Company and that I hereby relinquish all right to same, retaining however my original interest in the Capital Stock heretofore paid up.

Signed: D. Davidson - in presence of Hall McAllister

At a meeting of the Trustees of the "California Powder Works" held at the Company's office this 14th day of May 1864. J. H. Baird presiding
Present: Sime, Baird, Kittle.

C. C. Bowman was chosen Secretary of the meeting.

On motion of Mr. Kittle it was ordered that a call of 50% percent…..

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…. on the subscribed increase of the Capital Stock of this Corporation be now made payable in United States Gold Coin to the Treasurer immediately, and the Treasurer be instructed to appropriate the proceeds of this call to the cancellation of the indebtedness of the Company.

On motion of Mr. Sime, it was voted that the Secretary be instructed to procure a new book of certificates to correspond to the increased capital, and the Secretary and President be authorized to issue the new stock and cancel the stock surrendered.

C. C. Bowman, Secretary Meeting

## Trustees Meeting California Powder Works

San Francisco, June 10, 1864

Present: Baird, J. H., Davis, I. E., Eastman, C. A., Kittle, J. G., Sime, John.
Called by order of the President (Baird)
Called to order by the President

The minutes of the proceeding meeting were read by the Secretary and on motion of Mr. Kittle approved.

On motion of Mr. Davis, it was unanimously resolved that the proposal of George Johnson to sell 20 shares of his stock in the California Powder Works to the Company be declined, that the President and Secretary be authorized to transfer his stock as he may direct.

On motion of Mr. Sime, the President was authorized to sell the 20 shares of stock of the increased Capital not subscribed to subject to the confirmation of the Board of Trustees.

On motion of Mr. Sime, Eastman & Davis were appointed a Committee to examine into and report on the appointment of an agent to take charge of the selling of powder.

On motion of Mr. Davis, adjourned to Tuesday, the 14th inst. at 4 pm.

C. A. Eastman, Secretary

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## Trustees Meeting California Powder Works

San Francisco, June 14, 1864

Present: Baird, J. H., Eastman, C. A., Sime, John
Met pursuant to adjournment.
Called to order by the President

Mr. Eastman on behalf of the committee appointed at the previous meeting stated that owing to the absence of Mr. Davis, the Committee was unable to report.

There being no other business before the Board on motion of Mr. Sime adjourned sin die subject to call of the President

C. A. Eastman, Secretary

## Trustees Meeting California Powder Works

San Francisco, June 30, 1864

Present: Baird, J. H., Davis, Isaac E., Eastman, C. A., Sime, John.
Called by order of the President (Baird)
Called to order by the President.

The minutes of the proceeding meeting were read by the Secretary and on motion of Mr. Sime were approved.

On motion of Mr. Sime it was unanimously resolved that an assessment of one-hundred dollars ($100) per share be and the same hereby is levied on each and every share of the increased Capital stock of the California Powder Works except the shares un-disposed of payable on or before the 5th of July, 1864 to the Treasurer at his office in U. S. Gold Coin.

On motion of Mr. Sime it was unanimously resolved that the proposition of H. F Edwards to sell his stock in the California Powder Works 20 shares to the Company for the sum of $20,000 be declined and that the President and Secretary be authorized to transfer the same on his order.

On motion of Mr. Davis, adjourned subject to the call of the President.

C. A. Eastman, Secretary

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## Stockholders Meeting - California Powder Works

San Francisco, July 11, 1864

Called by order of the President on notice duly given by advertisement.
The following Stockholders were present personally or by proxy.

| | | |
|---|---|---|
| J. H. Baird | owning | 40 shares |
| John Sime | owning | 40 shares |
| Moses Ellis | owning | 40 shares |
| S. F. Butterworth | owning | 20 shares |
| C. J. Brenham | owning | 20 shares |
| C. A. Eastman | owning | 40 shares |
| J. G. Kittle for Moses Ellis | owning | 40 shares |

On motion of Mr. Sime proceeded to the election of a trustee to serve for the balance of the year in place of J. G. Kittle resigned and absent. The Chair appointed Messrs Moses Ellis and C. J. Brenham tellers who reported the results of the ballots as follows. S. F. Butterworth received Two-hundred-forty votes and was declared unanimously elected.

On motion of Mr. Brenham, adjourned sine die.

C. A. Eastman, Secretary

## Trustees Meeting California Powder Works

San Francisco, July 15, 1864

Called by order of the President (Baird)
Called to order by the President

The minutes of the proceedings of the previous meeting were read by the Secretary and approved.

On motion of Mr. Butterworth, it was unanimously resolved that an assessment of one-hundred-fifty dollars per share be and the same hereby is levied on each and every share of the subscribed increased Capital Stock of the California Powder Works payable on the 16th of July 1864 to the Treasurer at his office in U. S. Gold Coin.

On motion of Mr. Sime, it was resolved that a committee of one be appointed by the President to proceed to the Works at Santa Cruz and investigate there the construction and other accounts of the Company and open a set of books for the Works…..

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…. and that to aid and assist him he be authorized to take with him the Bookkeeper of the Company and that he is requested to report the result of his labors at the next meeting.
The President appointed Loshne [*i.e.,* John Fredrick Lohse]

On motion of Mr. Sime, it was resolved that a committee of two be appointed by the President to examine and report on the actions of the Commercial Agent so far as regards the sale of Powder, contracts for transportation and business of the office generally with power to negotiate the way and manner in which the business of said office shall be conducted and managed.

The President appointed Messrs. John Sime & S. F. Butterworth on said Committee.

On motion of Mr. Butterworth, adjourned subject to the call of the President.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, July 26, 1864

Present: Baird, J. H., Butterworth, S. F., Eastman, C. A., Sime, John
Called by order of the President
Called to order by the President.

The minutes of the preceding meeting ware read by the Secretary and on motion of Mr. Butterworth approved.

On motion of Mr. Sime it was unanimously resolved that the President and Treasurer be and they hereby are authorized and directed to borrow in the name and for the use of the Company a sum sufficient to pay the existing debts of the Company not however to exceed Twenty-five thousand dollars. On such time and terms as they may deem advisable for its interests with power and authority to issue the notes of the California Powder Works for the sums so borrowed.

On motion of Mr. Butterworth it was resolved that the President be authorized to substitute a committee of two in lieu of the Committee of one authorized to be appointed at the previous meeting to visit the Works of the Company at Santa Cruz for certain purposes.

The President substituted Messrs. Sime & Butterworth in lieu of Mr. Lohse previously appointed.

On motion Mr. Sime adjourned subject to the call of the President.

C. A. Eastman, Secretary

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## Trustees Meeting – California Powder Works

San Francisco, Sept 17, 1864

Present: Baird, J. H., Butterworth, S. F., Davis, I. E., Eastman, C. A., Sime, John.
Called by order of the President
Called to order by the President.

The minutes of the preceding meeting were read by the Secretary on motion of Mr. Sime, approved.

The report of Messrs. Butterworth & Sime Committee on the management of the Commercial Agency was presented on motion of Mr. Davis recorded and placed in file.

On motion of Mr. Davis it was resolved that the President be requested to and cause the expenses of the Commercial Agency for salaries to be reduced to the sum of two-hundred twenty-five dollars per month and advertise a portion of the office for rent.

On motion of Mr. Eastman it was resolved that Messrs. Davis & Sime be appointed a committee to purchase a lot in San Francisco and erect a magazine thereon suitable for the present purposes of the Company with power also to purchase a suitable wagon, harness and team for the delivery of Powder and report their actions to this Board.

On motion of Mr. Sime it was resolved that Mr. Butterworth be appointed a committee of one to reprint amendments of the By-Laws of the Company.

On motion of Mr. Davis, adjourned subject to call of the President.

C. A. Eastman, Secretary

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## Trustees Meeting – California Powder Works

San Francisco, October 6, 1864

Present: Baird, J. H., Butterworth, S. J., Eastman, C. A., Sime, John.
Called by order of the President
Called to order by the President.

On motion of Mr. Butterworth it was unanimously resolved that the President be instructed to cause all monies now in the hands of the Commercial Agent or that may hereafter come into his hands to be at once deposited with the Banking House of John Sime & Co. to the credit of the Treasurer of the Company.

The Committee appointee of the previous meeting to report amendments of the By-Laws submitted his report which on motion of Mr. Sime moved held subject to future actions of the Board as required by the present By-Laws.

On motion of Mr. Sime, adjourned subject to call of the President.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, Oct 12, 1864

Present: Baird, J. H., Eastman, C. A., Sime, John.
Called to order of the President
Called to order by the President

On motion of Mr. Sime it was unanimously resolved that the President and Treasurer be and they hereby are authorized and directed to borrow in the name and for the use of the California Powder Works such sums as they may deem necessary not exceeding in all the sum of Fourteen thousand dollars, in such time and terms as they may deem advisable for the interests of the Company and for such amounts borrowed to make, sign and execute as President and Treasurer the note or notes of the California Powder Works thereon which notes when so made and signed shall be valid and binding on the Company and that the Treasurer be directed to pay the interest thereon and that they be further authorized and directed out of the funds so borrowed to purchase and remit to J. Pierpont Morgan Co. Exchange in London to cover drafts drawn by Grahome [sic] Rowe & Co under J. P. Morgan & Co. letter of credit No. 95 from 3rd November 1864.

On motion of Mr. Sime it was unanimously resolved that……..

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…the President be authorized and directed to appoint a Committee of two to examine and report in the Books and accounts of the Treasurer and Secretary of the Company with authorization to cancel the paid notes of the Company and the surrendered stock.
The President appointed Messrs. Butterworth and Sime.
On motion of Mr. Sime adjourned subject to call of the President.

C. A. Eastman, Secretary

## Trustees Meeting California Powder Works

San Francisco, Oct 17, 1864

Present: Baird, J. H., Butterworth, S. F., Davis, I. E., Eastman, C. A., Sime, John.
Called by order of the President
Called to order by the President.

On motion of Mr. Butterworth it was resolved that the Secretary be directed to inform Mr. Lohse that he is not authorized to sign the name of the Company to any call or demonstration for political purposes.

On motion of Mr. Butterworth it was unanimously resolved that Davis & Sime be appointed a committee to act in the matter of the petition of certain residents of Santa Cruz noting the employment of Chinese labor at the Works with instruction to deny their request and with full authority to visit the Works, take such measurers and give such instruction to the manager as they may deem advisable for the full protection of the Works and employees of the Company and to purchase arms and ammunition should they deem the same necessary.

On motion of Mr. Davis adjourned subject to the call of the President.

C. A. Eastman, Secretary

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## Trustees Meeting – California Powder Works

San Francisco, Oct 27, 1864

Present: Baird, J. H., Butterworth, S. F., Eastman, C. A.
Called by order of the President

Called to order by the President.

On motion of Mr. Butterworth it was unanimously resolved that the President and Treasurer be and they hereby are authorized and directed to borrow in the name for the use of the California Powder Works in such time and at such date as they may deem advisable for the interests of the Company the sum of Seven-thousand dollars and for such sum to make, sign, execute, and issue the note of the Company which note when so made & issued shall be valid and binding on the Company and that the Treasurer be authorized to pay the interest thence and also pay the note of the Company for $5,745.50 in existence due this day.

The minutes of the four preceding minutes were read by the Secretary and in motion of Mr. Butterworth unanimously approved.

On motion of Mr. Butterworth adjourned subject to the call of the President.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, Nov 21, 1864

Present: Baird, J. H., Butterworth, S. F., Eastman, C. A., Sime, John.
Called by order of the President
Called to order by the President
The minutes of the preceding meeting were read and on motion of Mr. Sime approved.

On motion of Mr. Butterworth it was unanimously resolved that the Board decline to purchase the Stock of William T. Coleman and that they hereby authorize to sell the same and that the President and Secretary be authorized to transfer it.

On motion of Mr. Sime it was unanimously resolved that the President and Secretary be and they are hereby authorized to borrow the sum of Forty-thousand dollars at a rate of interest not exceeding one and one-half percent per month and that they be authorized to pay the note or notes of the Company for the same and that they be authorized to pay the cost for the payment of the note.……

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…so given the Saltpeter, nitrate of soda now held by this company and stored in the bonded warehouses. Said notes to be signed by the President & Treasurer in their official capacity and that they pay the Company note for $15,000.
On motion of Mr. Butterworth adjourned subject to the call of the President.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, February 4, 1865

Present: Baird, J. H., Butterworth, S. F., Davis, I. E., Eastman, C. A.
Called by order of the President
Called to order by the President

The minutes of the preceding meeting were read by the Secretary and in motion of Mr. Davis were unanimously approved.

On motion of Mr. Butterworth it was unanimously resolved that the Company decline the purchase of the 20 shares of stock offered by Moses Ellis and that the President and Secretary be authorized to transfer the same.

On motion of Mr. Butterworth it was unanimously resolved that the sum of five-hundred dollars be allowed the Secretary & Treasurer to date for money paid by him for Telegrams, Stationary, postage, Stamps, and general office expenses.

On motion of Mr. Butterworth it was unanimously resolved that the thanks of this Board be tendered to John Sime Esq. for the energy, skill and economy shown by him in superintending the construction of the Company's works at Santa Cruz, the faithful application of the funds placed at his disposal for that purpose and further for giving his valuable time and services to the Company without charge and that the Secretary furnish Mr. Sime with a copy of this resolution.

Mr. Butterworth for the Committee heretofore appointed an amendment of the By-Laws again presented to the Board the By-Laws recommended by the Committee and on motion of Mr. Davis consideration of said amendments were postponed until the next meeting of the Board.

On motion of Mr. Butterworth the Treasurer to pay to John Sime his check for the amount claimed as disbursed by him on account of the Company.

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On motion of Mr. Davis, adjourned sine die.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco, February 6, 1865

Present: Baird, J. H., Butterworth, S. F., Davis, I. E., Eastman, C. A., Sime, John.
Called by order of the President
Called to order by the President
On motion of Mr. Davis the minutes of the preceding meeting were read and approved.

On motion of Mr. Butterworth it was unanimously resolved that whereas John Sime & Co. the Banker of the Company has paid from time to time in account of the Company out of the funds deposited with them to the Credit of the Treasurer of the Company various sums for which as requested by the Bookkeeper of the Company they have filed with him in the office of the Company vouchers to the amount of One-hundred & fifty-eight-thousand six-hundred fifty-five & 33/100 dollars, the treasurer be and he hereby is authorized and directed on receiving from said Bookkeeper a receipt in mounts and figures as follows; $158,655.33.

San Francisco 1, February, 1865.

Received of Mr. C. A. Eastman, Treasurer of the California Powder Works, his check for one hundred fifty-eight thousand, six-hundred fifty-five & 33/100 dollars. Said check being for sundry disbursements made by John Sime & Co. against expenses of J. W. Olds, Manager, purchases of saltpeter to date, for and on account of the California Powder Works, and for which amount hold vouchers as bookkeeper of the Company, at this office No. 318 California Street, upstairs…

John F. Lohse, Bookkeeper

…to pay to him the said John F. Lohse, Bookkeeper his check on John Sime & Co. for said amount of One-hundred fifty-eight thousand six-hundred fifty-five 33/100 dollars and said script and this order resolution shall be his voucher for the disbursement of the sum therein named.

On motion of Mr. Davis adjourned sine die.

C. A. Eastman, Secretary

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## Stockholders Meeting – California Powder Works

San Francisco, February 6, 1865

Called pursuant to the By-Laws of the Company by notice duly advertised in the Bulletin. Called to order by the President.

On motion of Mr. Davis the list of stockholders was called by the secretary and there were found personally present & represented by the men thereof Three-hundred fifty shares.

On motion of Mr. Sime it was resolved that the President be required to appoint a committee of two to examine the Books and papers of the Company and report thereon at the next meeting of the Stockholders.

The President appointed Messrs. Moses Ellis and J. G. Kittle.

On motion of Mr. Butterworth it was resolved that we now proceed to the election of five Trustees by ballot to serve for the ensuing year or until their successors are elected and that the President appoint two tellers to receive and count the ballots. The President appointed Messrs Moses Ellis & J. G. Kittle Tellers who reported the following as the result of the ballot.

| | | |
|---|---|---|
| John Sime | received three-hundred forty votes | (340) |
| J. G. Kittle | received three-hundred votes | (300) |
| John Parrott | received two-hundred eighty votes | (280) |
| J. A. Peck | received two-hundred sixty votes | (260) |
| C. A. Eastman | received two-hundred twenty votes | (220) |
| Moses Ellis | received one-hundred eighty votes | (180) |

On motion of Mr. Ellis it was resolved that John Sime, J. G. Kittle, John Parrott, J. A. Peck, C. A. Eastman be declared unanimously elected as Trustees of the California Powder Works.

On motion of Mr. Butterworth it was resolved that the meeting adjourn to meet at the office of the Company at No. 318 California Street (upstairs) on Monday the 20th of February, 1865 at 1pm.

C. A. Eastman, Secretary

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## Trustees Meeting – California Powder Works

San Francisco, February 7, 1865

Present: Eastman, C. A., Kittle, J. G., Peck, J. A., Parrott, John, Sime, John.

Meeting organized by calling John Parrott to the Chair and making C. A. Eastman Secretary of the meeting.

On motion of Mr. Kittle it was resolved to proceed to the election of officers of the Board.

Mr. Kittle nominated Mr. John Sime for President who received forty votes (by ballot) and was declared duly elected.

Mr. Sime nominated C. A. Eastman for Secretary who on ballot received four votes and was declared duly elected.

On motion of Mr. Kittle it was unanimously resolved that J. A. Peck and John Sime be appointed a committee of two to amend the By-Laws and report at the next meeting of the Board.

On motion of Mr. Peck adjourned subject to the call of the President.

C. A. Eastman, Secretary

## Stockholders Meeting – California Powder Works

San Francisco, February 20, 1865

Met pursuant to adjournment. President in the Chair.
Present in person the sum of Two-hundred fifty shares.

Mr. Moses Ellis from the committee on examination of the accounts of the offices of the Company reported verbally in the absence of Mr. Kittle that the accounts had been found correct.

On motion of Mr. Baird it was unanimously resolved that the written report of said committee when received be accepted and placed on file and the committee discharged.

On motion of Mr. Parrott adjourned sine die.

C. A. Eastman, Secretary

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## Trustees Meeting – California Powder Works

San Francisco, March 6, 1865

Present: Eastman, C. A., Kittle, J. G., Peck, J. A., Parrott, John, Sime, John.
Called by order of the President (Sime)
Called to order by the President

The minutes of the preceding meeting were read by the Secretary and on motion of Mr. Kittle unanimously approved.

On motion of Mr. Sime it was resolved that the amendments of the By-Laws be referred to a committee of two to be appointed by the President. The Chair appointed Messrs. John Parrott and C. A. Eastman.

On motion of Mr. Sime C. A. Eastman was elected Treasurer.

On motion of Mr. Kittle adjourned subject to call of the President.

C. A. Eastman, Secretary

## Trustees Meeting – California Powder Works

San Francisco March 27th, 1865

Present: Eastman. C. A., Peck, J. A., Parrott, John, Sime, John.
Called by order of the President, (Sime)
Called to order by the President.

The proceedings of the previous meeting were read by the Secretary and on motion approved.

The Committee appointed at the last meeting on amendments of the By-Laws of the Company reported the following amended By-Laws to wit.

## By Laws
## Article 1
## Corporate Powers

**Section 1** The Corporate powers of the Company shall be vested in a Board of Five Trustees, and the officers of the Company shall be a President, Treasurer, and Secretary. The Trustees shall be elected by ballot at the annual meeting of the Share Holders to serve for one year, and until their successors are elected.
Their term of office shall begin immediately after election but no person shall be eligible or continue to hold office……..

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… as a Trustee unless he owns at least five shares of the Capital Stock of the Company standing in his name on its books.

**Section 2.** The trustees shall elect one of their members to act as President and in case of his absence, death, or disability, they shall declare the office vacant and the vacancy shall be filled by the Board. The President shall preside at all meetings of the Company and of the Board of Trustees when present; if temporarily absent, the Board shall appoint one of their members, ad interim, to act in his stead. The President shall sign and the Secretary shall countersign the certificates of Stock of the Company.

**Section 3.** Vacancies in the Board of Trustees shall be filled by the other Trustees in office, and the person elected to fill a vacancy shall hold office until the next annual election of Trustees. But in case the vacancies happening at any one time, shall be a majority of the Board, the Secretary shall call a special meeting of Stockholders to elect Trustees to fill them.

**Section 4.** The Trustees shall have the power to appoint and remove any or all employees of the Company, prescribe their duties, fix their compensation, and require from them security for faithful performance of their respective duties.

**Section 5.** The Trustees shall supervise all contracts made by the President, and no contract shall be valid unless approved by the Board of Trustees, except contracts made by the Superintendent of the Works for wood, staves, hoops, etc. which may be approved by the President alone.

**Section 6.** The Secretary shall keep a record of the proceedings of the Board of Trustees and of the Stockholders. He shall keep the Book of Blank Certificates of Stock, fill up and countersign all Certificates issued, and make the corresponding entries on the margin of such book of issuance. He shall keep a proper transfer book and a Stock Ledger, in debit and credit form, showing the number of shares issued to and transferred by any stockholder and the date of such issuance and transfer. He shall further discharge such other duties as pertain to his office and are prescribed by the Board of Trustees.

**Section 7.** The Treasurer shall have charge of the finances of the Company, keep its cash account, and its Bank account. He shall receive and disburse monies under the direction and supervision of the Board to whom he shall be responsible and by whom his accounts shall be audited. He shall in no case use the funds of the Company…..

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…. for his own behalf or loan the same. He shall sign all notes, obligations and contracts issued or entered into by the Company (as hereinafter provided) and he shall countersign, if he approve, the Cash orders drawn on him by the Superintendent of the Works which orders may then be presented to and paid by the Banker of the Company.

**Section 8.** All notes of hand issued and written contracts and obligation entered into by the Company, shall be severally authorized by a resolution of the Board of Trustees which Resolution duly certified by the President and one other Trustee, under Seal of the Company, shall be prefixed to each note, contract and obligation of the Company; and all such notes, contracts, and obligations of the Company shall be signed by the Treasurer.

**Section 9.** It shall be the duty of the Trustees to meet at least once a month at the town office of the Company and a special committee of Trustees shall be appointed by the Board to meet a least once every six months at the Works of the Company for the transaction of business. It shall be their duty to examine and verify the tabular reports to be prepared by the Treasurer, the Secretary and the Superintendent respectively showing the following items:

1st. The items of Stock of Materials of all kinds on hand.
2nd. The Stocks of Powder on hand, packed, and approximately that in process of manufacture, and the stock of kegs and packages.
3rd. The stock of raw materials received into the works and in the process of manufacture as may appear from the Superintendents tables.
4th. Cash liabilities of the Company due or maturing.
5th. Cash assets, and assets due and becoming due.
6th. The monthly expenses accounts for wages and services.

These reports shall always be subject to the inspection of the Stockholders and a full report of the affairs of the Company shall be submitted to them at their annual meeting.

## Article 2
## Meetings of Stockholder etc.

**Section 1.** The annual meeting of Stockholders for the election of Trustees and transaction of general business if the Company…

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…. shall be held on the first Monday of February of each year.

**Section 2.** At all meetings of the Stockholders, each member shall be entitled either in person or by proxy to as many votes as he owns shares of stock. Proxies shall be in writing and filed with the Secretary.

**Section 3.** Special meetings of the Stockholder shall be called by the Secretary when required to do so by not less than five stockholders representing not less than One-hundred shares of the Capital stock of the Company.

**Section 4.** At any meeting of the Stockholders, any Trustee or officer of the Company may be removed by a majority vote of the Stockholders representing two-thirds of the entire stock of the Company.

## Article 3
## Superintendent

**Section 1.** The manufacturing department of the Company and the general conduct of the Works shall be placed under the direction of a Superintendent who shall be appointed by the President with the approval of a majority of the Board of Trustees.

**Section 2.** He shall act under the orders of the President. He shall appoint and supervise, at the discretion of the President, all the hands engaged in the Works.

**Section 3.** The Superintendent shall keep, or examine and approve the time account and wages of all the hands, and shall keep, check or supervise, weekly, the account books in which shall be entered the payment of all wages and other expenses at the Works. He may draw or countersign orders on the Company for wages and other disbursements for account of the Works under his supervision, and shall enter the same regularly in a Cash Book to be balanced monthly, and approved by the Board of Trustees or Treasurer.

**Section 4.** Under his supervision shall be kept at the Works, receipt and delivery books of materials and powder, a Stock Account showing the daily entries and the Stock of raw materials received and on hand at the close of the month and under process of manufacture, and the powder on hand and delivered, and also the kegs and packages made, delivered, and on hand.

**Section 5.** The Superintendent shall be at liberty to make pressing, necessary repairs and alterations and incur expenses for material…..

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… without consulting the Trustees to an extent not exceeding Two-hundred dollars.

## Article 4
## Compensation

**Section 1.** The remuneration of officers and employees of the Company shall be prescribed and fixed by the Trustees, and the resolutions in relation to the same shall be entered upon their minutes.

**Section 2.** Allowances of claims for extra services by officers or employees shall be optional with the Directors and shall not be a legal claim, recoverable against the Company.

## Article 5
## Certificates of Stock

Certificates of Stock in the Company shall be filled up and signed by the President and counter signed by the Secretary. They shall be transferrable on the Books of the Company but no transfer shall be valid until the surrender of the Certificate and the acknowledgement of such surrender on the Books of the Company. The surrendered Certificate shall be cancelled by the Secretary before a new Certificate is issued in lieu thereof. No Stock shall be transferred on the books for ten days prior to any annual election.

## Article 6
## Dividends

Dividends shall be declared at such times and in such amounts as permitted by law and as the Trustees shall deem most advisable. Dividends will be paid upon the presentation of Certificates of Stock only, accompanied with the receipt of the person in whose favor they were issued or legally authorized.

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## Article 7
## Amendments

**Section 1.** These By Laws may be amended by a four-fifth vote of the entire Board of Trustees or by a two-third vote of the Stockholders in interest. Such amendments, if made by the Trustees, shall be proposed at one of their regular meetings and voted upon at the following meeting.

**Section 2.** Amendments offered by the Stockholders may be adopted at a meeting regularly called for the propose, pursuant to the adjournment of a prior meeting at which notice of the intended amendment shall have been given; said prior meeting to be called by the President at the request of holders of not less than thirty shares of stock.

On motion of Mr. Peck the foregoing By Laws were unanimously adopted.

On motion of Mr. Eastman it was unanimously resolved that the Secretary be authorized to have the By Laws as amended printed.

Mr. C. A. Eastman offered his resignation as Secretary and Treasurer which on motion of Mr. Peck was accepted.

On motion of Mr. Peck, J. F. Lohse was elected Treasurer, Secretary, and Agent with a salary of ($200) Two-hundred dollars per month and that he be required to give bonds for the faithful discharge of his duties in the sum of $5,000. Salary to commence April 1, 1865.

On motion of Mr. Parrott, it was resolved that Mr. Peck and the Secretary be appointed a Committee to examine and audit the accounts of C. A. Eastman late Treasurer and Secretary.

On motion, adjourned subject to call of the President.

C. A. Eastman, Secretary

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## Trustees Meeting – California Powder Works

San Francisco 20th April 1865

Present: J. Sime, J. Parrott, C. A. Eastman, J. A. Peck, J. G. Kittle.

Meeting called by order of the President

Meeting called to order by the President

The committee appointed to examine and audit accounts of C. A. Eastman late Treasurer and Secretary granted further time to report.

The Secretary reported By Laws printed as per instructions received at last meeting. Report accepted.

J. F. Lohse Treasurer and Secretary reported having complied with the resolution requiring him to give bonds in the sum of $5,000 with R. H. Elam and A. M. Ebbets as sureties. Accepted.

The President reported having employed a person to travel throughout the interior of the State for the purpose of making custom and introducing the Company's manufactures - his salary to be $125 per month and travelling expenses paid. Report accepted and action endorsed.

The following resolution and preamble was then offered by Mr. Peck to wit: At a meeting of the Board of Trustees of the California Powder Works held this 20th day of April 1865, it was on motion of Mr. J. A. Peck

Resolved, that the note of this Company shall be executed in due form and issued under this date, in favor of Parrott & Co. for the sum of Sixteen-thousand seven-hundred and sixty-seven 50/100 dollars, payable ninety days after date, and bearing interest at one and one-half percent per month.

Meeting on motion of Mr. Eastman adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Trustees Meeting California Powder Works

San Francisco 19th July 1865

Present: J. Sime, J. Parrott, J. W. Peck.
Meeting called by order of the President
Meeting called to order by the President.

Minutes of last meeting read and approved.

The President stating that there is a vacancy in the Board, caused by the absence of Mr. J. G. Kittle, it was on motion of Mr. J. A. Peck duly seconded by Mr. Parrott, Resolved that the Board proceed to the election of a Trustee in the place of J. G. Kittle, absent.

The Secretary being appointed Teller reports three ballots cast for J, H. Baird, whereupon he was announced as unanimously elected. Notice of Mr. Baird's election was at once served upon him, whereupon he took his seat immediately.

The President (through the Treasurer) reported the note for $16,767.50 issued to J. Parrott & Co. on the 20th April, as due this day, and no funds in the Treasury wherewith to meet its payment. By consent of Mr. Parrott, said note now allowed to run for thirty days more.

The Treasurer furthermore reported that the sum of $8,691.60 were needed for the payment of duties on Saltpeter, in Bonded Warehouse, the time for said payment having expired by law and Mr. Parrott consenting to advance said amount, the following preamble and resolution was then offered by Mr. J. H. Baird, to wit:

Resolved, that the note of this Company shall be executed in due form and issued under this date in favor of Mr. J. Parrott & Co. for the sum of Eight-thousand Seven-hundred dollars, ($8,700) payable Sixty days after date, and bearing interest at One & One & One-half percent per month.

After which the meeting adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Trustees Meeting California Powder Works

San Francisco, 13th October 1865

Present: J. Sime, J. Parrott, J. A. Peck, J. H. Baird.
Meeting called by order of the President.
Minutes of last meeting read and approved.

The Secretary presented an account received by him from Messrs. Parrott & Co., amounting to $11,952.62 (under date 2 Aug.) for 533 bags Saltpeter received per Bark *Constandia* from Hong Kong with the request from them that the Company's note should be given for said sum.

On motion of Mr. J. A. Peck, duly seconded, the following preamble and resolution was offered to wit:

At a meeting of the Board of Trustees of the California Powder Works held this 13th day of October 1865 it was on motion of Mr. Peck seconded by Mr. Baird, resolved that the note of this Company shall be executed in due form and issued under this date in favor of Parrott & Co. for the sum of Eleven-thousand nine-hundred & fifty-two 62/100 ($11,952.62) dollars, payable ninety days after date, bearing interest at one & one-quarter (1 ¼%) interest per month from 2nd day of August 1865.

On motion, the Secretary was instructed to see the Managers of the British & California Banking Agency Limited, in reference to reducing the rates of interest to 1 ¼% per cent.

On motion of Mr. Peck, seconded by Mr. Baird,

Resolved that the Secretary (agent) be and is hereby authorized, under the sanction of the President, to make a contract for the purchase & delivery of a cargo of Nitrate of Soda, upon such terms as may be considered most advantageous to the interests of the Company.

The following resolutions were then offered by Mr. Peck, to wit:

Resolved, that to meet the steady and largely increasing demand for our Powder, it is the opinion of the Trustees, as a measure dictated by both necessity and expediency, that the Works of the Company should be at once materially enlarged, and that the Capital of the Company should be increased.

Resolved, that a meeting of the Stockholders be called under the direction of the President, to take into consideration and adopt measures, should they coincide in the opinion of the Trustees, to increase the Capital stock of the Company, to discharge its liabilities, and to augment its products.

On motion of Mr. Baird, seconded by Mr. Parrott, above resolutions passed. Meeting adjourned subject to call of the President.

John F. Lohse, Secretary

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## Special Meeting of the Stockholders of the California Powder Works

San Francisco 30th October, 1865

A special meeting of the Stockholders of the California Powder Works was held this day at the office of the Company when were present, Messrs. Parrott, Sime, Eastman, Davis, Peck, Baird, Butterworth, Brenham, and Coleman, in person.

Mr. J. G. Kittle was represented by Mr. N. G. Kittle.

There being 310 shares represented, being over three-fourths of the Capital Stock, the meeting was called to order by the President.

The minutes of the last meeting of Stockholders were read and approved.

The President stated that the meeting had been called by the Secretary in pursuance of the following requisition, made in accordance with Section 3, Article 2 of the Company's By Laws, to wit: (copy)

San Francisco 14th October 1865
To John F. Lohse
Secretary of The California Powder Works

Sir:

Whereas at a meeting of the Trustees of The California Powder Works held on the 13th of the present month, resolutions were passed expressing their opinion that a meeting of the stockholders should be called to take into consideration the affairs of the Company. Now, we the undersigned Stockholders, request of you to call a special meeting of all the Stockholders of the Company in compliance with Section 3 of Article 2 of the By Laws thereof to be held at the office of the Company and such day as the President may designate not later than the 30th instance.

Signed, J. A. Peck, J. H. Baird, John Parrott, C. J. Brenham, S. F. Butterworth

Mr. J. A. Peck being called upon as one of the signers of the above to explain the object of the meeting stated, that…….

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…. it was for the purpose of taking into consideration the increase of the Capital stock of the Company, of at once enlarging the Works & paying off the Company's indebtedness, as also to meet the steady and largely increasing demand for our powder.

After considerable discussion on the part of the Members present, the following motion was offered by Mr. S. F. Butterworth, seconded by Mr. Peck, to wit:

Resolved, that the Trustees of this Company be requested to take the necessary legal proceedings to increase the Capital Stock in the sum of One-hundred Thousand dollars.

The following amendment to the above resolution was offered by Mr. W. T. Coleman to wit:

Resolved, that the Trustees be instructed to levy assessments in sufficient amounts to pay off the Company's indebtedness.

A vote on the resolution as amended was then taken with the following results to wit:

Baird, Butterworth, Eastman, Brenham, Kittle, Parrott & Peck, representing (240 shares) Two-hundred & forty shares, voting No, and Sime, Coleman and Davis representing Seventy shares (70) voting Aye.

The original resolution was then voted upon with the following results, Baird, Butterworth, Brenham, Eastman, Davis, Coleman, Kittle, Parrott, and Peck, representing 270 shares voting Aye. Mr. Sime voting No. The original resolution was declared carried.

The meeting then adjourned there being no other business before it.

John F. Lohse, Secretary

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## Trustees Meeting – California Powder Works

San Francisco 11 November 1865

In pursuance of a resolution passed at a meeting of the Stockholders of The California Powder Works, held on the 30th day of October, 1865, declaratory of their opinion that the Trustees should take legal proceedings to increase the Capital stock of the Company, a meeting of the Board of Trustees was held this day when were present, Sime, Parrott, Peck, Baird.

The meeting was called to order by the President, when the minutes of the last meeting were read and approved.

The meeting being called for the propose as above stated of taking the necessary legal proceedings to increase the Capital stock in the sum of One-hundred thousand dollars, it was on motion of Mr. Peck, seconded by Mr. Baird.

Resolved, that the following notice be published for not less than four weeks in the daily Alta California newspaper, published in this City to wit:

## To the Stockholders of the California Powder Works

A meeting of the stockholders of the California Powder Works is hereby called and will be held at the office of the said Corporation No. 318 California Street upstairs, in the City and County of San Francisco, on Thursday the 14th day of December A. D. 1865 at 12 o'clock N. to consider and act upon a proposal that will be then and there submitted to increase the Capital stock of the said Corporation from Two-hundred Thousand dollars to Three-hundred thousand dollars.

The punctual attendance of each and every stockholder is requested. Proxies in legal form and duly stamped may be directed to the Secretary.

San Francisco 11th November A. D. 1865

On motion of Mr. Peck, seconded by Mr. Baird, it was resolved that a committee be appointed by the President to enquire into the expediency of disposing of by a sale or by shipment of a portion of our present excessive stock of Saltpeter and of investing its proceeds in Nitrate of Soda. Said committee to report at as early a day as possible.

The President thereupon appointed Mr. J. Parrott to……..

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….. J. A. Peck to act as such committee

The meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

## Stockholders Meeting of the California Powder Works

San Francisco 14th December 1865

At a meeting of the Stockholders of The California Powder Works held this day, and called in accordance with a resolution passed at a meeting of the Board of Trustees held on the 11th November A. D. 1865 and notice of which was duly published in accordance with law in the Alta California newspaper of this City and County, as follows:

To the Stockholders of the California Powder Works.

A meeting of the stockholders of the California Powder Works is hereby called and will be held at the office of the said Corporation N0. 318 California Street, upstairs, in the City and County of San Francisco, on Thursday the 14th of December 1865 at twelve o'clock N to consider and act upon a proposal that will be then and there submitted to increase the Capital stock of the said Corporation from two-hundred thousand dollars to Three-hundred thousand dollars. The punctual attendance of each and every stockholder is requested. Proxies in legal form and duly stamped may be directed to the Secretary.

San Francisco November 11th 1865

Signed: J. Parrott, Trustee; J. H. Baird, Trustee; J. A. Peck, Trustee; C. A. Eastman, Trustee.

John F. Lohse - Secretary

There were present in person:

| | |
|---|---|
| J. H Baird | 40 shares |
| C. J. Brenham | 20 shares |
| S. F. Butterworth | 20 shares |
| W. T. Coleman | 10 shares |
| C. A. Eastman | 40 shares |

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| | |
|---|---|
| John Parrott | 40 shares |
| J. A. Peck | 40 shares |
| J. Sime | 40 shares |
| J. Mora Moss | 10 shares represented by proxy, J. H. Baird |
| J. G. Kittle | 40 shares represented by proxy, N. G. Kittle |

Three hundred shares, or three fourths of the Capital stock, being represented, the meeting came to order, when on motion of Mr. Butterworth, seconded by Mr. Coleman, Mr. John Sime was called to the Chair, and John F. Lohse appointed Secretary. Minutes of last Stockholders Meeting, read & approved.

The object of the meeting as stated by the Chairman was as the call or notice indicated, to consider and act upon the proposition made, to increase the Capital Stock of the Company from Two-hundred thousand dollars to Three-hundred thousand dollars.

On motion of Mr. Butterworth, seconded by Mr. J. A. Peck, Resolved that the Capital Stock of the Company be increased as proposed, from Two-hundred thousand to Three-hundred thousand dollars.

On this motion, the Secretary was appointed Teller, and a vote was taken with the following results in favor of the increase of the Capital Stock – to wit: 300 Shares as above stated voting in favor thereof.

The following motion was submitted by Mr. Butterworth after some preliminary remarks by him for the purpose of eliciting the sense of the Stockholders on the subject to which it relate to wit:

Resolved, that as the duties and labors of the President of this Company are many and onerous, the Board of Trustees be requested to portion to him a proper yearly salary in compensation and requital therefore.

The meeting then adjourned, there being no other business before it.

John F. Lohse, Secretary

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## State of California

### City and County of San Francisco

This is to certify that in pursuance of the provisions of an Act of the Legislature of the State of California entitled “an Act to provide for the formation of Corporations for certain purposes” The California Powder Works a manufacturing Corporation duly organized and existing under the provisions of the said Act, and having its principal place of business at the City and County of San Francisco, has taken the necessary steps to increase its Capital Stock from Two-hundred thousand dollars to Three-hundred thousand dollars.

That a notice of which the following is a full and true copy was published daily from the eleventh day of November A. D. 1865, to the fourteenth day of December A. D. 1865, in the Daily Alta California, a daily newspaper of general circulation printed and published in the City and County of San Francisco.

To the Stockholders of the California Powder Works: A meeting of the Stockholders of The California Powder Works is hereby called and will be held at the office of the said Corporation, No. 318 California Street, upstairs, in the City and County of San Francisco on Thursday the 14th day of December A. D. 1865 at twelve o'clock N. to consider and act upon a proposal that will be then and there submitted to increase the capital stock of the said Corporation from Two-hundred thousand to Three-hundred thousand dollars. The punctual attendance of each and every Stockholder is requested. Proxies in legal form and duly stamped may be directed to the Secretary.

San Francisco November 11th 1865.

J. Parrott, J. H, Baird, J. A. Peck, C. A. Eastman - (Trustees)

A true copy: John F. Lohse, Secretary

That the said J. Parrott, J. H. Baird, J. A. Peck and C. A. Eastman constituted a majority of the Trustees of the said California Powder Works and that they and each…….

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…. of them signed the original of the notice hereinabove inserted.

That at the time and place specified in the said notice aforesaid, the meeting thereby called, was duly held.

That the entire Capital Stock of the said California Powder Works at the time of holding the said meeting was Two-hundred thousand dollars divided into Four- hundred Shares of Five-hundred dollars each, and that, at the said meeting, Three-hundred of the said shares were legally represented, to wit: Two-hundred and fifty shares, by the owners thereof, and Fifty shares by persons holding written proxies from the owners thereof, duly stamped under the revenue laws of the United States.

That at the said meeting, John Sime Esquire, was unanimously elected Chairman, and John F. Lohse was unanimously elected Secretary.

That at the said meeting on motion of S. F. Butterworth, seconded by John A. Peck, the following resolutions was adopted by a vote in favor thereof of Three-hundred Shares of the said Capital Stock of the said California Powder Works.

Resolved, that the Capital Stock of the Company be increased from Two-hundred thousand to Three-hundred thousand dollars in Gold Coin of the Unites States.

That the whole amount of the debts and liabilities of the said California Powder Works is Seventy-nine thousand four-hundred and thirty-seven dollars and fifty-two cents.

Therefore, by reason of the premises, this is to certify that the Capital Stock of the said California Powder Works is hereby increased from two-hundred thousand dollars to three-hundred thousand dollars.

Dated, San Francisco December 16, 1865

John Sime, Chairman of Meeting
John F. Lohse, Secretary of Meeting

State of California
City and County of San Francisco

John Sime and John F. Lohse having been severally duly sworn, each for himself deposes and….

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…. says:

That the affiant John Sime was Chairman and the affiant John F. Lohse, was Secretary of the meeting referred to in the above certificate.

That each and every the facts and statements in the said Certificate contained are true as therein set forth.

Subscribed and sworn to before me, this Sixteenth day of December A. D. 1865.

Signed, F. J. Thibault, (Notary)

Signed: John Sime, John F. Lohse

We the undersigned do hereby certify that we constitute a majority of the trustees of The California Powder Works and that each and every the statements contained in the foregoing Certificate an affidavit are true.

Hand notation: May 3rd, 1871

San Francisco December 16, 1865

Signed: J. Parrott, J. H. Baird, C. A. Eastman

Filed in the County Clerk's office San Francisco 16th December 1865

Filed in the Office of Secretary of State, Sacramento 18th December 1865.

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## Trustees Meeting of the California Powder Works

San Francisco 19th December, 1865

Upon call or the President, a meeting of the Trustees of The California Powder Works was held this day when were present Parrott, Sime, Baird, and Peck.

The meeting was called to order by the President, when the minutes of the last meeting were read and approved.

The committee appointed at the last meeting of Trustees to enquire into the expediency of disposing of a portion of the Saltpetre [sic], now stored in the Warehouse on Battery Street, report, that in their opinion, it is inexpedient for the present to dispose of any of the stock of Saltpetre [sic] now on hand.

The Secretary reports having made a contract for the delivery of a cargo of Nitrate of Soda, in accordance with a resolution passed at a meeting of the Board of Trustees held on the 13th day of October 1865. The copy of which contract is as follows, viz:

Agreement entered into between Mr. N. Bichard and The California Powder Works:

Mr. N. Bichard agrees to ship at Iquique or any other South American port for Santa Cruz, Santa Cruz County, California, Four-hundred (400) Tons more or less of 2240 lbs. each, refined Nitrate of Soda of not less than 96% fine, per American Bark Delaware now on the way to Iquique Peru.

The vessel to discharge her present cargo, to load the Nitrate, and to sail direct for Santa Cruz without unnecessary delay and to arrive at latter port on or before the first of May A. D. 1866.

The California Powder Works agree to receive the above Nitrate and to pay Mr. N. Bichard for the same in United States Gold Coin, four (4) cents per pound, gross weight, delivered duly paid as per Custom House weights, one half on deliver at the wharf at Santa Cruz and the balance Thirty (30) days thereafter.

Mr. N. Bichard agrees to instruct and authorize his Agents Cross & Co. that in case the Bark Delaware should from any cause not be available for the purposes on the Twentieth (20) day of February 1866, they are to charter another vessel on his account to fulfill the conditions of this agreement with as little delay as possible.

It is mutually agreed that in the event of refined Soda…

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…. not being able obtainable, unrefined shall be shipped, and that The California Powder Works will accept of the same on the same conditions as above at three & five-eighths (3 5/8) cents per pound, per Chili Standard of 93% fine.

Should Nitrate not be procurable, doing to war or other unforeseen circumstances, or should the vessel by which it may be shipped fail to reach the port of Santa Cruz, then this contract to be null and void.

San Francisco 30th November 1865

Signed: Nicholas Bichard, (seal), John F. Lohse, (seal)

Witnesses: A. Hyer, S. M. Hopkins [*sic*]

On motion of Mr. Baird, duly seconded,

Resolved, that the Secretary's report and contract be and is hereby accepted.

On motion of Mr. Baird, seconded by Mr. Peck,

Resolved, that the Secretary be authorized under sanction of the President, to purchase of Mr. Hare, the cargo of Nitrate now in the Company's warehouse, upon the best terms possible. Carried.

The meeting then adjourned subject to the call of the President

John F. Lohse, Secretary

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## Trustees Meeting of the California Powder Works

San Francisco 21 December 1865

Present: Messrs. Sime Peck, Parrott & Baird.

Meeting called by order of the President

Meeting called to order by the President when the minutes of the last meeting were duly read and approved.

Agreeably to a resolution passed at the last meeting of the Trustees, the Secretary reported having purchased, under sanction of the President, the cargo of Nitrate imported by Mr. C. Hare – the amount of pounds being Five-hundred thirteen thousand eight-hundred and fifty (513850) lbs. gross weight, and the price three & one-quarter (3 ¼) cents in bond – at three months from date, together with interest at one (1%) per cent per month.

The purchase being confirmed by the Board, the following resolution and preamble was offered by Mr. Baird, duly seconded by Mr. Peck, to wit: On motion of Mr. J. H. Baird, at a meeting of the Trustees of the California Powder Works held this day 21, December 1865 –

Resolved, that the note of this Company shall be executed in due form and issued under this date in favor of Mr. Charles Hare for the sum of Sixteen-Thousand Seven-hundred dollars, payable three months after date and bearing interest at one per cent per month – the same being in payment for 513850 pounds Nitrate at 3 ¼ cents per lb. in bond.

Carried.

The Secretary reports that a vacancy has occurred in the Board since its last meeting in the person of Mr. Eastman whose stock has been transferred. On motion of Mr. Baird, seconded by Mr. Peck,

Resolved, that this Board go into the election of a Trustee in the place of Mr. Eastman.

The Secretary being appointed Teller, reports a unanimous vote in favor of Mr. G. T. Lawton, who was thereupon declared elected.

The President reports having purchased the wharf & warehouse lately owned by David Gharky of Santa Cruz – together with a piece of property opposite said warehouse – deeds for all of which have been recorded and filed in this office. On motion of Mr. Baird, duly seconded by Mr. Peck,

Resolved, that the above purchase be approved of by this Board.

Carried.

Meeting adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 2nd January 1866

## Trustees Meeting

Present: Sime, Peck, Baird & Lawton.
Meeting called by order of the President.
Meeting called to order by the President.

The President stated that the object of the meeting was for the propose of adopting measures for the collection of the additional increase of the Capital Stock of the Company as authorized and created by the action of the meeting of the Stockholders held on the 14th December 1865.

The following form of a circular drawn up by Mr. Peck was offered and read, to wit:

(circular) Office of the California Powder Works
San Francisco, 2nd January 1866

Sir:

I have been instructed by the Board of Trustees to inform you that, in accordance with law, the Capital Stock of the California Powder Works has been increased from Two-hundred thousand to Three-hundred thousand dollars, the proper certificate to that effect filed in the office of the County Clerk, and a certified copy thereof transmitted to the Secretary of State.

Of this increase in the Capital Stock, the law secures to each of the present Stockholders the right to subscribe for his pro-rata of 50 per cent, and the Board of Trustees confidently indulge the expectation that each and all Stockholders will desire to avail themselves of the privilege for the following reasons:

That when the new Stock is taken, the Company will rest on a solid footing:

Will be prepared to discharge its liabilities – to provide, pay for, and keep on hand adequate supplies of materials:

To increase the Works to the extent absolutely demanded by the requirements of the market, for their products:

To at once declare dividends from profits: and

To impart to the stock a ready market value, as well as to make it a desirable form of investment.

The character of our Powder is now so fully established……

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… that the demand is in excess of the supply.

What is required is to increase our capacity of production and keep even pace with the demand.

At the present low price, caused by competition, the profits on Blasting Powder, (our chief production), are satisfactorily large.

Our Powder is now thoroughly introduced. All the numberless difficulties and prejudices incidental to, and inevitably attendant on the successful establishment of a new manufacture of Powder, are believed to be overcome; and the future progress and prosperity of the Company appears to be assured.

On the other page please find the form of an application for the additional stock.

John F. Lohse, Secretary

(Form of Application)

San Francisco, January 1866

John F. Lohse, Esq., Secretary of The California Powder Works.

Sir:

Please allot to the undersigned, _____ Shares of the additional Stock of One-hundred Thousand Dollars, authorized and created by the action of the meeting of the Stockholders of The California Powder Works, held at the office of the Company on the 14th day of December, 1865.

Very Respectfully

On motion of Mr. Peck, seconded by Mr. Baird, the above forms of circular and application were adopted.

On motion of Mr. Peck, seconded by Mr. Lawton, Resolved that the Secretary be and is hereby directed to wait upon the Stockholders, and solicit and receive their several subscriptions to the additional Stock of $100,000 - of the Company; and that the Secretary shall notify them that said additional Stock to be subscribed for, will be payable one half on the 20th instant and one half on the 10th February, on those days respectively at the office of the Company, in U. S. Gold Coin. And that the Secretary be further instructed to obtain from all stockholders declining to subscribe of the additional stock, a waiver of their rights to the same. Carried.

On motion, meeting adjourned subject to call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 2nd February, 1866

## Trustees Meeting

Present Messrs Sime, Peck, Baird, Parrott & Lawton.
Meeting called by order of the President.
Meeting called to order by the President.

The President stated that the object of the meeting was for the purpose of taking action upon the increased Capital Stock of such parties who had waived their rights thereto.

The Secretary presented a communication from Mr. I. E. Davis, a copy of which is as follows, San Francisco 12th January 1866.

To the President & Trustees of The California Powder Works
Gentlemen:

This is to notify you that I do not desire to have any interest in the new and increased Capital Stock of your Company, and that I hereby relinquish all rights to the same, retaining however my original interest in the Capital Stock heretofore paid up.

Yours, (signed) Isaac E. Davis
In presence of John F. Lohse

On motion of Mr. Baird, seconded by Mr. Peck, Resolved that the above communication be accepted & placed on file.

The Secretary further reporting having received two applications for the above increase of Capital Stock, one from Mr. B. M. Hartshorne & the other from M. Decker, said increase being for Ten Shared, it was on motion of Mr. Peck, seconded by Mr. Lawton, Resolved, that the Ten shares of increased Capital Stock waived by Mr. Davis, be allotted to Mr. Hartshorne, he paying par for the same.

No other business before the meeting it adjourned sine die.

John F. Lohse, Secretary

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## Office of The California Powder works

San Francisco 5th February, 1866

## Stockholders Meeting

The annual meeting of the Stockholders of The California Powder Works was held this day in pursuance to the By Laws of the Company, and by notice of a call duly advertised in the Daily Alta California.

The meeting was called to order by the President, and the Secretary ordered to read over the list of Stockholders. The following gentlemen were present, or represented to wit:

| | | | |
|---|---|---|---|
| J. H. Baird | 60 shares | Lazard Freres (proxy) | 40 shares |
| C. J. Brenham | 30 shares | J. Mora Moss (proxy) | 15 shares |
| S. F. Butterworth (proxy) | 30 shares | G. T. Lawton | 15 shares |
| B. Brewster | 20 shares | J. Parrott | 60 shares |
| I. E. Davis (proxy) | 20 shares | J. A. Peck | 50 shares |
| J. O. Earl | 15 shares | J. Sime | 60 shares |

| | | | |
|---|---|---|---|
| B. M. Hartshorne (proxy) | 10 shares | Lloyd Tevis | 60 shares |
| J. G. Kittle | 40 shares | | |

Being a total representation of Five-Hundred & Twenty-five Shares.

The minutes of the Stockholders meetings of 6th February 1865 & 14 December 1865, were then read by the Secretary, and on motion approved.

The reports of the President and Secretary were then received and on motion of Mr. Kittle, duly seconded by Mr. Brenham, the same were referred to a committee appointed by the President.

The President appointed upon said committee Messrs. Lloyd Tevis & J. G. Kittle.

On motion of Mr. Baird, seconded by Mr. Peck, Resolved that the Stockholders now proceed to the election of five Trustees by ballot, to serve for the ensuing year, or until their successors are elected, and that the President appoint two tellers to receive and report the ballots. The President appointed Messrs. C. J. Brenham & C. A. Eastman, said Tellers, who reported the results of the vote as follows:

Total representation 525 shares.

Necessary for a choice 263 shares.

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| | | |
|---|---|---|
| Mr. J. H. Baird | received | 525 votes |
| Mr. B. Brewster | received | 485 votes |
| Mr. G. T. Lawton | received | 470 votes |
| Mr. J. Sime | received | 465 votes |
| Mr. J. A. Peck | received | 415 votes |
| Mr. J. Parrott | received | 55 votes |
| Mr. S. F. Butterworth | received | 40 votes |

On motion of Mr. Kittle, seconded by Mr. Brenham, Resolved, that Messrs. Baird, Brewster, Lawton, Sime and Peck be declared unanimously elected as Trustees of the California Powder Works for the ensuing year, Carried.

Mr. Sime having retired, Mr. J. H. Baird was called to the chair when the following preamble and resolution were offered by Mr. J. A. Peck and seconded by Mr. C. J. Brenham, which were unanimously adopted to wit:

Whereas, it is well known to and gratefully acknowledged by all the Stockholders of the California Powder Works, that John Sime Esq. the President of the Company, has hitherto faithfully and assiduously discharged the very onerous and responsible duties of Construction Agent of the Mills and Works to which duties he has devoted the large measure of time, labor & thought required to plan, construct and perfect the same, as well as to organize and reduce to a system the labour [sic] employed all of which services have been discharged with such ability as to win the approbation of the Stockholders.

And, whereas for these signal services to the Company, all formal compensation has been generously declined by him. Now therefore be it Resolved: That a committee of three Stockholders be appointed by the Chair to devise and obtain a suitable and acceptable testimonial and to present the same in the name and on behalf of The California Powder Works to John Sime Esq. as a mark of the appreciation, by this meeting, of the services rendered by

him to the Company. And, be it further, Resolved, that a fair copy of these proceedings, duly certified, be delivered to Mr. Sime by the Committee.

The Chair appointed Messrs. Brenham, Peck, & Brewster as such committee, and the meeting thereupon adjourned subject to the call of the President.
John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 5th February, 1866

## Trustees Meeting

Present: Messrs. Sime, Baird, Lawton, Peck, and Brewster.
The meeting organized by calling Mr. Baird to the Chair, and making J. F. Lohse Secretary.

On motion of Mr. Lawton, seconded by Mr. Peck, Resolved that the Board elect by ballot, a President for the ensuing year. Mr. Lawton nominated Mr. J. Sime for President, who received four votes (by ballot) and was thereupon declared unanimously elected.

The Board then went into the election of Secretary & Treasurer on motion of Mr. Brewster, seconded by Mr. Lawton. Mr. Peck being appointed Teller, reported four votes cast for J. F. Lohse who was thereupon declared unanimously elected.
The meeting thereupon adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 10th February 1866

## Trustees Meeting

Present Messrs. Sime, Brewster, Peck & Baird.
Meeting called by order of the President. (Sime)
Minutes of the last meeting read & approved.

On motion of Mr. Peck, seconded by Mr. Brewster, it was Resolved, That the Secretary be and he is hereby requested and authorized to call in forthwith all the Certificates of Stock in the Company heretofore issued, and issue in place thereof New Stock certificates prepared in conformity to the increased Capital of the Company: And also that he shall issue to the several subscribers to the increased Stock of $100,000. Stock Certificates representing the same. Carried.

The President reported having appointed Mr. J. W. Willard Superintendent of the Company works at Santa Cruz at the salary of $150 per month. The same was approved by the Board, whereupon the meeting adjourned subject to the call of the President.

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 2nd March, 1866

## Trustees Meeting

Present Messrs. Sime, Baird, Lawton, Peck, & Brewster.
Meeting called by order of the President.

Minutes of last meeting read & approved.

The President stated that he had held a conversation with Mr. Samuel Adams, who was willing to purchase an interest in the Company Wharf & Warehouse at Santa Cruz. It was on motion of Mr. Brewster, seconded by Mr. Baird. Resolved, that the matter of wharf & warehouse be referred to the President with power to act as to sale to Mr. Adams. Carried.

On motion of Mr. Brewster, seconded by Mr. Baird, it was Resolved, that the President be authorized to build a Magazine to contain about 5000 kegs of Powder, at such a point adjacent to the Company Wharf as he may deem most convenient and secure. Carried.

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On motion of Mr. Baird, seconded by Mr. Brewster, Resolved, that a committee of three be appointed by the President to consider the subject of procuring ground for a Magazine near this City. (San Francisco) Carried.

The President appointed Messrs. Baird, Brewster & Peck as such committee, whereupon the meeting adjourned until Monday evening 5th at 8 o'clock. John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 5th March, 1866

## Trustees Meeting

Present Messrs. Sime, Brewster, Peck, Baird, & Lawton.
Meeting called by order of the President.
Minutes of the last meeting were read & approved.

The Committee appointed at last meeting for the purpose of procuring ground for a Magazine near this City, was allowed further time to report.

The President stated the object of the meeting to be for the purpose of taking into consideration the building erection of new machinery and the location of the new increase of works.

After considerable discussion on the part of the members present, it was on motion of Mr. Baird, seconded by Mr. Brewster, Resolved, that the President be requested to contract for a Double Wheel Mill to be run by steam, and to increase the Works correspondingly, and that he be authorized to locate the same with due reference to the safety of the Company Works. Carried unanimously.

On motion of Mr. Baird, seconded by Mr. Lawton, resolved that Messrs. Peck and Brewster be appointed as a committee of two to take the necessary steps towards procuring a cargo of Nitrate, with power to act. Carried.

Meeting adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 21st March 1866

## Trustees Meeting

Present Messrs. Sime, Baird, Peck, Brewster & Lawton.
Meeting called to order by the President.

Minutes of the last meeting were read and approved.

The committee (Messrs. Peck & Brewster) appointed at the last Trustees meeting for the purpose of taking the necessary steps towards the procuring of Nitrate of Soda for the Works, report having made the following contracts with Mr. N. Bichard, to wit:

The first, for Two-hundred Tons (200) Nitrate of Soda per schooner Toando, vessel to sail for Iguique within (13) thirteen days from the 16th instant, The second contract, for a cargo of Four-hundred and Twenty (420) tons more or less, per Brig Commodore which vessel is about to sail for Auckland, N. S. W. and from there to Iquique Peru. The price of Nitrate per Toando to be four & one-half (4 ½) cents duty paid. That per Commodore to be four and one-quarter (4 ¼) cents duty paid, and both cargoes to be not less than 96% (Chili Standard) fine. And furthermore the Committee have agreed to furnish Messrs. Judson & Shephard with one-hundred tons from each cargo as prices above named, This Nitrate to be delivered in San Francisco by Mr. N. Bichard.

The Committee further report having authorized Messrs. Rodgers, Meyer & Co. to order through Messrs. Graham Rowe & Co. of Valparaiso a cargo of Nitrate of Soda of about 400 tons, said Nitrate to be as near 96% fine as possible. The Committee furthermore report the contracts made with Mr. Bichard, signed & on file in this office.

On motion of Mr. J. H. Baird, seconded by Mr. G. T. Lawton, it was resolved, that the report of the committee on Nitrate of Soda be accepted, and that the committee rest from further action until they receive further instructions from the Board of Trustees.

The President as committee on increase of machinery, reports having received bids with plans, from the Miners and Union Foundries, and presented the same to the Board for their consideration.

On motion of Mr. Peck, seconded by Mr. Brewster, it was resolved that the feeling of the Board is that the contract for the increase of machinery at the Company's Works at Santa Cruz, be awarded to Messrs. Howland, Angell & King of the Miner's Foundry of this City……..

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…. and that Messrs. Sime and Baird are a committee to perfect details and make said contract. Carried.

The President further reporting having sold to Mr. Samuel Adams three-eighths interest in the Wharf and Warehouse property at Santa Cruz (the Hutchison lot excluded). The same was on motion of Mr. Baird seconded by Mr. Peck, duly ratified.

The Secretary reporting to the Board that the internal revenue tax is now made payable in the currency in which the returns are monthly made and that the price of the Union Mills powder has been selling at the price of Four dollars, less revenue tax and commissions, it was on motion of Mr. Baird, seconded by Mr. Peck, resolved that from on and after the First day of April 1866, the price of all Blasting Powder manufactured by the Company shall be at the rate of Four dollars and one-quarter per keg. Carried.

No other business before the meeting, it then adjourned subject to the call of the President.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 2nd May 1866

## Trustees Meeting

Present Messrs. Sime, Baird, Brewster, Peck, & Lawton.
Meeting called by and to order by the President. (Sime)

Minutes of the last meeting read and amended so as to read viz:

The committee on Nitrate of Soda further report that the Nitrate contracted for with N. Bichard per Schooner Toando and Brig Commodore, for account of The California Powder Works, is to be delivered by him at the Company's wharf at Santa Cruz. Adopted.

The President stating that he has called the meeting for the propose of considering what amount the Company will subscribe towards the new road now about to be built above the Powder Mills, it was on motion of Mr. Baird, seconded by Mr. Brewster, Resolved, that the President be authorized to subscribe for the same in a sum not to exceed Five-hundred dollars, at his discretion.

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The Secretary reported that the supply of Brimstone at the Mills was sufficient to last until about the 10th day of June and that the first invoice to arrive from New York per Harry Bluff could not be looked for until after that date, it was on motion of Mr. Baird seconded by Mr. Lawton, resolved, that the President be authorized to order One-hundred (100) tons of rolled brimstone, 1st quality, from England, via Cape Horn, through Messrs. Alsop & Co. of this City.

On motion of Mr. Brewster, seconded by Mr. Baird, resolved, that for the purpose of meeting our present wants the President is hereby authorized to order fifty barrels from New York, the same to be ordered by telegraph, and to be shipped per steamer of 11th May, slow freight.

On motion of Mr. Peck, seconded by Mr. Baird, resolved that the President be authorized to make such arrangements with Mr. S. Adams in regard to the lease of land and warehouse at Santa Cruz, belonging to the Company as in his opinion may seem best for the interests of the Company. Carried.

On motion of Mr. Baird, seconded by Mr. Lawton, resolved that Mr. Peck be requested to write to our delegation in Washington in regard to the shipment of explosive substances, to this port.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 16th May 1866

## Trustees Meeting

Present Messrs. Sime, Peck, Lawton, Baird, & Brewster.
Minutes of last meeting read & approved.

The President stated that the meeting was called for the propose of hearing the report of the different committees appointed at the last meeting and to take action relative to the settlement of the Delaware's cargo, just landed at Santa Cruz. Also to make the necessary arrangements in regard to the purchase of a new set of hydraulic pumps for the work now under construction.

On motion of Mr. Baird, seconded by Mr. Brewster, resolved that the President be authorized to order of Messrs. Gordon & Rea, New York, one pair Hydraulic Pumps, the same to be shipped by steamer slow freight.

On motion of Mr. Baird, seconded by Mr. Lawton, resolved that the President order a duplicate of the Corning Mill built either here or at Woodward & Beach, Hartford, as in his opinion may seem best for the interests of the Company.

The Secretary reported the Delaware's cargo delivered 12th instance and amounting to Lbs. 869,538 gr. at 4 cents = $34,781.52 for one half of which Mr. N. Bichard desired the Company's note at 30 days as per contract signed. The delivery of the cargo being accepted by the Board, the following preamble and resolution was offered by Mr. Peck, to wit:

On motion of Mr. J. A. Peck, at a meeting of the Trustees of The California Powder Works held this 16th May 1866, resolved that the note of this Company shall be executed in due form and issued under the date of 12th May 1866 in favor of Mr. N. Bichard for the sum of $17,390.76 dollars payable in thirty days after date, without interest and in United States Gold Coin.

The meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 11th June 1866

## Trustees Meeting

Present, Messrs. Sime, Peck, Baird, Brewster & Lawton (Sime President)
Minutes of last meeting read and approved.

The object of the meeting as stated by the President was to make provision for the payment of the note due this day to Mr. N. Bichard, amounting to $17,390.76. The President further remarking that this sum or more could be negotiated for with Messrs. Alsop & Co. at ninety days & interest at one per-cent per month. On motion of Mr. J. A. Peck seconded by Mr. B. Brewster the following preamble and resolution was offered, viz:

At a meeting of the Board of Trustees of The California Powder Works held this 11th day of June 1866, it was on motion of Mr. J. A. Peck duly seconded by Mr. B. Brewster, resolved, that the note of the Company shall be executed in due form and issued under this date (11th June 1866) in favor of Messrs. Alsop & Co. For the sum of Twenty-five Thousand dollars, payable ninety days after date and bearing interest at one per-cent per month

No other business coming before the meeting, it adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 13th September 1866

## Trustees Meeting

Present: Messrs. J. H. Baird, B. Brewster & J. A. Peck.

Owing to the absence of the President, Mr. J. Sime, said absence being caused by continued severe illness. On motion of Mr. Peck, duly seconded by Mr. Brewster, Mr. J. H.

Baird was called to the Chair, when the Secretary read the minutes of the last meeting which were duly approved.

The object of the meeting as stated by Mr. Peck, was for the purpose of taking some action upon an offer made by Messrs. Howland, Angell & King, for the purchase of Eighteen Shares of the Increased Capital Stock, held by the Company – said offer being at the rate of $600. per share.

Whereas The California Powder Works are owners of Eighteen Shares of its Capital Stock, the sale of which is now desirable in view of the large expenditures made necessary by the enlargement of the Works now in progress, and, Whereas, Messrs. Howland, Angell & King have applied for all of the said shares, and offer Twenty per cent premium upon the same – which is deemed to be a satisfactory price, now be it Resolved, that the Secretary be authorized and he is hereby authorized and required to issue said shares to said Howland, Angell & King at the prices above named – viz, Twenty per cent premium. Carried.

The Secretary having notified the Board of the payment on the 31st August 1866, of Five Thousand dollars on account of the Note of Twenty-five Thousand Dollars issued to Messrs. Alsop & Co. on the 11th June 1866, and which note matured on the 12th of the present month, said payment of the balance due on said note should be extended Sixty days after maturity of the same, at one and a quarter per cent interest per month. The following preamble & resolution was offered by Mr. Brewster & seconded by Mr. Peck, viz:

Whereas the arrangements and the payments spoken of by the Secretary were made without the formal assent and direction of the Board of Trustees, now be it Resolved…….

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….. actions of the Secretary in the above recited premises, be and it is hereby ratified and approved.

No other business before the Board it adjourned subject to the call of the President.

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 29th September 1866

## Trustees Meeting

Called by order of the President

Present Messrs. J. Sime, J. H. Baird, & B. Brewster.

Minutes of last meeting read and approved.

As stated by Mr. Brewster, the object of this meeting was for the purpose of taking some action upon the continuance or otherwise, of shipments of Sulphur [sic] from New York for account of the Company. It being fully shown that the Company has sufficient and ample stock both at the Mills, and on the way to last them for nine or ten months hence, it was on motion of Mr. B. Brewster, seconded by Mr. Baird, Resolved, that in view of the accumulated stock of sulphur [sic] with the increase of home productions, that the Secretary be and is hereby instructed and authorized to telegraph to Mr. C. A. Townsend in New York to stop shipment until further orders.

The meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 30th October 1866

## Trustees Meeting

Present, Messrs. Sime, Baird, Lawton & Brewster.
Minutes of last meeting read and approved.

The object of the meeting being for the purpose of authorizing the issuance of a note to Mr. N. Bichard in settlement of cargo of Nitrate of Soda ex Brig Commodore. On motion of Mr. Brewster seconded by Mr. J. H. Baird, the following preamble & Resolution was offered, viz:

At a meeting of the Board of Trustees of the California Powder Works held this 30th day of October 1866, it was on motion of Mr. B. Brewster, seconded by Mr. J. H. Baird,

Resolved, that the note of the Company shall be executed in due form and issued under date of 29 October 1866, in favor of Mr. N. Bichard for the sum of Nineteen-thousand two-hundred & eighty-seven 94/100 dollars, payable ninety days after date, without interest. Carried

Meeting adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 10 November 1866

## Trustees Meeting

Present, Messrs. Baird, Sime, Brewster & Peck.
Minutes of last meeting read and approved.

The meeting being called for the purpose of authorizing the issuance of a note for Fifteen-thousand dollars against that amount loaned to the Company by Mr. B. Brewster, on motion of Mr. J. H. Baird, seconded by Mr. J. A. Peck, the following preamble and resolution was offered viz:

At a meeting of the Board of Trustees of The California Powder Works held this 10th day of November 1866, it was on motion of Mr. J. H. Baird, seconded by Mr. J. A. Peck,

Resolved, that the note of the Company shall be executed in due form, and issued under date of 9, November 1866 in favor of Mr. B. Brewster for the sum of Fifteen-thousand dollars, payable Sixty days after date, with interest at one & one quarter per cent per month. Carried.

No other business before the meeting it adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 20 November 1866

## Trustees Meeting

Present: Messrs. Sime, Brewster, Peck, Baird & Lawton.
Meeting called by order of the President. (Sime)
Minutes of last meeting read and approved.

The meeting being called for the propose of authorizing the issuance of a note to Messrs. Howland, Angell & King, on account of balance due them, the following preamble and resolution was offered by Mr. J. A. Peck seconded by Mr. J. H. Baird, viz:

At a meeting of the Board of Trustees of The California Powder Works held this 20th day of November 1866, it was on motion of Mr. J. A. Peck, seconded by Mr. J. H. Baird, Resolved, that the note of the Company shall be executed in due form and issued under date of 20 November 1866 in favor of Messrs. Howland, Angell, & King for the sum of Six-thousand dollars, payable sixty (60) days after date, with interest at one & one-quarter per cent until paid. Carried.

The Secretary notified the Board to the effect that a charter had been made with the Brig Commodore for a full cargo of Nitrate of Soda - freight $12. - per ton - Nitrate to be delivered at Santa Cruz. On motion of Mr. Lawton, seconded by Mr. Peck, the above charter was duly ratified by the Board.

On motion of Mr. J. H. Baird, seconded by Mr. G. T. Lawton, Resolved that Mr. B. Brewster & Mr. J. A. Peck, heretofore appointed as a committee on the subject of supplies of Nitrate of Soda are hereby instructed to take such measures as they may judge most expedient and proper to secure a cargo or the required supplies of 350 to 450 tons of Nitrate on the best terms, said supplies to reach here within six months and report their actions on this resolution at the next meeting.

Meeting adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 26 November 1866

## Trustees Meeting

Present Messrs., Sime, Lawton, Baird, Peck, & Brewster.

The meeting was called to order by the President when the minutes of the last meeting were read & approved.

The committee on Supplies of Nitrate of Soda, appointed at the last meeting, asked for further time to report. Granted.

Mr. Peck presented the bills of wharfages on the Bark Bleng, as paid by the Captain at Santa Cruz, which bills the agents Messrs. Rodgers, Mayer & Co. considered too high, and asked for a remission & return of a portion of the charges therein contained.

On motion of Mr. Brewster, seconded by Mr. Baird, Resolved that the matter be referred to a committee composed of Mr. Peck & G. T. Lawton, with the power to settle the bill. Motion carried.

On motion of Mr. Baird, seconded by Mr. Peck, it was resolved that Messrs. Sime & Brewster be appointed a committee to confer with Mr. S. Adams, so as to establish a list of prices for the government of the Santa Cruz Wharf Company.

The President notified the Board that he had appointed Mr. B. Peyton Superintendent of the Company's Works at Santa Cruz, in place of Mr. J. W. Willard, and that his term of office is to commence on the 1st December 1866. On motion of Mr. J. H. Baird, seconded by Mr. Peck,

Resolved that the appointment as made by the President be confirmed, and that the Superintendent's salary be at the rate of $225. per month.
Meeting adjourned subject to call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 1st December 1866

## Trustees Meeting

Present, Messrs. Sime, Peck, Baird, & Brewster.

The meeting was called by order of the President & by him called to order, when the minutes of the last meeting were duly read by the Secretary and approved.

Mr. Peck, one of the committee appointed at the last meeting to confer with Messrs. Rodgers, Meyer & Co., in regard to claim for wharfages, made by Bark Bleng, reported having settled the same by an allowance of $12,50. Report accepted & committee discharged.

Messrs. Peck & Brewster, committee on supplies of Nitrate of Soda, appointed at a meeting held 20th November last, report having made arrangements with Messrs. Rodgers, Meyer & Co. of this city for two cargoes of Nitrate of Soda of about Four-hundred tons each, the first per Brig Commodore now on her way to Melbourne, Australia & from thence to Valparaiso, & the second cargo to be shipped in such suitable vessel as their agents in Valparaiso may be able to secure within two months after receipt of advices. On motion the report of the committee was accepted, and the committee discharged.

Bids for carrying the Company's freight to and from Santa Cruz for ten months commencing 11th January 1867, were received from Messrs. S. Adams, Brennan & Co., & C. G. Mc Almond. On motion of Mr. Peck, seconded by Mr. Brewster, the same were referred to the President Mr. J. Sime, with full power to act and close contract.

The Secretary having laid before the Board a letter from Mr. Willard tendering his resignation as Superintendent, it was on motion of Mr. Peck, seconded by Mr. Baird, Resolved, that the resignation of J. W. Willard as Superintendent be accepted, to take effect on the arrival of his successor at the Works and of his assuming the duties of Superintendent. And, further, that the Salary of Mr. Willard be continued until the close of the year.

No further business before the Board, it adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 24th December 1866

## Trustees Meeting

Present, Messrs. Sime, Baird, Brewster, Peck, & Lawton.
Meeting called by order of the President.
Minutes of the last meeting read and approved.

The President reported having made a contract with Messrs. Brennan & Co., Thomas Lemman [*sic*] & Robert Sudden, for the transportation of the Company's freight to and from Santa Cruz for the term of ten months, commencing on the 11th day of January 1867. The

contract was read by the Secretary when upon motion of Mr. Baird seconded by Mr. Peck, the same was duly approved, & the contract ordered placed on file.

Letters from the Superintendent under date of 21st instant, announcing the destruction of the bridge which supported the steam pipe, and also the loss of the pipe, were received and their several contents duly placed before the Board. On motion of Mr. Peck, seconded by Mr. Baird, Resolved that the President appoint a committee to obtain information in regard to and enquire into the expediency of erecting a temporary wire suspension bridge. The President appointed Mr. Peck, said committee.

On motion of Mr. Baird, seconded by Mr. Peck, Resolved that the President and the Superintendent contract for the construction of a bridge across the San Lorenzo connecting the boilers with the Engine.

The meeting then adjourned until Wednesday afternoon 26th instant, at 3 ½ o'clock.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 27th December 1866

## Trustees Meeting

Present, Messrs. Sime, Baird, Peck, Lawton, & Brewster.

Meeting called by order of the President. (Sime)

Meeting called to order by the President, when the minutes of the last meeting were read and approved.

Mr. J. A. Peck, committee appointed at the last meeting to obtain information in regard to and enquire into the expediency of erecting a temporary wire suspension bridge across the San Lorenzo River, at the Company's Works, reports that the cost of a temporary suspension box to hold the steam pipe would be about six-hundred dollars. After due deliberation by the Board, on motion of Mr. Baird, seconded by Mr. Brewster, Resolved that further action upon the same be postponed & the committee discharged.

On motion of Mr. Baird, seconded by Mr. Lawton, resolved that Mr. B. Brewster, & J. F. Lohse, be appointed a committee to examine into construction account as it appears on the Company's books, & report at the next meeting.

The meeting then adjourned subject to call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 21 January 1867

## Trustees Meeting

Present, Messrs. Sime, Baird, Lawton, Peck, & Brewster.

The meeting was called to order by the President, when the minutes of the last meeting were read & approved.

The committee on Construction & other accounts were allowed further time to report.

The object of the meeting as stated by the President, being to make provisions for the payment of the note due 30th instant to N. Bichard for $19,287.94 and that this sum or more

could be negotiated for with the Merchants Mutual Marine Insurance Company at Ninety days, with interest at one percent per month until paid. On motion of Mr. G. T. Lawton seconded by Mr. J. A. Peck the following preamble & resolution was offered, viz:

At a meeting of the Board of Trustees of The California Powder Works held this 21st January 1867, it was on motion of Mr. G. T. Lawton seconded by Mr. J. A. Peck, Resolved, that the note of the Company shall be executed in due form and issued under date of 30 January 1867 in favor of Messrs. B. Brewster & J. H. Baird for the sum of Twenty-five Thousand dollars, payable (90) ninety days after date with interest at one per cent per month until paid.

Mr. Peck stated that the President of the California Pioneer Fuse Manufacturing Co., Mr. W. H. Rodda, had applied to him to know whether arrangements could be made with the California Powder Works whereby the manufacture of Fuse could be carried on at the Company Mills or on their grounds. After mature deliberation by the several members of the Board, it was deemed inexpedient to enter into any such arrangement with Mr. Rodda, and on motion duly seconded, Mr. Peck was appointed a committee to confer with Mr. Rodda, and express to him the views of the Directors.

Meeting adjourned. John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 4th February 1867

## Stockholders Meeting

The annual meeting of the Stockholders of The California Powder Works was held this day, in pursuance to the By Laws of the Company, and by notice of a call duly advertised in the Alto California.

The meeting being called to order by the President (Sime) the roll was called by the Secretary when there were found to be present & represented by proxy, viz:

| | | |
|---|---|---|
| J. H. Baird | 79 Shares | |
| B. Brewster | 53 Shares | |
| F. Collier | 10 Shares | |
| N. G. Kittle | 40 Shares | |
| G. T. Lawton | 15 Shares | |
| J. Sime | 40 Shares | |
| C. J. Brenham | 30 Shares | |
| John Parrott | 40 Shares | by proxy J. Sime |
| T. Parrott | 20 Shares | |
| J. A. Peck | 40 Shares | |
| F. G. Smith | 15 Shares | |
| Lloyd Tevis | 40 Shares | by proxy J. Sime |
| S. C. Hastings | 30 Shares | |
| P. Decker | 10 Shares | |
| W. C. Walker | 10 Shares | |
| J. Mora Moss | 16 Shares | by proxy J. H. Baird |
| W. T. Coleman | 15 Shares | by proxy G. Platt |

Making a total representation of Five-hundred & three Shares.

The minutes of the last annual meeting, held 5 February 1866, were then read by the Secretary and on motion approved.

Mr. Kittle one of the Committee on Secretary's accounts, reported having examined the same partially, and that as far as examined he had found them correct. He had not examined them as fully as desired, not having been able to obtain the assistance of Mr. L. Tevis, who was also appointed as one of the Committee. On motion of Mr. F. Collier, seconded by Mr. J. H. Baird, report accepted as far as examined.

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Mr. Peck of the Committee consisting of Messrs. Peck, Brenham, & Brewster appointed at the last annual meeting of Stockholders, and charged with the duty to procure and present to the President J. Sime Esq. a testimonial expressive of the grateful appreciation in which his services are held by the Company, made a verbal report stating in effect that the Committee, after due deliberation, decided upon a service of Plate, as the most suitable mark of regard. That accordingly they caused to be prepared a service of silver appropriately inscribed which they presented to Mr. Sime in the name & behalf of the Stockholders of The California Powder Works and that in the ceremony of presentation the following correspondence took place between the Committee and Mr. Sime, to wit:

San Francisco February 1866
John Sime Esq.
San Francisco

Sir:

We have the honor to place in your hands a true copy of the Record of certain proceedings of the Stockholders meeting of The California Powder Works, held on the 5th day of the present month.

A perusal of these proceedings will inform you that to the undersigned was delegated the agreeable and delicate duty of devising & procuring a suitable Testimonial to be presented to yourself in the name and on behalf of The California Powder Works, as a mark of appreciation by the meeting of the many valuable services it has pleased you generously to render to the Company from its formation to the present day.

In the discharge of the duty assigned to us we have thought to procure the accompanying Service of Silver as a not inappropriate expression of the sense of all our Stockholders. That to your well directed and untiring efforts the Company is largely indebted for its triumph over great difficulties and discouragements.

We therefore venture to have hope that you may feel at liberty to accept this token of gratitude and respect, from those whose long association with yourself spontaneously prompts them to tender it.

We are,
Signed, J. A. Peck, C. J. Brenham, B. Brewster

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Answer

San Francisco February 23, 1867

Gentlemen:

Be pleased to receive my grateful acknowledgments for the unexpected and beautiful testimonial presented to me through yourselves by The California Powder Works.

As a mark of the approval of my past efforts (such as they were) to serve the Company and as an expression of continued regard and confidence on the part of my associates, it could not be otherwise than acceptable, and it will always give me pleasure to cherish the gift and reciprocate the kindly feelings which prompted it.

I am Sirs, Your obedient Servant, (Signed) John Sime

The report and action of the Committee being approved by the meeting the Committee was discharged.

The Secretary's annual report was then presented, and on motion of Mr. N. G. Kittle, seconded by Mr. F. Collier, received and ordered placed on file.

On motion of Mr. J. H. Baird, duly seconded. Resolved that the President appoint a committee to examine the Company's books, and report to the Trustees the result of their examination. The President appointed Mr. N. G. Kittle and C. J Brenham said Committee.

On motion of Mr. J. A. Peck, seconded by Mr. F. Collier. Resolved that the Stockholders now proceed to the election of Trustees for the ensuing year, or until their successors are elected, & that the President appoint two tellers to receive and report the ballots.

The President appointed Messrs. Kittle, & F. Collier said Tellers, who reported the results of the vote, as follows:

503 votes cast

252 votes necessary for a choice.

Messrs., J. Sime, J. H. Baird, B. Brewster, & J. A. Peck each received 503 votes. Mr. Tiburcio Parrott, 255 votes, and Mr. G. T. Lawton 248 votes.

On motion of Mr. G. T. Lawton, seconded by Mr. Kittle, Resolved that Messrs. J. Sime, J. H. Baird, B. Brewster, J. A. Peck, & T. Parrott be declared elected Trustees for the ensuing year. Meeting then, on motion duly seconded, adjourned.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 5th February 1867

## Trustees Meeting

Present, Messrs. Sime, Peck, Baird, Brewster, & Parrott.

The meeting organized by calling Mr. Sime to the Chair, & making J. F. Lohse, Secretary

The minutes of the last Trustees meeting were then read & approved.

On motion of Mr. Baird, seconded by Mr. Peck, Resolved that the Board now go into an election of Officers for the ensuing year. The members proceeding to a vote, the Secretary reported four votes cast for Mr. J. Sime for President who was thereupon declared unanimously elected.

On motion of Mr. B. Brewster, seconded by Mr. J. H. Baird, J. F. Lohse was re-elected Secretary & Treasurer of the Company.

The following resolutions were offered by Mr. B. Brewster in writing viz, Resolved, That the regular monthly meetings of this Board shall be held on the 12th day of each month at 3 o'clock P. M. (except when such day shall fall upon Sunday or on Steamer day) when the meeting shall occur on the day previous. Resolved, that at each such regular monthly meeting there shall be submitted by the Secretary, the Ledger Trial balance taken at the close of the preceding month. A Statement of Sales of each and every Agent of the Company of powder during the preceding month with stock remaining in hand at the close, also, stock of powder in magazine. A statement of raw stock on hand, say, Saltpetre [sic], Soda, Sulphur [sic], Powder Wood, Stave Wood, Hoops, Stave wood & such other items as from time to time may be deemed proper by this Board. On motion of Mr. Peck, duly seconded by Mr. Baird, the above resolutions passed.

On motion of Mr. Baird, duly seconded, Messrs. Parrott & Brewster were appointed by the President a committee to examine into the manner in which the Secretary's accounts were kept, & report at next meeting

The President stated to the Board that he had received a letter from Mr. Willard, (former Superintendent of the Works) under date 24 December 1866, in which he asked for……

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….. extra salary, & that the same had been refused as per Secretary's letter of 31 December 1866. The President furthermore stated that Mr. Willard was in the next room, desirous to make his statement before the Board. No objections being presented, the Secretary called in Mr. Willard, who stated to the Board his reasons for desiring an increase of Salary, or extra pay. After due deliberation by the members present, it was on motion, duly seconded, Resolved that in the opinion of this Board, no extra salary be allowed to Mr. Willard.

On motion of Mr. Peck, seconded by Mr. Baird, Resolved, that in accordance with Section 9 Article 1 of the Company By Laws this Board constituted itself a committee to visit the Mills on Saturday the 9th instant, for the transaction of business in general. Carried.

Meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 25 February 1867

## Trustees Meeting

Present Messrs. J. Sime, J. A. Peck, B. Brewster, & T. Parrott

The minutes of last Trustees meeting were read & approved.

The Committee appointed at said meeting to examine into the manner in which the Secretary's accounts were kept were allowed further time to report.

The object of the meeting as stated by the President being for the propose of making provisions for the payment of the amount due to Mr. B. Brewster, in the sum of $25,000 and furthermore upon the statement of Mr. T. Parrott that this sum could be procured of Messrs. Alsop & Co. for the term of Sixty days at one percent per month, on motion of Mr. J. A. Peck

seconded by Mr. B Brewster, the following preamble & resolution was offered to wit: At a meeting of the Board of Trustees of The California Powder Works held this 25th day of February 1867 it was on motion of Mr. J. A. Peck seconded by Mr. B. Brewster, Resolved that the note of the Company shall be executed in due form and issued under date of 25 February 1867 in favor of Messrs. Alsop & Co. for the sum of $25,000 payable sixty days after date with interest at one per cent per month until paid.

Meeting then adjourned to meet 12th March 1867

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12 March 1867

## Trustees Meeting

Present, Messrs. J. Sime, J. A. Peck, B. Brewster, J. H. Baird & T. Parrott.
The minutes of last meeting were read & approved of by the Board

The Committee on Secretary's accounts, appointed at the Trustees meeting held on the 5th February, report said accounts correct & in accordance with the resolutions passed at said meeting.

On motion of J. H. Baird, duly seconded by Mr. J. A. Peck, Resolved that said committee remain a permanent one on accounts & to report at each monthly meeting. Carried.

The President reported the New Corning Mill machinery finished & shipped to the Works. A new Dry House in process of construction and furthermore that he had ordered 600 powder trays to be made here under contract for the sum of one dollar & thirty cents each.

Mr. J. Sime on behalf of the owners of the San Lorenzo Paper Mill situated on the San Lorenzo River stated that their dam had been carried away by the freshets of the past winter and that instead of building another one, they desired the privilege of taking the water of said river from the point of its delivery from the Powder Works, through a flume to be carried across the property of said California Powder Works. Furthermore he presented an agreement or contract which the said owners of the Paper Mill were desirous of entering into with the California Powder Works, which agreement or contract was read by the Secretary. There being no objections raised on the part of the Board, the following preamble and resolutions were offered by Mr. B. Brewster, seconded by Mr. J. A. Peck to wit:

Whereas an Agreement or Contract has been verbally made between The California Powder Works on the one part, and the owners of the San Lorenzo Paper Mill on the other part concerning the matter of a flume to be built by the owners of the San Lorenzo Paper Mill upon land belonging to The California Powder Works which contract has been engrossed & has now been presented to the Board.

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Be it Resolved, That the said Contract as read be and is hereby approved, and ordered spread upon the minutes, also Resolved, that the President and Secretary be and are hereby authorized to sign and execute the same. Carried.

The meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

Copy of Agreement entered into between The California Powder Works and the San Lorenzo Paper Mill, viz:

This Agreement made this 26th day of March A. D. 1867 between The California Powder Works party hereto of the first part, and the San Lorenzo Paper Mill party hereto of the Second part.

Whereas the said party of the first part, The California Powder Works, are a Corporation duly incorporated and doing business under the Laws of the State of California, having their works for the manufacture of powder on the banks of the San Lorenzo River, county of Santa Cruz, State of California and having the privilege of and using the waters of said river in their business.

And whereas the Works & Mill of the party of the Second part the San Lorenzo Paper Mill are situated on the banks of the San Lorenzo River, Santa Cruz, County, below the Works of the party of the first part.

And whereas the said party of the Second part, for the purposes of using the waters of said river erected a dam across the San Lorenzo River near their Mill, which dam is now out of repair and the said party of the first part have agreed that so long as the party of the second part shall refrain from creating a new dam, or repairing their present one, to allow them the privilege of taking the water of said river from the point or points of its delivery from the Powder Works through a flume to be carried across the property of said party of the first part. Now, therefore this Agreement witnesseth, that the said party of the first part in consideration of the sum of Five Dollars to them paid by the party of the Second part, and in consideration of the said party of the Second part, refraining from repairing their present dam, or creating a new dam across the San Lorenzo River near their Mill as aforesaid, hereby grant to the said party of the……

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…. second part the privilege of taking the water of said river after it has passed through the Works of said party of the first part, from the point or points of its delivery from said Works to the river through a flume to be constructed at the costs and charges of said party of the Second part, and to be laid over the land belonging to the said party of the First part along the margin of said river and across the point of land on which are situated the Boarding house, Office and dwellings of said party of the First part, to the line of the land belonging to the said party of the Second part, it being understood and agreed that where said flume crosses the point of land above referred to below the level of the ground, the excavations shall be filled in with earth and the surface leveled & smoothed off by the said party of the Second part.

And it is hereby distinctly understood and agreed that said party of the First part hereby only engage to deliver said water at the point or points aforesaid, as it may flow in the ordinary & regular operations of their Works, and said party of the first part are not to be liable in damages for any alterations to their Works which may be or become necessary.

And the said party of the Second part hereby covenant and agree to and with said party of the first part, to keep said flume in good order and repair and to hold themselves accountable for, and to pay for, any loss or damage arising to said party of the First part, through the operation of, or accident happening to said flume.

And it is hereby agreed between the parties hereto, that should the said party of the second part hereafter see fit to renew their dam across said river they shall be at liberty to do so, on condition of removing the said flume constructed as aforesaid and restoring the land over, or through which it passes, to its present condition.

In witness whereof the said party of the first part, The California Powder Works, have hereunto caused their corporate seal to be affixed & these presents to be subscribed by their President & Secretary and the party of the Second part the San Lorenzo Paper Mill by its owners John Sime, Benjamin Smith & W. P. Harrison have hereunto set their hand & seals the day & year first above written.

In presence of, First being duly stamped

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## Office of The California Powder Works

San Francisco 27th March 1867

## Trustees Meeting

Messrs. J. Sime, J. H. Baird, J. A. Peck, & T. Parrott.

The meeting was called to order by the President, when the minutes of the last meeting were read by the Secretary.

There being no objections to the same, they were on motion duly seconded, approved.

The President stated that the object of the meeting was to inform (them) the Trustees, that he could make arrangements with the California Borax Co. for a supply of Sulphur [sic] from on and after the 1st September 1867 at the rate of Fifty ($50.) dollars per nett [sic] ton of 2000 pounds.

On motion of Mr. J. A. Peck, seconded by Mr. J. H. Baird, Resolved that the President be and is hereby authorized to contract with the Borax Company for the delivery of full supplies of refined brimstone, not later than the 1st October 1867 at a price not to exceed $50. per nett [sic] ton of 2000 lbs. for one year.

The Secretary presented the written resignation of Mr. Brewster as a member of the Board, owing to absence from the State which on motion of Mr. Peck, duly seconded by Mr. Baird, was declared accepted. Carried.

On motion of Mr. Peck, seconded by Mr. Parrott, resolved that the election of Trustees to take the place of Mr. Brewster be deferred until the regular monthly meeting.

Meeting adjourned.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12th April 1867

## Trustees Meeting

Present Messrs. Sime, Peck, Baird, & Parrott.

The meeting being called to order by the President, the Secretary read the minutes of the last meeting. There being no objections to the same as read, they were duly approved.

On motion of Mr. J. H. Baird, seconded by Mr. Peck, Resolved that the Board now go into an election for Trustee to fill the vacancy in the Board occasioned by the resignation of Mr. B.

Brewster. Mr. N. G. Kittle being nominated, it was on motion of Mr. Baird, seconded by Mr. Parrott, Resolved that the Secretary cast the vote of the Trustees present for Mr. N. G. Kittle. There being no objections offered, the Secretary cast the vote as instructed.

The President stated to the Board that owing to a change having taken place since the last meeting in the Administration of The California Borax Company's affairs that he was unable to contract with said Company for the delivery of supplies of refined brimstone, as authorized by the Directors at the last meeting, but that he had made a purchase of the stock on hand amounting to about One-hundred & Twenty tons at the price of Fifty ($50.) dollars per nett [sic] ton of 2000 pounds, payable on the first (1st) September 1867. On motion, duly seconded, the purchase was approved of.

Mr. Parrott, one of the Committee on accounts, reported having examined both the Statements of the Superintendent & the accounts of the Secretary, & found them in accordance with resolution passed on the 5th February 1867. Accepted.

No other business before the meeting, it adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 30th April 1867

## Trustees Meeting

Present, Messrs. J. Sime, J. H. Baird, N. G. Kittle, & T. Parrott.
Minutes of the last meeting were duly read & approved.

The object of the meeting, as stated by the President was for the purpose of authorizing the issuance of the Company's note to the California Borax Company payable on the 1st September next, for the sum of $5,932.18. Said note being in settlement for purchase of brimstone as authorized by the Board, at its two last sittings. On motion of Mr. N. G. Kittle seconded by Mr. J. H. Baird the following preamble & resolution was offered, to wit:

At a meeting of the Board of Trustees of The California Powder Works held this 30th day of April 1867, it was on motion of Mr. N. G. Kittle seconded by Mr. J. H. Baird, Resolved, that the note of the Company shall be executed in due form and issued under date of 30 April 1867 in favor of the California Borax Company for the sum of Five-thousand Nine-hundred & Thirty-two 18/100 Dollars, payable on the first day of September 1867.

There being no objections to the same, the above was ordered carried & the meeting then adjourned to next instant.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 14th May 1867

## Trustees Meeting

Present Messrs. Sime, Baird, Kittle, & Parrott.
Minutes of last meeting read and approved.

The principal object to be discussed at the present meeting as stated by the President, was the one relative to the reduction or otherwise of the price of blasting powder.

After considerable deliberation on the part of the several members present the following resolution was offered by Mr. N. G. Kittle, and seconded by Mr. J. H. Baird, to wit: Resolved that the Secretary instruct the several reliable Agents of the Company to reduce the price of powder to the same as that of the Eastern importers and to keep pace with their prices in case any further reductions should be made. Carried.

Meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 15th May 1867

## Trustees Meeting

Present Messrs. J. Sime, N. G. Kittle, J. H. Baird, & T. Parrott.
Minutes of the last meeting were read and approved.

The meeting was called as stated by the President, for the purpose of authorizing the issuance of the Company's notes for the sum of $15,000 to Mr. J. A. Peck who had offered to loan the same to wit: $5,000 for 30 days, and $10,000 for 90 days.

It appearing that the payment of a cargo of Nitrate on Bark Emilie lately arrived at Santa Cruz, would have to be met in the course of a few days, and it further appearing that the Company's Bank account was largely overdrawn, the following preambles & resolutions were offered by Mr. J. H. Baird & seconded by Mr. N. G. Kittle, viz: At a meeting of the Board of Trustees of The California Powder Works held this 15th May 1867 it was on motion of Mr. J. H. Baird, seconded by Mr. N. G. Kittle, Resolved, that the note of the Company shall be executed in due form and issued under date of 16 May 1867, in favor of Mr. J. A. Peck for the sum of Five-thousand dollars, payable thirty days after date, with interest at one percent per month until paid. Also At a meeting of the Board of Trustees of The California Powder Works held this 15th day of May 1867, it was on motion of Mr. J. H. Baird seconded by Mr. N. G. Kittle, Resolved, that the note of the Company shall be executed in due form, and issued under date of 16 May 1867 in favor of Mr. J. A. Peck for the sum of Ten thousand dollars payable ninety days after date, with interest at one per cent per month until paid.

The above resolutions being fully concurred in, the meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12 June 1867

## Trustees Meeting

Present, Messrs. Sime, Baird & Kittle.
Minutes of the last meeting read and approved.

The question as to the propriety of reducing the powder was then fully discussed, and on motion of Mr. N. G. Kittle seconded by Mr. J. H. Baird, it was resolved to fix the price of Blasting Powder at Three dollars per Keg.

The Secretary stating that a vacancy had occurred in the Board by the retirement of Mr. J. A. Peck on motion of Mr. J. H. Baird, seconded by Mr. N. G. Kittle, Resolved that Mr. C. J. Brenham be and is hereby elected to fill the vacancy mentioned, & that the Secretary notify Mr. Brenham to that effect.

Meeting adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 27th June 1867

## Trustees Meeting

Present, Messrs. Sime, Baird, Kittle, & Brenham.
Minutes of last meeting read & approved.

The object of the meeting as stated by the President was for the purpose of making provision for the payment of the Company's note held by Messrs. Alsop & Co. for the sum of $25,000, and due on the 26/29 instant. On the statement of Mr. N. G. Kittle that this amount could be had of the Union Insurance Company for the sum of Ninety days at one per cent per month interest the following preamble and resolution was offered, to wit:

At a meeting of the Board of Trustees of The California Powder Works held this 27th June 1867 it was on motion of Mr. N. G. Kittle seconded by Mr. H. H Baird, Resolved that the note of the Company shall be executed in due form and issued under date of 28 June 1867 in favor of the Union Insurance Company for the sum of Twenty-five Thousand Dollars, payable ninety days after date with interest at one (1%) per cent per month until paid.

The above resolution being dully concurred in, the meeting adjourned subject to the call of the President. John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12th July 1867

## Trustees Meeting

Present, Messrs. Sime, Brenham, Baird, Kittle, & Parrott.

The meeting being called to order by the President, the minutes of the last meeting were read and approved.

The committee on Secretary's accounts reported having examined the same, & found them to their satisfaction.

The President stating that he was offered a charter by Messrs. Alsop & Co. for a cargo of Nitrate of Soda at Ten ($10) dollars per ton freight, deliverable at Santa Cruz, in about Six months, and it appearing by the Secretary's accounts that there is, independent of the Commodore's cargo now due, a sufficient supply to last until January next, it was on motion of Mr. N.G. Kittle seconded by Mr. C. J. Brenham, Resolved, that the offer of Messrs. Alsop & Co.

be and is hereby accepted and that a charter be made with them upon their terms for a cargo of Three hundred tons more or less of Nitrate of Soda.

No other business before the Board, it adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12 August, 1867

## Trustees Meeting

Present, Messrs. Sime, Brenham, Baird, & Kittle.
Minutes of the last meeting were read & approved.

The question of the purchase of the Bocle title to the Carbonera grant coming before the Board, after mature deliberation it was on motion of Mr. Brenham, seconded by Mr. Kittle, Resolved that the whole matter of the purchase of the Carbonera grant be left to the discretion and judgment of the President, to act as he may deem proper for the best interest of the Company.

No other business before the meeting, it adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12 September 1867

## Trustees Meeting

Present, Messrs. Sime, Brenham, Baird, & Parrott.
Minutes of the last meeting were read & approved.

The Secretary presented his monthly statement to the meeting.

Mr. Parrott one of the Committee on accounts stated that the Committee had not time enough to spare to examine the accounts thoroughly, and would offer the following resolution to wit:

Resolved, that an expert be appointed to examine monthly the Secretary's accounts & report at each meeting as to their correctness.

There being no objection to the same, the resolution was carried.

The meeting then adjourned.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 23 September 1867

## Trustees Meeting

Present, Messrs. Sime, Brenham, Kittle, & Parrott.
Minutes of the last meeting were read & approved.

The object of the meeting as stated by the President was for the following purposes, to wit:

To consider upon the purchase of a piece of land 50 Vara Lots No. 28 & 30 near the Presidio & for the erection of a magazine thereon. Also, for a wharf to connect therewith.

Also in reference to a contract entered into with Mr. A. Lind relative to putting up a turbine wheel at the Mills in the place of the old one, now in use.

Also, to consider the proposition of Mr. V. Seaman Agent of Messrs. Olyphant & Co. of China, in regard to the Agency for the sale of the Company's manufactures, in China & Japan.

As to the purchase of the land for Magazine site, after mature deliberation, on motion of Mr. Kittle, seconded by Mr. Branham, it was Resolved, that the President be and is hereby authorized to make the purchase of 50 Vara Lots No. 28 & 30 in block No. 560, and that he be further authorized to contract for the building of a wharf, and a magazine of brick to contain not less than 40,000 kegs of powder. No objection the above resolution passed.

On motion of Mr. Brenham, seconded by Mr. Kittle, Resolved that the contract entered into on the 17th instant by the President with Mr. A. Lind in reference to the putting up of a new turbine wheel, be and is hereby confirmed & that a copy of said contract be placed on file in this office. Carried.

The letter of Mr. Seaman relative to the sale of powder in China & Japan, & appointment of Messrs. Olyphant & Co. as Agents was referred to Messrs. Kittle & Parrott, to report upon at next meeting.

Meeting adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12 October 1867

## Trustees Meeting

Present, Messrs. Sime, Baird, Kittle & Parrott.

Minutes of the last meeting were read & approved.

Messrs. Parrott & Kittle to whom was referred the letters of Mr. Seaman, making application for the agency of The California Powder Works for Messrs. Olyphant & Co. of Shanghai, recommended the shipment of a sample keg of each number Cannon & Musket, and two kegs (medium grain) Union Mills powder for Steamer China and that the Secretary inform Mr. Seaman of the same.

No objections thereto, it was ordered that the Secretary attend to the above shipment at once.

The President reported that he had purchased the 50 Vara Lots No. 28 & 30 as authorized at the last meeting, that the magazine was in process of erection and that the building of the wharf was contracted for.

In the matter of the Carbonera title, the President presented Mr. E. L. Goold (to the members present) who had drawn up the deed bond etc., which were to be signed by Maria A. Bocle Thompson. Mr. Goold read the bond, with preamble & resolutions, which were passed unanimously, & which read as follows, to wit:

Whereas Maria Antonia Bocle of the County of Santa Cruz in the State of California has offered to sell to the California Powder Works all that certain tract of land situated in the County of Santa Cruz in the State of California, being a portion of the Rancho de la Carbonera and further described as follows:

Commencing at the N. E. Corner of the land of Nicolas Gann, thence North twenty-five & three quarters (25 ¾) degrees, West, one, ninety-seven one-hundredth (1 97/100) chains, thence North twenty-five and one quarter (25 ¼) degrees West, fourteen and twenty-seven one-hundredth (14 27/100) chains, thence North one quarter (1/4) of a degree West, seventy-nine, thirteen one-hundredth (79 13/100) chains, thence North eighteen (18) degrees West to the North line of the Rancho de la Carbonera, thence North westerly along the North side of said Rancho to the middle of the San Lorenzo River thence Southerly along the middle of said river to the North West corner of the…..

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… land of said Gann,
thence Easterly along said Gann's land to the place of beginning, being that portion of the said Rancho La Carbonera which has been included within the boundaries of the survey of the Rancho Canada del Rincon, except so much as has been heretofore conveyed by said Maria Antonia Bocle to Nicholas Gann; upon the following terms & conditions to wit:

Five-hundred (500) dollars in gold coin of the United States in cash and the further sum of One-thousand dollars United States Gold Coin, to be paid in two separate installments of Five-hundred ($500) dollars each, when so soon as it shall be finally decided by the proper officers and tribunals of the United States, that said tract of land proposed to be sold to the said California Powder Works as aforesaid is included within the boundaries of the said Rancho La Carbonera and is not included within the boundaries of said Rancho Canada del Rincon, and that the claimant of said Rancho la Carbonera is entitled to a Patent from the United States for the said tract of land proposed to be sold as aforesaid or so soon as the said California Powder Works may be enabled to obtain legal possession of said tract of land and retain the same as owner. And whereas the Board of Trustees of said California Powder Works are willing to purchase said tract of land upon the terms proposed, Now therefore be it Resolved that the said The California Powder Works purchase the said tract of land from the said Maria Antonia Bocle on the said terms by her proposed and that the President of said Corporation be and he is hereby authorized in the name of said Corporation to receive a deed of conveyance of said premises from the said Maria Antonia Bocle. Resolved that the Treasurer be and he is hereby authorized on receipt by the President, of such deed of conveyance to the Company, to pay to said Maria Antonia Bocle out of the monies in his hand the sum of Five-hundred ($500) dollars in gold coin of the United States and further to sign in the name of said Company two separate obligations, in writing, in the aggregate for the said sum of One-thousand (1000) dollars in Gold Coin of the United States, and each binding and requiring the said Company to pay to the said Maria Antonia Bocle or her assigns in gold coin of the United States the sum of Five-hundred (500) dollars when and as soon as it shall be finally decided by the proper officers and tribunals of the United States that said tract of land is within the boundaries of the said Rancho La Carbonera and not within the boundaries of the Rancho Canada del Rincon, and that the claimant of said Rancho La Carbonera is……

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…. entitled to a Patent from the United States for said tract of land, or as soon as the said California Powder Works may be enabled to obtain legal possession of said tract of land and retain the same as owner.

City and County of
San Francisco

Know all men by these presents that we John Sime, the President and Tiburcio Parrott one of the Trustees of The California Powder Works do hereby certify that the above and foregoing is a resolution which was unanimously passed and adopted by the Board of Trustees of said California Powder Works at a regular meeting thereof held at the Office of said Company in said City and County of San Francisco on the Twelfth day of October A. D. one thousand eight hundred & sixty seven.

In testimony whereof we have hereunto set our hands and affixed the seal of said Company this twelfth day of October A. D. one thousand eight hundred and sixty seven.

Signed: Tiburcio Parrott, John Sime

Know all men by these presents that The California Powder Works in consideration of the deed of conveyance of the tract of land mentioned in the foregoing resolution, which deed has been delivered by said Maria Antonia Bocle to the said President of said Company at the time of the execution of these presents, hereby promises to pay to the said Maria Antonia Bocle and here assigns in Gold Coin of the United States the sum of Five hundred (500) dollars when and so soon as it shall be decided by the proper officers and tribunals of the United States that the tract of land described in said resolution and conveyed by said deed, is included within the boundaries of the said Rancho La Carbonera, and is not included within the boundaries of the Rancho Canada del Rincon, and that the claimant of said Rancho La Carbonera is entitled to a Patent for said tract of land from the United States, or so soon as the said California Powder Works may be enabled to obtain legal possession of said tract of land and retain the same as owner.

In Testimony….

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….and in pursuance of the foregoing resolutions of the Board of Trustees and of the By Laws of said Company, I have as the Treasurer thereof signed this obligation this thirteenth day of October A. D. One thousand eight hundred and sixty seven.

Signed: John F. Lohse, Secretary

No further business before the meeting it adjourned subject to the call of the President.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 30 October 1867

## Trustees Meeting

Present, Messrs. J. Sime, J. H. Baird, C. J. Brenham, N. G. Kittle, & T. Parrott.
The reading of the minutes of the last meeting were dispensed with.

The President stating that it having been discovered since the meeting of the Board held on the 12th instant that the name of Maria Antonia Bocle as entered in the Resolutions passed on that date, is not her whole name, but that her last husband's name is John Barr and hers Maria Antonia Bocle Barr, it would be necessary to amend the resolutions above mentioned in conformity therewith on motion of Mr. C. J. Brenham, seconded by Mr. J. H. Baird, it was Resolved, that the Resolutions in reference to the purchase of real estate from Maria Antonia Bocle passed on the 12th instant be amended so as to read Maria Antonia Bocle Barr in lieu of Maria Antonia Bocle. There being no dissenting voice the resolution accordingly passed.

Meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 November, 1867

## Trustees Meeting

Present, Messrs. Baird, Brenham, Kittle, & Parrot.

Owing to the absence of the President (Mr. Sime) on motion duly seconded, the meeting adjourned until the 14th instant at 3 P.M.

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 14th November, 1867

## Trustees Meeting

Present Messrs. Sime, Baird, & Kittle.

The minutes of the last three meeting were read & on motion duly seconded, approved.

There being no question of importance before the meeting, which was the regular monthly one, on motion of Mr. Kittle Seconded by Mr. Baird, the meeting adjourned to 12th December next.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12th December 1867

## Trustees Meeting

Present Messrs. Sime, Baird, Brenham, Kittle, & Parrott.

The minutes of the last meeting were read & approved.

The President reported to the Board that he had arranged with Messrs. Alsop & Co. for a cargo of Nitrate of Soda, of from 300 to 350 tons, to arrive here per Schooner Superior on or about the 1st May 1868 at a freight of $10. per ton of 2240 lbs.

On motion of Mr. Baird seconded by Mr. Kittle, this arrangement was approved of.

The President further reported that the turbine wheel contracted for with Mr. Lind for the glaze mill, had been fully tested, and that it was satisfactory and according to contract.

That he had further contracted with Mr. Lind for another wheel to drive the Steam wheel mills. This contract being approved of by the Board & there being no further business before it, on motion duly seconded, the meeting adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 11th January 1868

## Trustees Meeting

Present Messrs. Sime, Kittle, & Brenham.

The minutes of the last meeting were read & approved.

A report from Mr. G. H. Nelson, expert appointed to examine the Secretary's accounts was received to the effect that he had made an examination of the same up to the 31st of December 1867 and found them correct. On motion duly seconded, the report was accepted & ordered placed on file.

The President reported having received a proposition from the Colusa Sulphur [sic] Mining Company to the effect that from on and after the 1st March 1868, they would furnish The California Powder Works with double refined sulphur [sic] at the rate of from one to one and a quarter tons per day, and at the price of Fifty dollars per ton. On motion of Mr. Brenham seconded by Mr. Kittle it was resolved to accept the proposal and ordered that the Secretary so notify the President of the Colusa Sulphur [sic] Mining Company.

The President reported having stopped work at the Mills since the 1st instant on account of bad weather, accumulation of stock & paucity of sales. On motion duly seconded, the President's action was approved of.

A letter written by the Secretary to Messrs. Olyphant & Co. of Shanghai, authorizing them to contract for an amount of Powder not to exceed at this time over 6000 kegs, was presented to the Board, and after perusal by the members present, was on motion duly seconded, approved of.

No further business being before the meeting it adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 3rd February 1868

## Stockholders Meeting

The annual meeting of the Stockholders of The California Powder Works was held this day in pursuance to the By Laws of the Company and by notice of a call duly advertised in the Alta California.

There were present to wit:

| | | |
|---|---|---|
| J. H. Baird | 84 shares | |
| L. Cunningham | 18 shares | |
| Mary E. Jordan | 20 shares | by Peckham, proxy |
| N. G. Kittle | 40 shares | |

| | | |
|---|---|---|
| G. T. Lawton | 15 shares | |
| Tiburcio Parrott | 20 shares | |
| John Parrott | 40 shares | |
| J. Sime | 40 shares | |
| | | |
| F. G. Smith | 15 shares | by J. Sime, proxy |
| W. C. Walker | 25 shares | |

Total representation 317 shares constituting a majority of the Capital Stock.

The meeting being called to order by the President, the minutes of the last annual meeting were then read, and on motion, duly seconded, approved.

The Secretary's annual report was next read & on motion of Mr. L. Cunningham, duly seconded by Mr. Lawton, received & ordered placed on file.

Mr. Kittle of the Committee on Accounts, appointed at the last annual meeting, reported to the effect that the Secretary & Treasurer's accounts had been examined by an expert Mr. G. H. Nelson, appointed for that purpose, and that the same had been found correct by him. On motion, duly seconded, the report of the committee was accepted.

No other business before the meeting, it then proceeded to the election of Trustees for the ensuing year.

On motion of Mr. J. Parrott, seconded by Mr. N. G. Kittle, Resolved that the Trustees now in office, be re-elected and that the Secretary cast the ballot accordingly.

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There being no dissenting voice t said resolution, the Secretary cast the ballot namely 317 votes for Messrs. Sime, J. H. Baird, T. Parrott, N. G. Kittle, & C. J. Brenham. These gentlemen were then declared by the President duly elected Trustees for the ensuing year, whereupon motion duly seconded the meeting adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12th February 1868

## Trustees Meeting

The newly elected Trustees met this day, when were present Messrs. Sime, Baird, Brenham, Kittle, & Parrott.

Mr. Sime being called to the Chair, the minutes of the last Trustees Meeting were read and approved.

The meeting then went into an election for President and Secretary for the ensuing year. On motion of Mr. Baird seconded by Mr. Kittle, Mr. Sime was unanimously elected as President. John F. Lohse was re-elected Secretary.

The President nominated Messrs. Kittle and Parrott as auditing committee for the ensuing year.

The President desiring the expression of the Board as to what should be done with the large stock of blasting Powder on hand Mr. Parrott stated that in all probability an arrangement for a shipment could be made with the Captain of the Brig DeRuyter now discharging Nitrate at

Santa Cruz, said vessel having to return to Valparaiso, Chile, in ballast. Furthermore, that from advices received by Messrs. Alsop & Co. from Valparaiso, that powder (blasting) could be sold in Chile so as to net the Company not less than Two ($2.00) per keg. On motion of Mr. J. H. Baird, seconded by Mr. C. J Brenham, Resolved that a shipment (if possible) of blasting powder be made from Santa Cruz, per Brig DeRuyter for Valparaiso, and that Messrs. Alsop & Co. consignees of the vessel be authorized to make arrangements for freight not to exceed Ten ($10) per ton. Cargo to be consigned to Messrs. Alsop & Co., Valparaiso.

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Mr. C. J. Brenham offered the following Resolution, viz. Resolved that the salary of the Superintendent Mr. B. Peyton be placed at Six Thousand dollars per year. After considerable discussion on the part of the members present, said resolution was seconded by Mr. J. H. Baird. The same being put to a vote, Messrs. Baird, Kittle & Parrott voted no; Mr. C. J. Brenham Aye.

On motion of Mr. Kittle, that the resolution be so amended as to read Four Thousand dollars a year from 1st January 1868. Mr. Parrott seconded the same, when the resolution passed by the following vote. Messrs. Kittle, Baird, Brenham & Parrott voting Aye.

No other business before the meeting, it adjourned subject to the call of the President.

John F. Lohse, Secretary

**(Minutes Page 111)**

## Office of The California Powder Works

San Francisco 29 February 1868

Present Messrs. Sime, Parrott, & Kittle.

The reading of the minutes of last meeting were on motion duly seconded, dispensed with.

The object of the meeting as stated by the President being for the purpose of procuring funds wherewith to pay the claim of Messrs. Alsop & Co. for $22679.96 the same being in full payment of cargo of Nitrate per DeRuyter, and as the amount of $23000 could be procured of Messrs. Parrott & Co. on the Company's note at thirty days, with interest at one per cent per month, the following preamble & resolution was offered to wit:

At a meeting of the Board of Trustees of The California Powder Works held this 29th February 1868, it was on motion of Mr. N. G. Kittle seconded by Mr. T. Parrott, Resolved, that the note of the Company shall be executed in due form and issued under date of 28 February 1868 in favor of Messrs. Parrott & Co. for the sum of Twenty-three thousand dollars, payable in thirty days after date, with interest at one per cent per month until paid.

The above resolution being fully concurred in, the meeting adjourned subject to the call of the President. John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12th March 1868

## Trustees Meeting

Present Messrs. Sime, Brenham, & Kittle.

The minutes of the two last meetings were read & approved.

There being no business of importance before the meeting, the following resolution was offered by Mr. Kittle & seconded by Mr. Brenham viz:

Resolved that hereafter the Board of Directors of this Company be allowed Ten Dollars in gold coin for each meeting, payable by the Secretary immediately after the reading of the minutes & that such members as are not present at said reading shall not receive any compensation.

The question being put as to whether said resolution should pass or not, Messrs. Kittle & Brenham voted eye. The resolution therefore was carried, after which the meeting adjourned.

John F. Lohse, Secretary

**(Minutes Page 113)**

## Office of The California Powder Works

San Francisco 11th April 1868

## Trustees Meeting

Present Messrs. Sime, Kittle, Baird, & Parrott.

The minutes of the last meeting were read & approved.

The President stated to the Board that an agreement had been entered into between himself and Mr. Lind, and Leffel & Meyers [*sic*; i.e., Myers] to the effect that each of the two last named parties should have the privilege of putting in one of their turbine wheels at the Cooper Shop, and that he (the President) had agreed to accept the one which was superior in the saving of water with equal power. On motion duly seconded, the same was approved of.

The President further stated that the two suits of Davis & Cowell vs. The California Powder Works had been placed in the hands of Messrs. H. & C. McAllister, Attorneys; that the one suit claiming possession of the site on which the Brick Magazine is located at Santa Cruz, would be shortly argued in Chambers here before Judge McKee, & that the other suit claiming land lately bought of Mrs. Bocle, had been postponed until such time as satisfactory evidence could be obtained in Washington.

No other business before the meeting it adjourned subject to the President's call.

John F. Lohse, Secretary

**(Minutes Page 114)**

## Office of The California Powder Works

San Francisco 12th May 1868

## Trustees Meeting

Present Messrs. Sime, Baird, Brenham, Kittle, & Parrott.

Minutes of the last meeting were duly read & approved.

The President stated that the only question of importance before the Board was, as whether it would be of any advantage to the Company to reduce the present selling rates of powder.

After mature deliberation on the part of the several Directors present, it was decided to let the prices remain as they are.

The Secretary handed in a statement from Mr. G. H. Nelson to the effect that he had examined the Company's Accounts up to the 1st May & found them correct.

No other business before the meeting it adjourned subject to the President's call.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 15th June 1868

## Trustees Meeting

Present Messrs. Sime, Brenham, Baird, Kittle, & Parrott.
Minutes of the last meeting read & approved.

The President stated that on the 29th May an explosion had occurred at the Single wheel mill, causing considerable damage, that Mr. Button had been immediately ordered to the City to procure the lumber necessary to repair the same, and that he had done so and returned to the Mill.

The Secretary showing a cash balance on hand of $11,805.52 on motion of Mr. Kittle, seconded by Mr. Baird, Resolved that the sum of $10000 be appropriated in part payment on note of $23,000 dated 21 February 1868 in favor of Messrs. J. Parrott & Co. & now held by the Union Insurance Company and that furthermore the Company's demand note for $13,000 balance be given to the said Union Insurance Company they having expressed their willingness to loan the amount to the California Powder Works with interest as one per cent per month.

There being no objection the resolution was adopted.

On motion of J. H. Baird, seconded by Mr. C. J. Brenham, Resolved that such powder as may be wanted by the Fourth of July Committee for firing salutes on that day be given them by the Secretary on receipt of proper orders. Carried.

No other business before the meeting, it adjourned subject to the call of the President.

John F. Lohse, Secretary

**(Minutes Page 116)**

## Office of The California Powder Works

San Francisco 11th July 1868

## Trustees Meeting

Present Messrs. Sime, Baird, & Kittle.
The minutes of the last meeting were read & approved.

The Secretary then read the monthly approximate statement of Assets & Liabilities, which on motion duly seconded, were ordered placed on file.

The President stated necessity required that the Santa Cruz Wharf Company's warehouse should be enlarged and that the property adjoining it having been offered to the Company by Mr. Carpi the owner thereof for the sum of One Thousand ($1,000) dollars, he had ordered Mr. Peyton to pay the amount, after first fully satisfying himself as to the validity of the title. On motion of Mr. Kittle, seconded by Mr. Baird, the action of the President was approved of.
The meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12th August 1868

## Trustees Meeting

Present Messrs. Sime, Baird, Brenham, Kittle, & Parrott.

The minutes of the last meeting were read & on motion duly seconded approved.

The President stated that finding it desirable that The California Powder Works should own the entire piece of ground upon which their Brick Warehouse (used for storing Nitrate) stands corner of Second & Main Street in the town of Santa Cruz, an arrangement had been entered into by him with Mr. Samuel Adams who held an undivided three-eighths interest in said lot by which an exchange should be made with him for an equal amount of ground in Lots No. 6 (upon which the present warehouse of the Santa Cruz Wharf Co. is situated) and Lot No. 7 lately bought by The California Powder Works of Mr. John Carpi.

That Mr. Adams had made over a deed to the Company for three-eighths interest in the Lot upon which the Brick warehouse stands and he therefore requested that a resolution should be passed authorizing a transfer of an equal amount in Lots No. 6 and 7 as above mentioned to Mr. Samuel Adams, whereupon the following Resolution was offered by Mr. N. G. Kittle to wit:

Be it Resolved that this Corporation do sell and convey to Samuel Adams of the City and County of San Francisco State of California, in the town of Santa Cruz now the property of this Corporation and bounded and described as follows to wit:

Beginning on the angle of streets on the East side of Main Street and on the South side of Second street, thence along the East side of Main Street South 20 degrees 45 minutes East, Three hundred & Twenty-five 31/100 feet thence North 69 degrees 15 minutes East, One hundred & Twelve 86/100 feet, thence North 7 degrees 15 minutes West Ninety-eight 34/100 feet thence 22 degrees 15 minutes West Two-hundred and twenty-nine 68/100 feet to Second Street thence along the South side of Second Street South 69 degrees 15 minutes West One-hundred and thirty feet to the place of beginning. And that the President, Secretary and Treasurer of this Corporation be and they are hereby authorized and instructed for and in the name of this Corporation…….

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…… to sign seal execute acknowledge and deliver to said Samuel Adams a good and sufficient deed for said property and for every part thereof. The above resolution being Seconded by Mr. Charles J. Brenham was then unanimously adopted.

The President furthermore reported having entered into an agreement with the North San Francisco Homestead & Rail Road Association binding the California Powder Works to the payment of Seven Hundred dollars upon the completion of the grading of Baker Street to the South Side of the slough between North Point and Beach Streets and also for the erection of a good an substantial bridge across the Slough. Upon motion of Mr. Brenham, duly seconded by Mr. Kittle the action of the President was approved of.

The President furthermore reported an Agreement to be entered into with the San Lorenzo Railroad Company relative to the cession of a portion of the Company's lands for the construction of a railway.

On motion of Mr. N. G. Kittle, seconded by Mr. C. J. Brenham, Resolved that the subject matter be referred to the President Mr. J. Sime, and Mr. J. H. Baird with power to act on behalf of The California Powder Works.

The President furthermore stated, that after consultation with Mr. S. Adams, they had determined upon enlarging the Warehouse at the head of the Company's wharf at Santa Cruz,

and that orders had been given for building an addition of equal size to the one now in use. On motion of Mr. Parrott, seconded by Mr. Kittle, the action of the President was approved.

The meeting then adjourned, subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12 September 1868

## Trustees Meeting

Present, Messrs. N. G. Kittle & C. J. Brenham. No quorum. On motion Mr. Brenham, meeting adjourned until Monday the 14th instant at 3 P. M.

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 14th September 1868

## Trustees Meeting

Present Messrs. Sime, Brenham, Kittle, & Parrott.

Minutes of last meeting read and approved.

The President reported the grading of Baker Street finished, but that no payment had yet been made by the Company, as he had as yet been unable to examine the work and see that it was properly done according to contract. He also reported the Store House addition at Santa Cruz completed.

A verbal proposition, the President remarked, had been made to him by Mr. Chamberlain who held the majority of the stock in the Marin County Powder Mills, to sell the same to this Company and he thought it advisable to take some action in the matter. He further remarked that Mr. Peyton had been telegraphed to come up and attend the tests which were being made by the Committee on Powder, appointed at the late Mechanics Fair, and that it might be well to have him go over and examine the Marin Mills and property. On motion of Mr. Kittle seconded by Mr. Brenham, Resolved that the verbal communication be referred to Mr. Sime for further report.

Meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 22 September 1868

## Trustees Meeting

Present Messrs. Sime, N. G. Kittle, J. (T.) Parrott, Baird, & Brenham.

The minutes of the last meeting were read and on motion duly seconded approved.

The President stated that he had called the Trustees together for the purpose of taking into consideration as to whether it would be policy for the Company to send an Agent to New York or not. The question being fully deliberated upon by the members present, the following resolution was offered by Mr. C. J. Brenham to wit:

Resolved, that some person, to be hereafter designated, be sent to New York as Agent of this Company.

The resolution being seconded by Mr. T. Parrott was carried unanimously after which the meeting adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 10th October 1868

## Trustees Meeting

Present, Sime, Brenham, Baird, Parrott & Kittle.

The minutes of the last meeting were read & approved.

The President stated that as per resolution passed at the last meeting of the Board of Trustees, to the effect that some person be designated to be sent as Agent of the Company to New York, a Power of Attorney had been prepared in favor of Mr. Bernard Peyton, the reading of which is as follows: with preamble and resolution attached, to wit:

San Francisco October 10, 1868

At a meeting of the Board of Trustees of The California Powder Works held at the Office of said Company in this City on the Tenth day of October A. D. 1868, It was Resolved that The California Powder Works authorize Bernard Peyton to proceed to the Eastern States to attend to the interests of this Company in relation to the Powder Trade. And, that the President and Treasurer make & deliver a Power of Attorney to said Bernard Peyton empowering him to attend to such interests of the said Company and to do all matters of things in relation thereto.

Know all men by these Presents, That in pursuance of the foregoing Resolution, The California Powder Works a Corporation under the Laws of the State of California, hath made constituted and appointed, and by these present, doth make constitute and appoint Bernard Peyton of the City and County of San Francisco, and State of California who is about to proceed to the Eastern States, its true and lawful Attorney in fact for the period of six months from the date hereof for it and in its name place & stead, to its use and on its behalf, to enter into, make, execute, seal acknowledge and deliver any and all binding contracts, Agreements, Sales transfers, and other dispositions of, and any and all arrangements in relation to the business of said California Powder Works, and for transacting all matters and things with any other Company, Companies, Work, or Works in any and all the States and Territories of the United States, in relation to the Powder Trade in California as to the supplying and limiting various markets with different brand and kinds of powder. To establish any agency or Agencies or make arrangements and form connections with any other Powder Works or Companies for the sale or disposition of any such brands or kind……

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….. Powder in any of said States and Territories and to arrange as to the terms and conditions of any such Agencies, contracts, & agreements.

Giving and Granting unto its said Attorney full power and authority during said six months to do and perform all and every act and thing whatever required and necessary to be done in

and about the premises as fully to all intents and purposes as the said California Powder Works might or could do if personally present: Hereby ratifying and confirming all that its said Attorney shall lawfully do, or cause to be done by virtue hereof.

In witness whereof the said California Powder Works hath hereunto set its hand by its President and Treasurer and caused its corporate seal to be hereunto affixed this tenth day of October A. D. One-thousand Eight-hundred and Sixty-eight.

On motion of Mr. C. J. Brenham, seconded by Mr. J. H. Baird, Resolved that the aforegoing [*sic*] preamble and resolution together with Power of Attorney to B. Peyton, be accepted by the Board. Carried unanimously.

The President further stated that the following letter of instructions had been drawn up for the guidance of Mr. Peyton as Agent of the Company in his negotiations with Hazard and DuPont, to wit:

Office of The California Powder Works
San Francisco 10 October 1868
Bernard Peyton Esq. Present:

Sir:

The Board of Trustees of The California Powder Works after having considered various methods for abating the competition in the sale of Powder in this market, have resolved to send you to New York for the purpose of negotiating with Hazard and DuPont. Their wish is to make some agreement with those manufacturers under which shipments of Powder to the Pacific States shall entirely cease. To that end you will be provided with full powers to contract in our behalf and the object of this is to express our views for your government.

If you can induce them to refrain from our Market on condition that we undertake no trade with theirs, an arrangement which is barely possible, we will be much pleased but we contemplate the necessity of offering them greater inducements to abandon the California trade and will suggest various propositions that may be made by you in the order as preferred by us viz:

1st. You may propose that they take stock in the Company.

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We would increase our Capital to $600,000 of which we would sell them one-third part or less at 25% discount and allow them such time as you may agree upon, but payment to be made within a year from contract.

2nd. Pay them a Royalty of Ten per cent on our Sales of Blasting Powder to the California Trade and American States & Territories west of the Rocky Mountains or of Thirty cents per keg on our Manufacture of Blasting Powder for the same trade and on Potash powders for the same named trade in proportion. This agreement to be good for five years.

3rd. Agree with them to fix prices, and let each party sell as much as he can: the agreement to last from three to five years. Consult with them to ascertain the cost of laying down Eastern powder in California, and fix your prices accordingly, placing Union Mills at not less than $3.00 nor more than $4.00 and potash powders in proportion. In case this agreement is made, we wish that one Agent be appointed to sell the powder of all parties.

4th. Concede to them the whole California trade in Sporting powders in consideration of their relinquishing to us the whole California trade in Blasting Powder. This should leave us free to

make and sell Government Cannon and Musket powder packed in 25# kegs, and free also to make and export to foreign Countries sporting powder. Such an agreement might be made for the term of five years. By the California trade, is meant the trade of the American States & Territories west of the Rocky Mountains.

In the event of the acceptance of the 2 or 4 proposals, the question will arise of the disposal of their stocks on hand here. Take them for us at cost, or allow their Agents to dispose of them.

Of course Hazard and DuPont should be well bound not only to ship no powder themselves to California, but also to prevent others from shipping their Manufacture.

Respecting the other Mills in the East, you will take no notice of them unless being in good accord with Hazard and DuPont you should be moved by their arguments to negotiate with their owners. Upon this as well as upon many other points and questions that may arise it is impossible for us to instruct you. We therefore content ourselves with fixing limits to the four contemplated proposals, some one of which will be the basis of your contract, and leave you free to dispose of counter proposals and such issues to the best of your ability.

You will leave this state while negotiations are pending with Mr. Chamberlain for the Pacific Powder Mills. There remains for us some…….

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…. twenty days to conclude these negotiations before you will be ready to approach Hazard or DuPont. We will acquaint you with their result by telegraph. Should we say "all right" you will proceed with your business. Should we say "nothing can be done across the bay" you will know that we have failed with Chamberlain, and will therefore have nothing to do with Hazard and DuPont.

In that event or in the event of Hazard and DuPont rejecting your advances you will make preliminary arrangements for the sale of our sporting powder in the Eastern Markets, by canvassing those markets, appointing agents etc.

On motion of Mr. Brenham, seconded by Mr. Baird, Resolved that the above letter of instructions be signed by the Treasurer and handed to B. Peyton for his guidance as Agent of the Company in his negotiations with Hazard and DuPont, also Resolved, that Mr. Peyton be instructed by the President to leave here this evening per Overland and stop at Salt Lake City and other places such a length of time as will enable him to make proper and ample negotiations for the sale of Powder. Carried unanimously.

No other business before the meeting, it adjourned subject to Monday 12 instant at 3 o'clock P. M.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12 October 1868

## Trustees Meeting

Present, Messrs. J. Sime, Brenham, Kittle, & Parrott.
Minutes of last meeting read & approved.

A report from Mr. G. H. Nelson, expert, was next read, stating that he had examined the books and accounts of the Secretary to the 1st instant, and found them correct. Report accepted, & ordered placed on file.

The President reported the Cylinder of hydraulic press broken. On motion of Mr. Kittle, seconded by Mr. Brenham, Resolved that the President order a new one made. Carried.

The President further stated that Col. G. Mendel being desirous of exchanging some Government powder for the same amount of Union Mills Blasting powder, he had ordered Mr. Willard to examine and report upon its condition. On motion of Mr. Brenham, seconded by Mr. Kittle, resolved that the negotiation for exchange of powder be left with the President.

On motion of Mr. Brenham, seconded by Mr. Parrott, Resolved that during the absence of Mr. B. Peyton. Mr. O. M. Button act as Superintendent at the Mills. Carried.

There being no further business before the meeting, it was adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 4 November 1868

## Trustees Meeting

Present, Messrs. Sime, Parrott, & Kittle.
Minutes of the last meeting read and approved.

The President stated that the meeting was called for the propose of considering the policy of raising the price of Blasting powder owing to reports having reached this port to the effect that there would be a scarcity of Nitrate at Iquique on account of the late earthquake in Peru.

The report being contradicted by Mr. Parrott after further deliberation the Board decided to make no alteration in the price for the present.

The President reported that no exchange of powder had been made with Col. Mendel, as he was unwilling to take an equal amount of Union Mills for the same amount of Government powder. He, Col. Mendel, wanting more.

Owing to the impossibility of getting a proper pressure on powder with the present cylinder, the President reported that he had ordered the Mills shut down until such time as the cylinder now being made at the Pacific Foundry could be put into operation.

No other business the meeting adjourned until 12th instant.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12th November 1868

## Trustees Meeting

Present, Messrs. Sime, Baird, Kittle & Parrott.
Minutes of last meeting read and approved.

The President stated that he had received a telegram from Mr. Peyton dated New York 10 November 1868, asking for a Telegram from the Company. He furthermore reported his

inability to negotiate with the owners of the Marin Mills when on motion of Mr. N. G. Kittle, seconded by Mr. J. H. Baird,

Resolved that the following be telegraphed to Mr. Peyton, viz: “Nothing can be done across the Bay”. Let us know the best you can do with the Manufacturers according to your instructions.

No other business before the meeting it adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 14 December 1868

## Trustees Meeting

Present, Mr. J. Sime, Brenham, Baird, Parrott, & Kittle.
Minutes of last meeting read & approved.

Letters from Mr. Peyton to 14 November & E. L. Goold to 16th same month were read & ordered placed on file.

The President stated that the Government claiming the ground on which the Magazine stood, at the Presidio, he had deemed it best to take a lease from the Authorities at a monthly rent of One dollar. On motion of Mr. Brenham duly seconded by Mr. Baird, the action of the President was approved, when there being no further business before the Board, it adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12 January 1869

## Trustees Meeting

Present, Messrs. Sime, Kittle, Baird, & Parrott.
Minutes of last meeting read & approved.

The Secretary’s monthly approximate Statement of the Company’s affairs was next read, and ordered placed on file.

It appearing there from that there is but a sufficiency of Nitrate of Soda on hand to last until month of May. On motion of Mr. Baird seconded by Mr. Kittle, Resolved, that the arrangement for future supplies of Nitrate of Soda, be left with the President.

The Secretary further presented to the Board, copies of the Correspondence between Mr. Peyton, Superintendent, & General A. V. Wagner, Commander of Watervliet Arsenal in reference to furnishing Government with its supplies of powder from the Company Mills, which on motion, duly seconded was ordered placed on file.

No further business before the meeting, it adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 1st February 1869

## Stockholders Meeting

In pursuance of the By Laws of the Company & by notice duly advertised in the Alta California, the annual meeting of the Stockholders was fixed for this date, when were present & represented the following stock viz:

| | |
|---|---|
| J. H. Baird | 84 shares |
| C. J. Brenham | 30 shares |
| J. V. de Laveaga | 40 shares |
| J. Parrott | 40 shares |
| T. Parrott | 20 shares |
| J. Sime | 40 shares |
| F. G. Smith | 15 shares |

Making a total of 269 shares which not constituting a quorum, on motion of Mr. C. J. Brenham seconded by Mr. J. Parrott, Resolved that the meeting adjourn until Monday 8th instant at same hour & place, & that the Secretary notify the Shareholders accordingly. Carried.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 8 February 1869

## Stockholders Meeting

The adjourned annual meeting of the Stockholders of The California Powder Works was held this day, when were present viz:

| | | |
|---|---|---|
| B. Brewster | 25 shares | Proxy J. Lawrence Pool |
| C. J. Brenham | 30 shares | |
| L. Cunningham | 18 shares | Proxy J. Sime |
| P. Decker | 10 shares | |
| H. F. Edwards | 7 shares | Proxy J. Sime |
| Mary E. Jordan | 20 shares | Proxy J. G. Kittle |
| N. G. Kittle | 20 shares | |
| J. G. Kittle | 20 shares | |
| J. V. de Laveaga | 40 shares | Proxy J. Parrott |
| J. Mora Moss | 16 shares | Proxy J. G. Kittle |
| J. Parrott | 40 shares | |
| T. Parrott | 20 shares | |
| J. Sime | 40 shares | |
| F. G. Smith | 15 shares | Proxy J. Sime |

Making a total of 321 Shares represented.

A quorum being present, the meeting was called to order when the minutes of the last annual meeting were read & on motion, duly seconded, approved.

The Secretary's report was next read, and in motion of Mr. C. J. Brenham, seconded by Mr. T. Parrott, accepted & ordered placed on file.

The meeting then proceeded to an election of Trustees for the ensuing year. Messrs. J. G. Kittle and I. Lawrence Pool were appointed tellers, who upon counting the votes cast, reported Messrs. Sime, J. H. Baird, J. Parrott, C. J. Brenham, and T. Parrott as having received each 321 votes, whereupon they were duly declared elected Trustees for the ensuing year.

On motion duly seconded, the meeting adjourned.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12 February 1869

## Trustees Meeting

A meeting of the newly elected trustees was held this day when were present Messrs. Sime, N. G. Kittle, C. J. Brenham, & J. H. Baird.

Mr. Sime being called to the Chair, the minutes of the last meeting were then read, & approved.

On motion of Mr. Brenham, seconded by Mr. Kittle, Resolved that the Board go into an election for the ensuing year. On counting the votes, it was found that Mr. J. Sime was unanimously elected President.

On motion of Mr. Brenham, duly seconded, Resolved that J. F. Lohse, be declared elected Secretary. Carried

On motion of Mr. N. G. Kittle, seconded by Mr. Brenham, Resolved that the Secretary's salary be raised from the 1st of February, to Three Hundred dollars per Month. Carried.

No other business before the meeting, it was adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12th March 1869

## Trustees Meeting

Present Messrs. Sime, Kittle, Baird, Brenham, & Parrott.

The minutes of the last meeting were read, and on motion duly seconded, approved.

The President stated that Mr. S. Adams, owner of three-eighths undivided interest in the Wharf & warehouse property at Santa Cruz, had offered the same to The California Powder Works for the sum of Twenty-five hundred dollars, and that he had accepted the same subject to the approval of the Board. On motion of Mr. Kittle, seconded by Mr. Baird, the action of the President was confirmed, & the Secretary requested to so notify Mr. Adams and receive the deeds of conveyance from him.

A letter from the President of the Colusa Sulphur Mining Company was then presented, a copy of which is as follows:

San Francisco 12 March 1869

J. F. Lohse, Secretary, California Powder Works

In answer to yours of Feb. 19th the Colusa Sulphur Manufacturing Co. will agree to furnish you with double refined Sulphur at the rate of Fifty Dollars ($50) per ton of 2000 pounds, provided that in the event of our being obliged to procure Sulphur elsewhere than at the Company's mine either by importation or purchase, the The California Powder Works to pay the actual cost of such Sulphur not to exceed Sixty (60) dollars per ton.

Signed, C.E. McLane, President C. S. M. Co.

On motion of Mr. Brenham seconded by Mr. N. G. Kittle, Resolved that the above agreement be accepted, & the President of the Sulphur Co. so notified by the Secretary. Carried.

No other business before the Board, it adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12th April 1869

## Trustees Meeting

Present, Messrs. Sime, Kittle, Brenham, & Baird.

The minutes of the last meeting were read & approved.

The Secretary presented his monthly approximate statement which was on motion duly seconded, ordered placed on file.

The President stated to the Board that he had borrowed from Messrs. Hayward & Coleman, 130 tons of Nitrate which had been shipped on the Schooner Mary Ellen, and that the Schooner had been burned together with the Nitrate on board. That he had furthermore secured about 60 tons which was being shipped on the Sea Nymph. All of this Nitrate to be returned to Messrs. Hayward & Coleman when they should want it for their Mills in Marin County, they to give the California Powder Works thirty days notice of such want.

It appearing that there was no insurance effected on the nitrate per Mary Ellen it was on motion of Mr. C. J. Brenham seconded by Mr. N. G. Kittle, Resolved that the nitrate now being shipped per Schooner Sea Nymph be insured. Carried.

In reference to the consolidation of the Marin Mills it was on Motion duly seconded, Resolved, that a committee of two be appointed by the President, to visit the Marin Powder Mills, and to report by the President their views at the next meeting of the Board. Carried. Messrs. Brenham & J. H. Baird were appointed said Committee.

No other business before the Board, it adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12th May 1869

## Trustees Meeting

Present Messrs. Sime, Baird, Kittle, & Brenham.

The minutes of the last meeting were read, & on motion duly seconded, approved.

The Secretary's monthly approximate Statement was next read, and on motion duly seconded, ordered placed on file.

Messrs. J. H. Baird & C. J. Brenham, the Committee appointed at the last meeting, which on motion duly seconded, was accepted & ordered placed on file.

In regard to the Nitrate borrowed from Messrs. Hayward & Coleman, the President desiring to know the views of the Board, as to whether the same should be purchased or returned it was on motion of Mr. Kittle seconded by Mr. Baird, Resolved that the Nitrate matter be referred to the President, and that he act in regard thereto as he may deem best for the interest of the Company.

On motion of Mr. Baird, seconded by Mr. Brenham, it was Resolved that the prices of Sporting, Cannon, & Musket powder be reduced to the rates as proposed in his (Peyton's) letter of 25 January 1868, and that the Secretary advertise the same to take effect 1st June 1869. (see omitted below)

No other business before the Board it adjourned subject to the call of the President.

John F. Lohse, Secretary

(Omitted above)

On motion of Mr. Brenham, seconded by Mr. Kittle, Resolved, that a Dividend, No.1 of one percent on the Capital Stock of the Company be & is hereby declared payable on the 15th instant. Carried.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 14th June 1869

## Trustees Meeting

Present, Messrs. Sime, Kittle, Baird, Parrott, & Brenham.

Minutes of the last meeting were read and approved.

The President reported that since the last monthly meeting he had bought of H. P Wakelee, Twenty-five (25) tons of Nitrate, and that he has also borrowed from Messrs. Judson & Shephard Twenty tons, which latter was to be returned from the cargo of the Princess Royal, said vessel having arrived at Santa Cruz on the 6th instant with about 550 tons, and is now discharging. He furthermore stated that he had seen Mr. Hayward in reference to the Nitrate borrowed of him and that Mr. Hayward was as yet undecided as to when he should want it.

The President also reported having given another order for from 300 to 350 tons Nitrate to Messrs. Alsop & Co., who have forwarded the same to their Agents in Valparaiso.

The President further added that he had lately returned from White Pine, and that from personal observation, he was satisfied that large quantities of powder would be used there in the future, that he had requested of Mr. E. B. Dickenson a resident of that district, to make full inquiries in regard to the powder trade, which he had done, as appeared by a letter received from him under date of June 8th, which was read to the members present. Proposing Mr. Dickinson as the Company Agent at White Pine, in the place of our present Agent Messrs. Burdick & Coulson whom the President stated were not in the right locality to enable them to attend properly to the Company's interests, it was on motion of Mr. Kittle, seconded by Mr. Brenham, Resolved that the President and Secretary inform themselves in regard to freight from this city to White Pine, and that they request Mr. Dickenson to inform them as to the

probable cost of a Magazine in that District, capable of holding from Three to Four Thousand kegs of powder.

On Motion of Mr. C. J. Brenham, seconded by Mr. Kittle…….

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Resolved, that a dividend of One per cent on the Capital Stock of the Company be & is hereby declared payable on the Fifteenth instant.

Meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 12th July 1869

## Trustees Meeting

Present Messrs. Sime, Kittle, & Parrott.

The minutes of the last meeting, red & approved.

The President reported to the Board that the Twenty tons of Nitrate borrowed from Messrs. Judson & Shephard, had been returned to them from the cargo of the Princess Royal.

The matter of White Pine Agency being fully discussed, it was on motion of Mr. Kittle, seconded by Mr. Parrott, Resolved, the same be left with the President, and that if he deem it advisable that he call a meeting of the Board at such time as he may think proper to take further action in regard to it.

On motion of Mr. Parrott, seconded by Mr. Kittle, Resolved that the price of Blasting Powder from and after the 15th instant, be at the rate of Two dollars & fifty cents per keg, and that the same be advertised in the papers, by the Secretary.

On motion of Mr. Kittle, seconded by Mr. Parrott, Resolved that a dividend of one per cent on the Capital Stock of the Company be and is hereby declared payable on & after the 15th instant.

Meeting then adjourned subject to the President's call.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12th August 1869

## Trustees Meeting

Present Messrs. Sime & Parrott.

There being no quorum, the meeting was adjourned until the 13th inst.

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 13th August 1869

## Trustees Meeting

Present Sime, Baird, Parrott, & Kittle.

Minutes of last meeting read & approved.

Secretary's monthly statement was read, and on motion, duly seconded, ordered placed on file.

The President reported that he had ordered twenty barrels of Cannon powder made at the Mills, as a sample for the Government, and that the same would be furnished within a week or ten days, when it will be duly forwarded to the Authorities at Mare Island.

On motion of Mr. Parrott, seconded by Mr. Kittle, Resolved that a dividend of one per cent on the Capital Stock of the Company be and is hereby declared payable on the Sixteenth instant.

The meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 13th September 1869

## Trustees Meeting

Present Messrs. Sime, Baird, Kittle, Brenham, & Parrott.

Minutes of the last meeting were read, & on motion duly seconded, approved.

The Secretary's monthly approximate account was next read, and on motion Mr. Kittle, seconded by Mr. Parrott, ordered placed on file.

On motion of Mr. Brenham, seconded by Mr. Kittle, Resolved that a dividend of one percent on the Capital Stock of the Company be declared payable on & after the Fifteenth instant.

On motion of Mr. Kittle, seconded by Mr. Brenham, Resolved that the salary of B. Peyton, Superintendent, be at the rate of Five-hundred dollars per month, to take effect from the first (1st) July, 1869. The ayes & noes being called, the resolution was carried by the following vote, viz: Messrs. Kittle, Brenham, & Baird voting aye and Messrs. Sime & Parrott No.

On motion of Mr. Parrott, seconded by Mr. Kittle, Resolved that the Salary of N. E. Windsor, bookkeeper at the Mills, be fixed at $125 per month, to take effect from July 1st, 1869. Carried unanimously.

Meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12 October 1869

## Trustees Meeting

Present, Messrs. Sime, Kittle, Baird, & Brenham.

The minutes of the last meeting were read by the Secretary & on motion, duly seconded approved.

The monthly approximate statement was next read and ordered placed on file.

On motion of Mr. Kittle, seconded by Mr. Brenham, Resolved that a dividend of one per cent on the Capital Stock of the Company be and is hereby declared payable on and after the 15th instant. Carried.

There being no further business before the meeting, it adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12th November 1869

## Trustees Meeting

Present Messrs. Sime, Brenham, Parrott, Kittle & Baird.
The minutes of the last meeting were read & approved.

The Secretary's approximate monthly Statement was next read & ordered placed on file.

A proposition from Mr. E. L. Goold, to the effect that he would be willing to proceed to Washington and attend to all matters connected with the Carbonera Survey, and the drawback of duties on Nitrate of Soda, for the sum of Fifteen hundred dollars cash, was next read. On motion of Mr. C. J. Brenham seconded by Mr. Kittle it was Resolved, that the subject matters above referred to be left with the President, to make the best arrangements possible with Mr. Goold for the interest of the Company.

The President reported having sent Mr. Willard to Colorado Territory with a car load of powder for the purpose on introducing our manufactures into that Section of the country; also, that a sample of the cannon powder lately made for Government, had been duly forwarded to the Chief Bureau of Ordnance, Navy Department at Washington, to be tested.

The President further stated that he had seen Hon. William M. Stewart of Nevada in regard to drawback of duties on Nitrate of Soda, and that he had promised all his influence to have the same allowed, as also to procure for the Company contracts for furnishing Government with Cannon and Musket powder.

On motion of Mr. Brenham seconded by Mr. Kittle, Resolved that a dividend of one per cent on the Capital Stock of the Company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 4th December 1869

## Trustees Meeting

A special meeting of the Trustees being called for the day there were present Messrs. Sime, Baird, Brenham, & Kittle.

The meeting being called to order on motion of Mr. Kittle seconded by Mr. Brenham, the reading of the minutes of the last meeting dispensed with.

The President stated the object of the meeting to be for the purpose of taking into consideration the propriety of entering into the manufacture of a new compound viz: Nitro Glycerine [sic] & meal gunpowder, and of engaging the services of Mr. J. Howden, chemist, who has made 25lbs on order and which had been tried with success in the mines at Smartsville.

After due deliberation on the subject, it was on motion of Mr. Brenham, seconded by Mr. Baird, Resolved, that the matter be left with Messrs. Sime & Kittle to make such arrangements as they may deem for the best interest of the Company.

Meeting adjourned.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 11th December 1869

## Trustees Meeting

Present Messrs. Sime, Brenham, Baird, & Kittle.

The minutes of the last two meetings were read, and on motion duly seconded, were approved as read.

Mr. Kittle on behalf of the Committee appointed to confer with Mr. Howden, Chemist, reports that in connection with Mr. Sime they consulted with Mr. Howden and that he (Mr. H.) required $300 per month for his services in taking charge of the manufacture of the Nitro-Glycerine [sic] & meal powder. The President further stated having retained Mr. Howden temporarily at the above named salary, subject to the approval of the Board. Report accepted & approved.

The President desiring to know the feeling of the several members present relative to granting him, Mr. Willard, a leave of absence for a few weeks in the East, it was on motion of Mr. Baird seconded by Mr. Kittle, Resolved that a short leave of absence be granted to Mr. Willard, and that the sum of $250 be allowed him as travelling expenses, and that he be instructed to use attending to the Company's interests. Carried.

The President stated that he had entered into an agreement with Mr. Goold who is to attend to the Carbonera & other matters of interest to the Company, during his stay in Washington, and that for these services he had agreed to pay the sum of Two-thousand dollars one half in cash, the remaining as a contingent fee. On motion duly seconded, the President's actions were approved of.

On motion of Mr. Baird, seconded by Mr. Brenham, Resolved that a dividend of one per cent on the Capital stock be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12th January 1870

## Trustees Meeting

Present Messrs. Sime, Baird, Brenham, Kittle, & Parrott.

The minutes of the last meeting were read & approved.

The Secretary presented his monthly approximate statement which was on motion, duly seconded ordered place on file.

Mr. Kittle, on behalf of the committee appointed to take measures for the manufacture of Hercules powder, reports that with the aid of Captain Baird, they had succeeded in leasing for one year at rate of $10 per month, a piece of ground on the Byfield Tract, said lease being

obtained from Mr. E. L. Sullivan. On motion of Mr. Brenham, seconded by Mr. Parrott, the action of the Committee were approved of.

The President presented the patent held by Judge Hastings, which was duly read by the Secretary. It appearing that the mixture of the powder now being manufactured by the Company, is not included in the Patent held by Judge Hastings, it was on motion of Mr. C. J. Brenham seconded by Mr. Baird, Resolved that the President & Mr. Kittle be authorized to confer with the Giant Powder Company with reference to any settlement for the sale of Powder, patent, or consolidation. Carried.

The President further stated having received letters from Mr. J. W. Willard, in which he recommended the appointment as Agents for the Company in Colorado, of William Larned, Central City, H. C. Chapin, Georgetown, and Grill & Bunker, Denver City. On motion of Mr. Baird, seconded by Mr. Kittle, the appointments were referred to the President.

Messrs. Alsop & Co. per Mr. Parrott, presented their account for Nitrate amounting to $29,430.09, with the request that the same should be paid. On motion of Mr. Baird, seconded by Mr. Kittle, Resolved, that the Trustees be authorized to borrow such sum from the term of 30 days, and that the note of the Company be given to the party loaning the same, said note to be made out in due form, and according to the By Laws of the Company. Carried.

On motion of Mr. Brenham, seconded by Mr. Baird, Resolved……

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… that a dividend of one per cent on the Capital Stock of the Company be & is hereby declared payable on & after the fifteenth instant. Carried.
Meeting adjourned to the call of the President.

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 4th February 1870

## Trustees Meeting

A special meeting of the Trustees was called for this day by the President, when were present Messrs. Sime, Kittle, Brenham, & Parrott.

The minutes of the last meeting were duly read and approved.

The President stated the object of the meeting to be for the purpose of hearing from the Committee appointed to confer with Giant Powder Co. as to what had been done in the matter, and also to report as to progress in the Hercules powder, compound.

Mr. Kittle one of the Committee reported that Works for the manufacture of the new Compound (Hercules) have been erected and are now in full operation. He further reported that nothing had as yet been done in regard to the Giant Powder Company nor had any conclusion been arrived at as to purchase of the Horsley Patent, offered by Mr. S. C. Hastings.

Mr. Kittle further reported that a charter had been made with Messrs. Alsop & Co. to send the Schooner Superior to Valparaiso, ten thousand (10,000) kegs blasting powder to be sold for our account. This charter had been made on representations to effect that large quantities of powder would be required in the building of railroads now in progress of construction in Chili & Peru, and there was every probability that the sales would be speedy and profitable. Said vessel on its……

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….. return from Valparaiso is to stop at Iquique [sic] and load with Nitrate of Soda for the Mills at Santa Cruz.

He further states that the Superior had been thoroughly examined and found seaworthy in every respect. Accepted.

There being no further business before the meeting on motion of Mr. Brenham seconded by Mr. Parrott, it adjourned sine die.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 7th February 1870

## Stockholders Meeting

The annual meeting of the Stockholders of The California Powder Works was held this day in pursuance to the by-laws of the Company and by notice of a call duly advertised in the Alta California newspaper.

The following shares were represented to wit:

| | | | |
|---|---|---|---|
| Baird, J. H. | 84 shares | Kittle, J. G. per J. Sime proxy | 20 shares |
| B. Brewster, by Law Pool | 25 shares | Laveaga, J. V. de by J. Parrott | 40 shares |
| Brenham, C. J. | 30 shares | Luning, N. | 10 shares |
| Cunningham, L. per J. Parrott | 18 shares | Lawton, G. T. | 15 shares |
| Decker, P. per Lloyd Tevis | 10 shares | Moor W. H. per Hartshorne | 7 shares |
| Earl, J. O. | 15 shares | Parrott, J. | 40 shares |
| Edwards, H. F. by J. Parrott | 7 shares | Parrott T. | 20 shares |
| Hastings, S. C. | 30 shares | Robinson, H. E. per Haggin | 10 shares |
| Haggin, J. B. | 40 shares | J. Sime | 40 shares |
| Hartshorne, B. M. | 27 shares | Smith, F. G. | 15 shares |
| Jordan, Mrs. M. A. by H. Perry Jr. | 20 shares | Walker, W. C. | 25 shares |
| Kittle, N. G. per J. Sime | 20 shares | Wilcox, A. H. per Hartshorne | 16 shares |

Making a total of 584 shares, which constituting a majority, the meeting was called to order by the President.

The minutes of the last annual meeting were then read by the Secretary and on motion of Mr. Brenham seconded by Mr. Luning, approved as read.

The report of the Trustees was next read together with the Secretary's annual statement of assets & liabilities which on motion of Mr. Luning seconded by Mr. Tevis, were ordered placed on file.

There being no other business before the meeting, it proceeded to the election of Trustees for the ensuing year.

The President appointed Messrs. Brenham & Lawton tellers who reported as follows viz:

We the undersigned inspectors appointed at the annual meeting of the Stockholders of said Company held on this 7th day of February 1870, hereby certify that the following named persons were elected Trustees.

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…… and received the number of votes set opposite their respective names to wit:

| | |
|---|---|
| John Sime | 584 votes |
| N. G. Kittle | 584 votes |
| J. B. Haggin | 584 votes |
| T. Parrott | 315 votes |
| N. Luning | 294 votes |

The meeting adjourned on motion, duly seconded.

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 8th February 1870

## Trustees Meeting

A meeting of the newly elected Trustees was held this day when were present Messrs. Sime, Kittle, Luning, Parrott & Haggin.

Mr. Sime was called to the Chair when on motion of Mr. Kittle seconded by Mr. Luning, Resolved that the Board go into an election for officers for the ensuing year. Mr. N. G. Kittle was nominated for President by Mr. Parrott and Mr. J. Sime was put in nomination by Mr. Kittle. The roll was then called with the following result, Messrs. Kittle, Luning & Parrott voting for Mr. Sime – Mr. Haggin not voting. Mr. Sime was then declared duly elected President for the ensuing year.

Mr. Parrott nominated for Secretary, J. F. Lohse, seconded by Mr. Haggin who offered the following resolution to wit:

That the Secretary be elected subject to removal at any time at the pleasure of the Board and if removed that his salary shall be paid him up to time of removal. The resolution was voted upon with the following result. Kittle, Parrott, Haggin & Luning voting Aye.

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On motion of Mr. Haggin, duly seconded by Mr. ? that the President appoint a committee of two to receive the Secretary's bond, the President named Messrs. Luning & Parrott.

On motion of Mr. Haggin, seconded by Mr. Luning Messrs. J. Sime & Co. are elected Treasurers of the Company.

On motion of Mr. Haggin, seconded by Mr. Luning, Resolved that a weekly meeting of the Board be held on Wednesdays at 3 o'clock P. M. Carried.

After which the meeting adjourned until Saturday. 12th instant.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12 February 1870

## Trustees Meeting

Present Messrs. Sime, Parrott, Haggin & Luning.

The meeting being called to order by the President the minutes of the last meeting were then read by the Secretary when on motion of Mr. Parrott, seconded by Mr. Haggin, Resolved,

that the minutes of the last meeting in reference to appointment of Treasurer by amended, by appointing J. F. Lohse Treasurer in place of Messrs. J. Sime & Co.. On motion duly seconded, the minutes as amended were approved.

The committee of Treasurer's bonds were allowed further time to report.

The matter of Insurance on powder per Superior to Valparaiso was then presented to the meeting when it appearing that with one or two exceptions, the Company has heretofore been its own insurers, it was on motion of Mr. Luning, seconded by Mr. Haggin, Resolved, that the Company effect no Insurance of any kind for the future. Carried.

Meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 16th February 1870

## Trustees Meeting

Present, Messrs. Sime, Parrott, Haggin, Kittle, & Luning.
The minutes of the last meeting were read and approved.

The President informed the Board that General Alexander U. S. A. was about to visit Santa Cruz for the purpose of locating a proposed breakwater at that place, and that he thought it would be to the interests of the Company to have him at the same time visit their works. On motion of Mr. Luning, seconded by Mr. Haggin, Resolved, that the President is requested to accompany General Alexander to Santa Cruz, and that he invite him to visit and examine the Company's Works. Carried.

Meeting then on motion duly seconded, adjourned.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 2nd March 1870

## Trustees Meting

Present Messrs. Sime, Parrott, Haggin, Kittle & Luning.
Minutes of last meeting read & approved.

The President reports having visited the Works in company with General Alexander, as requested at last meeting.

Mr. Kittle desiring to know whether the Company under its incorporation were allowed the manufacture of the so called Hercules Powder, the matter was fully discussed and on motion duly seconded, referred to next meeting for further action.

The President stated the necessity of making arrangements for a supply of Saltpetre. [sic] On motion of Mr. Haggin seconded by Mr. Kittle, Resolved that the Chair appoint a Committee of two to take information relative to the importation of a further supply with power to act. The motion being carried, the President appointed Mr. Haggin & Parrott said Committee.

On motion of Mr. Haggin, seconded by Mr. Kittle, Resolved that Messrs. Alsop & Co. be requested to write to their correspondent at Valparaiso to thoroughly examine the cargo of

powder per Superior on its arrival, and to offer none at private sale except such as is in perfect order.

Meeting then adjourned to 12th instant.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 12th March 1870

## Trustees Meeting

Present Messrs. Sime, Kittle, Haggin, Parrott, & Luning.
The minutes of last meeting read & approved.

Mr. S. C. Hastings who was present by request of the President made a statement to the effect that he had been sued by Mr. James Howden for services rendered as chemist in preparing certain explosive compounds known as the Horsley powders and that as these preparations had been made in the interest of the Company, he thought they should bear the said expenses and release him from any further trouble with Mr. Howden.

On motion of Mr. Kittle, seconded by Mr. Parrott, Resolved, that the President be authorized to settle with Mr. Howden on best terms possible.

Committee on Saltpetre [sic], allowed further time to report on motion of Mr. Haggin, seconded by Mr. Kittle, Resolved that a sample of Nitrate received per "Marie" be given to Mr. Price for assay. Carried.

The Secretary stating that the note given Messrs. Parrott & Co. for $20,000 and bearing interest at 1 ¼ % per month would fall due on the 15th instant and that they would not renew the same at a less rate and Mr. Kittle announcing that the amount could be had of the Union Insurance Company at 60 days @ 1% the following preamble & resolution was offered to wit:

At a meeting of the Board of Trustees of The California Powder Works held this 12th March 1870, it was on motion of Mr. N. G. Kittle seconded by Mr. Parrott, Resolved, that the note of the Company shall be executed in due form and issued under date of 15 March 1870, in favor of the Union Insurance Company for the sum of Twenty Thousand Dollars payable Sixty days after date with interest at one per cent per month until paid further resolved that said loan be applied to the payment of note to Parrott & Co.

On motion of Mr. Kittle, seconded by Mr. Parrott, resolved that a dividend of one per cent on the Capital Stock of the Company be & is hereby declared payable on & after the 15th instant. Carried.

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On motion of Mr. Haggin, seconded by Mr. Kittle, Resolved that Mr. Peyton to be instructed to attend the monthly meetings of the Board with full reports of past works and suggestions as to future. Carried.

Meeting adjourned to 16th instant.

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 16th March 1870

## Trustees Meeting

Present Messrs. Sime, Kittle, Haggin, Luning, & Parrott.
Minutes of last meeting read & approved.

Mr. Parrott of the committee on Saltpetre [sic] reports having written to England in reference to cost of nitrate of Potash.

The President reports the Hastings Howden matter in process of settlement. He further reports that on the receipt of Mr. Peyton's letter of 11th instant informing the Company of the explosion at the steam wheel mills, by which three men were fatally injured, he at once visited the Works, and found the damage to be of small moment.

Mr. Haggin informed the Board that an Act has been lately passed by the Legislature and is now a law which allows the Company to amend its Articles of Incorporation by written consent of all its Stockholders, and in order to safely proceed with the manufacture of the Hercules powder or other explosives, he would offer the following resolution vis: Resolved unanimously that the Certificate of Incorporation of this Company be so amended as to extend the object & power of the Association to the manufacture and sale of Gunpowder, Blasting powder, and any other explosive material substance or compound and the transaction of all business appurtenant thereto and the Secretary of this Company is directed to obtain the written assent of all the Stockholders to such amendments.

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The resolution being unanimously agreed to and there being no further business before the meeting it adjourned to Wednesday 30th instant.

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 30th March 1870

## Trustees Meeting

Present Messrs. Sime, Kittle, Luning, & Parrott.
Minutes of last meeting duly read and approved as read.

The President presented a statement received by him from Messrs. Bandmann Nelson & Co., Agents of the Giant Powder Company by which it appeared that they claimed that this Company was infringing on their rights while manufacturing the present compound of meal powder and Nitro Glycerine, [sic] although at the same time the Nobel Patent did not cover this right. On motion of Mr. Kittle, seconded by Mr. Luning, the Secretary was directed to write to Mr. E. L. Goold at Washington to do all in his power to prevent the Giant Powder Company by all means from obtaining a patent for the aforesaid compound.

A bill for $773.75 from Messrs. McAllister & Bergin for retainer & services rendered in La Carbonera was referred for settlement to Messrs. Haggin & Sime.

A bill for $182.50 for expenses incurred by Mr. S. C. Hastings while in Europe and in procuring the Horsley Patent, was referred to the President.

A claim for $461.74 for overweight on cargo of “Marie” was presented by Messrs. Alsop & Co. on account of shippers, and on motion of Mr. Kittle seconded by Mr. Luning declined payment.

The assays of Nitrate ex. “Marie” made by Messrs. Howden & Price varying so widely, on motion of Mr. Kittle, seconded by Mr. Luning, Resolved that the Secretary request Messrs. Price & Howden to meet at this office, select another sample, and make another assay.

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On motion of Mr. Luning, seconded by Mr. Kittle, Resolved that the Secretary at each monthly meeting make a statement of powder sold, together with profits thereon.

The President stated that he had arranged with Mr. Von Schmidt to the effect that the powder needed for his operations on Blossom Rock should be supplies at $2.25 per keg and that the quantity required would be in the neighborhood of 22 tons. On motion duly seconded, the sale was confirmed by the Board, when it adjourned at 12 April 1870

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 12th April 1870

## Trustees Meeting

Present, Messrs. Sime, Haggin, Parrott & Luning.

Minutes of the last meeting, read & approved.

On motion of Mr. Haggin, seconded by Mr. Parrott, the bill for $182.50 of S. C. Hastings was ordered paid.

The President to whom in conjunction with Mr. Haggin, was referred the bill of Mc Allister & Bergin, reported the amount $773.75 paid under protest.

The monthly approximate statement of the Secretary was next read and ordered placed on file.

On motion of Mr. Haggin, seconded by Mr. Parrott, a dividend of one (1%) per cent on the Capital Stock of the Company was declared payable on and after the 15th instant.

The report of the Superintendent was next read, when on motion of Mr. Haggin, seconded by Mr. Luning, it was resolved that another water wheel should be put in the place of the present one used in driving the upper double Mill, and that the kind of wheel to be put in be left to the judgment of the President and Superintendent. It was further resolved that as per recommendation of Mr. Peyton, the Superintendent, the Mills be pushed to their fullest extent in the manufacture of Blasting Powder.

Meeting adjourned to 28 April.

John F. Lohse, Secretary

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## Office of The California Powder Works

San Francisco 4th May 1870

## Trustees Meeting

Present Messrs. Sime, Haggin, & Luning.

The minutes of last meeting were read & on motion duly seconded approved.

A letter from Mr. Peyton Superintendent under date of 2nd May was next read, when on motion of Mr. Luning, seconded by Mr. Haggin it was Resolved that in response to the letter of Mr. Peyton, he be instructed to use the contrivance he has made for moving and stopping the wheel Mills from outside the buildings. The ayes & noes [sic] being called for Mr. Luning and Haggin voted Aye Mr. Sime, No.

No other business the meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 12th May 1870

## Trustees Meeting

Present Messrs. Sime, Haggin, & Parrott.

The minutes of the last meeting were read & on motion duly seconded, approved.

The Superintendent's report for month of April was next read & ordered placed on file.

A letter from Captain J. O. Smith in reference to the purchase of a vessel to carry the Company's freight was also read & on motion duly seconded, ordered on file.

The Secretary was directed to extend the contract with Messrs. Goodall & Nelson for carrying the Company's freight until the 11 September next.

On motion of Mr. Parrott, Seconded by Mr. Haggin, Resolved that a dividend of one per cent on the Capital Stock of the……..

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….. Company is hereby declared payable on and after the sixteenth (16th) instant.

Meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 25 May 1870

## Trustees Meeting

Present Messrs. Sime, Kittle, Parrott, & Haggin.

Minutes of last meeting read & approved.

The President informed the Board that he has written a letter to General Alexander U. S. A. requesting him to ascertain the truth as to the report of fine beds of Saltpetre [sic] existing on the Colorado river, and if so, to inform the California Powder Works of the same. On motion duly seconded, the letter was duly approved of.

The Committee on Nitrate of Potash, advised against the importation of any for the present which was approved of by the Board.

On motion of Mr. Haggin, seconded by Mr. Kittle, it was Resolved that Messrs. Alsop & Co. be requested to order 50 tons of Saltpetre [sic] for Company's account from such ports in China or Japan as they may deem for the best interest of the Company

In view of the necessity of a depot at Denver, Colorado for the storage of powder, it was on motion of Mr. Kittle, seconded by Mr. Haggin, Resolved that the Secretary direct Mr. Willard who is about starting for Colorado on behalf of the Company's interests to ascertain the price of five acres of land and the cost of a magazine capable of holding from 1500 to 2000 kegs

powder & that on the receipt of said information the President accept or decline the terms as he may deem proper.

The Secretary was further directed to see the different…….

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……. manufacturers of tin ware and obtain from them bids for the next year's supply of powder canisters after which the meeting adjourned.

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 11th June 1870

## Trustees Meeting

Present Messrs. Sime, Haggin, Kittle, & Parrott.
Minutes of the last meeting were read & approved.

The Secretary's monthly approximate statement was next read & ordered placed on file.

The Committee on Saltpetre [sic] report having ordered 50 tons from Messrs. Jardine, Mathieson & Co. China, which report together with their letter being accepted, on motion of Mr. Haggin, seconded by Mr. Kittle, the Committee was directed to send a second order by next Mail for Fifty tons more.

Letter from C. Dufendorff, President Rocky (Bar) Mountain Coal & Iron Company asking for the Agency of The California Powder Works at Evanston, Wyoming Territory was on motion of Mr. Haggin seconded by Mr. Parrott, referred to the following committee appointed by the President, namely Messrs. Haggin & Parrott.

Bids from Messrs. Tay, Brooks & Backus and Brittan Holbrook & Co. for the supply of pound canisters for the ensuing year were next opened & read. That of Messrs. Tay, Brooks & Backus being the lowest, vis: 8 cents for ½ lb. & 9 ½ cents lb., the Secretary was directed to see these gentlemen as to whether they would make the price of the pound canisters 9 cents instead of 9 ½, and if s to award them the contract.

The Superintendent's monthly report was next read & on motion duly seconded, ordered placed on file.

A letter from Mr. Matthewson under dater of 31 May (together with a plan of water pipe for heating the Dry house) was next read, on……

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…. motion of Mr. Haggin, seconded by Mr. Kittle, Resolved that the same be referred to the Superintendent. The Ayes & Noes [sic] being called for Messrs. Haggin, & Kittle voted aye – Messrs. Sime & Parrott, no. The resolution being lost, on motion of Mr. Parrott, seconded by Mr. Kittle, it was resolved that the matter be referred to Messrs. Haggin & Kittle to report.

On motion of Mr. Haggin, Seconded by Mr. Parrott, a dividend of one per cent on the Capital Stock of the Company was declared payable on and after the 15th instant, after which the meeting adjourned, subject to the President's call.

John F. Lohse, Secretary

## Office of The California Powder Works

San Francisco 22nd June 1870

## Trustees Meeting

Present, Messrs. Sime, Haggin, Kittle, & Parrott.
Minutes of last meeting were read & approved.

Committee on Agency Rocky Bar Coal & Iron Company and heater for Dry House were allowed further time to report.

The Secretary reported having seen Messrs. Tay, Brooks & Backus in reference to contract for the lb. & ½ lb. canisters, and that he was unable to secure any reduction in the price as mentioned in their bid of 8th instant. On motion duly seconded ordered that the contract be awarded to Messrs. Tay Brooks & Backus for the ensuing year at their prices.

A letter from Mr. E. L. Goold under date of 9th June was next read, in which he asks for an advance of $500. On motion of Mr. Haggin, seconded by Mr. Kittle, ordered that the Secretary write to Mr. Goold and state to him that under the present contract with the Company, there are no funds due him & that he refer himself to said contract.

Meeting adjourned subject to call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 July, 1870

## Trustees meeting

Present, Sime, Kittle, Haggin and Parrott.
Minutes of the last meeting read and approved.

The secretary's monthly approximate statement was next read and on motion duly seconded ordered placed on file.

The committee on Rocky Mountain Iron and Coal Company and heater for drying house, reported the matter as having escaped their memory and requested further time to report. Granted.

On motion of Mr. Hagan, seconded by Mr. Parrott, it was resolved that hereafter whenever committees are appointed, the Secretary notify them of the same in writing.

On motion of Mr. Kittle, seconded by Mr. Haggin, resolved, that the chair appointed a committee to examine into the manufacture of Hercules Powder, and report as to the advisability of continuing its manufacture, or any other suggestions they may make. The Chair appointed Haggin and Parrott, said Committee.

The Superintendents report was next read and on motion of Mr. Haggin, seconded by Mr. Kittle, resolved, that the Superintendent adopted the policy as mentioned in his report. Carried.

On motion of Mr. Kittle, seconded by Mr. Haggin, it was resolved that the Board go into an election for trustee owing to the vacancy caused by the absence of Mr. N. Luning. Carried. Mr. W. C. Walker was then put in nomination by Mr. Kittle and Mr. B. M. Hartshorne by Mr. Parrott with the following result:

Messrs. Kittle and Haggin voting for Mr. Walker and Messrs. Parrott and Sime against. Messrs. Parrott & Sime voting for Hartshorne and Messrs. Haggin and Kittle against. There

being no election, Mr. J. O. Earl was next put in nomination by Mr. Sime, and unanimously elected, and the secretary directed so to notify him.

On motion of Mr. Haggin, seconded by Mr. Kittle, the regular monthly dividend of 1% was declared payable on and after the 15th instant, when the meeting adjourned to 28th instant.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 28 July 1870

## Trustees Meeting

Present Sime, Parrot, Earl, Haggin, and Kittle.
Minutes of last meeting read and approved.

Committee on agency Rocky Mountain Coal and Iron Company, and heater for dry house, were allowed further time to report.

Committee on Hercules Powder account stated that they had referred the same to the Superintendent Mr. Peyton for examination. The matter of Mr. Schaffner relative to the manufacture of nitroglycerin and its mixture with other ingredients was referred to the same committee, to which on motion of Mr. Kittle, Mr. Earle was added, after which the meeting adjourned.

John F. Lohse, Secretary

**(Minutes Page 163)**

## Office of the California Powder Works

San Francisco 11 August 1870

## Trustees Meeting

Present, Messrs. Sime up, Haggin, Earl, Kittle and Parrott
Minutes of the last meeting read and approved.

Secretaries monthly approximate statement, read and on motion duly second and ordered on file.

Committee on Rocky Mountain Coal and Iron Company agency, reported against the appointment for the present.

The Committee on heater for Drying House recommended the process of drying by hot water instead of by hot air, and further recommended that the Superintendent order the necessary apparatus for the same.

The committee on Hercules Powder report that up to the present time they find that there has been no profit in the business; that they are not willing to recommend it immediate discontinuance but would suggest that some change be made in its management. On motion duly seconded, the report was accepted and Committee discharged

The committee on Schaffner matter report progress and ask for further time, which was granted.

On motion of Mr. Parrott seconded by Mr. Hagan, a dividend of 1% was declared payable on and after the 15th instant.

Meeting adjourned subject to call up the president.

John F. Lohse, Secretary

**(Minutes Page 164)**

## Office of the California Powder Works

San Francisco 25 August 1870

## Trustees Meeting

Present, Sime, Haggin, Kittle, Parrott and Earl.
Minutes of last meeting read and approved.

Committee on Schaffner matter report no further progress for the present.

The committee on Hercules Powder report Mr. Howden is no longer employed by the month, but that he will be hired only as his services may be needed, paying him for such services at the rate of $12 for each day employed. On motion duly seconded, report accepted, and committee discharged.

Mr. Haggin gave notice that at the next meeting, he would offer a motion to the effect that B. Peyton be made Superintendent General of the company's affairs both at Santa Cruz and San Francisco.

Meeting adjourned subject to the call of the president.

John F. Lohse, Secretary

**(Minutes Page 165)**

## Office of the California Powder Works

San Francisco 12 September 1870

## Trustees Meeting

Present Messrs. Sime, Earl, Haggin, Parrott and the Kittle
Minutes of last meeting read and approved.

Committee on Schaffner matter report same in “status quo”.

A notice from T. P. Schaffner to desist from continuing the manufacture of Hercules Powder was next read and on motion from Mr. Haggin, seconded by Mr. Kittle, referred to same Committee.

The Secretary's monthly approximate statement was next read and ordered placed on file.

On motion of Mr. Haggin seconded by Mr. Kittle, resolved that a dividend of 1% on the capital stock of the company be declared payable on and after the 15th instant.

On motion of Mr. Haggin, seconded by Mr. Earle, the Superintendent was instructed to order from the East the heating apparatus for dry house, as per letter of Mr. Matthewson of 31 May last.

On motion of Mr. Hagan, seconded by Mr. Parrott, resolved that the matter of contract for the transportation of powder for the ensuing year be referred to Mr. Sime and Kittle, with power to act.

The motion offered by Mr. Haggin at the last meeting to the effect that B. Peyton be appointed Superintendent General of the Company's (works) affairs both here and at Santa Cruz, was next called up, when being seconded by Mr. Kittle, the Ayes and Noes were called for with the following result. Haggin, Kittle, and Earl voting Aye and Messrs. Sime and Parrott voting no. The motion was declared carried.

A communication from Mr. Sime was received to the effect that hereafter, overdrafts would be charged for at the rate of 1% per month.

In reference to further nitrate orders the matter was on motion of Mr. Haggin, seconded by Mr. Kittle referred to Mr. Parrott and the Superintendent. On motion of Mr. Kittle, seconded by Mr. Haggin, Mr. Sime was added to the Committee when the meeting adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 28 September 1870

## Trustees Meeting

Present, Sime, Kettle, Parrott, Haggin and Earl.
Minutes of last meeting read and approved.

The committee upon matter of negotiations with Mr. Schaffner, report nothing done and request to be relieved from further consideration. Report received, and the Committee discharged.

The Committee on freights reported having made a contract with Messrs. Goodall and Nelson to carry the company powder for one year from the 14th September at rate of 5 1/4 cents per keg or case of 25 pounds, and two dollars per ton for other matter. Report accepted.

Mr. Parrott of the Committee on nitrate, reports that the Superintendent informs him that there is sufficient stock on hand to last until next May, and consequently that further orders for the present will be unnecessary.

The recommendation of the Superintendent in reference to Sporting Powder was referred to Messrs. Earl and Kittle in conjunction with the Superintendent himself.

The matter of Hercules Powder was referred to a committee composed of Messrs. Sime, Earl, and Peyton when the meeting adjourned subject to the call of the president.

John F. Lohse, Secretary

**(Minutes Page 167)**

## Office of the California Powder Works

San Francisco 11 October 1870

## Trustees Meeting

Present Messrs. Sime, Kittle, Parrott and Earl.
Minutes of last meeting read and approved.

Committee on Sporting Powder report having engaged the services of Mr. C. W. Dannals (formerly of the company's agent at Sweetland) to canvas the state and to place the company's manufacture on consignment in all places where there may be a demand therefore. Salary $200 per month while so engaged. Report accepted and committee discharged.

Committee on Hercules Powder asked for further time to report. Granted.

The Superintendent reports that on the night of the fourth instant a fire broke out at the wharf at Santa Cruz, resulting in the total loss of the wooden warehouse, and a partial loss of the brick warehouse together with a portion of the nitrate lately received from Superior. He further reports having given orders to Mr. Button to repair the brick warehouse so as to protect the remaining nitrate on hand.

On motion of Mr. Parrott seconded by Mr. Kittle, resolved that Messrs. Sime and Earl visit Santa Cruz for the purpose of examining into the cause of the disaster, and report as to the necessary steps to be taken for the future preservation of the Company's property. Carried.

The Secretary's monthly approximate statement was next read when on motion of Mr. Kittle, seconded by Mr. Parrott, Resolved that a dividend of 1% be declared payable on and after the 15th incident.

Meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 15 October 1870

## Trustees Meeting

Present, Messrs. Sime, Earl, Parrott and Kittle.
Minutes of last meeting read and approved.

The President stated that the object of the meeting was to hear the report of the committee appointed to visit Santa Cruz for the purpose of examining into the cause of the fire, and to take steps necessary to be taken for the further protection of the company's property. The committee report having visited Santa Cruz, upon a full examination are satisfied the fire was purely accidental, and that it was caused by parties from an adjoining saloon, that were carousing while awaiting for the steamer which was to take them away to San Francisco. The report the brick warehouse in process of repairs by Mr. Button. They recommend the reconstruction of the wooden warehouse -- at least one half of its former length - of wood, the other half of brick, and that the same be left to the discretion of the President and Superintendent. They further state that they visited the Company’s works, but found no one with full authority to act in case of emergency in charge, and would recommend that the Superintendent when absent from Santa Cruz to look after the Company's interests and so remain there until recalled by the Board of Trustees.

The Committee's report was accepted and on motion of Mr. Parrott, seconded by Mr. Kittle. Resolved, that the recommendations of the Committee be and are hereby approved.

Meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 November 1870

## Trustees Meeting

Present, Messrs. Sime, Haggin, Earl, Kittle and Parrott.
Minutes of last meeting read and approved.

The Secretary's monthly approximate statement was presented and ordered placed on file.

The Superintendents report was next read and on motion duly seconded, ordered on file.

The President reported having purchased 50 tons of nitrate of soda of Alsop & Co., which purchased, on motion of Mr. Hagan, seconded by Mr. Kittle, was approved of.

Committee on Hercules Powder report its continued manufacture.

On motion of Mr. Hagan, seconded by Mr. Kittle, resolved that a committee be appointed by the President to confer with the Giant Powder Company in response to the letter received from the president thereof, Mr. L. L. Robinson. The President appointed Mr. Haggin and Earl said committee.

The President reports further having leased for three years the piece of ground owned by Capt. Fake, adjoining the warehouse property at Santa Cruz, at the monthly rate of $18. On motion duly seconded, the same was approved.

On motion of Mr. Parrott, seconded by Mr. Earle, ordered that the Superintendent's attention be called to section 2 of article 3 of the bylaws, and that he be guided thereby hereafter. Carried.

On motion of Mr. Parrott, seconded by Mr. Kittle, resolved that a dividend of 1% be declared on the capital stock of the company payable on and after the 15th instant.

Meeting adjourned subject to the call of the President.

John F. Lohse, Secretary

**(Minutes Page 170)**

## Office of the California Powder Works

San Francisco 10 December 1870

## Trustees Meeting

Present Messrs. Sime, Kittle, Haggin, Earl and Parrott.
Minutes of last meeting read and approved.

Committee on Hercules Powder report having conferred with Messrs. Robinson and Varney, the committee appointed by the Giant Powder Company, report progress and asked for further time.

Superintendent's monthly statement was next read and ordered on file.

On motion of Mr. Haggin seconded by Mr. Kittle, resolved that another cargo of nitrate of soda be ordered through Messrs. Alsop & Co. and furthermore that the quantity and mode of shipment be referred to Parrott and Kittle.

On motion duly seconded, Mr. Larned's letter from Central City, in reference to supplying powder for the building of a new railroad in Colorado, was referred to the President to act in the matter.

On motion of Mr. Haggin, seconded by Mr. Kittle, resolved that the salary of the Mr. Powning be raised to $150 per month to take effect from 1 January 1871.

On motion duly seconded, the price of Hercules Powder was reduced to 55 (cents) per pound and machinery ordered to be made as per suggestions of Mr. Howden.

On motion of Mr. Hagan, seconded by Mr. Kittle, a dividend, the regular monthly one of one percent, was ordered payable from and after it 15 instant.

Meeting then on motion adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 January 1871

## Trustees Meeting

Present, Messrs. Sime, Haggin, Earl, Kittle and Parrott.
Minutes last meeting read and approved.

Kittle and Parrott, Committee on nitrate, reporting having ordered a cargo from Valparaiso, as per Mr. Parrot's letter a copy of which is placed on file.

Superintendent's report for December received and ordered placed on file. On motion of Mr. Hagan seconded by Mr. title, resolved that the purchase of a barrel saw be made, as per suggestion of the Superintendent, and if possible shall one be procured in the city.

On motion of Mr. Haggin seconded by Mr. Earle, resolved that Messrs. Parrott & Co. ordered 100 tons of roll sulfur for account of the Company -- same to be made in two or three shipments.

On motion of Mr. Kittle, seconded by Mr. Haggin, the usual monthly dividend of 1% was declared payable and on after 16th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 6 February 1871

## Stockholders Meeting

The annual meeting of the stockholders of the California powder works was held this day in pursuance to the bylaws of the Company, and by notice of a call duly advertised in the Alta California newspaper.

The following shares were represented to wit:

| | |
|---|---|
| J. B. Haggin, in person | 40 shares |
| J. B. Haggin, Trustee person | 30 shares |
| N. G. Kittle, in person | 20 shares |
| J. Parrott, in person | 50 shares |
| J. H. Baird | 84 shares by J. B. Haggin proxy |
| J. O. Earl | 15 shares by J. B. Haggin proxy |
| B. M. Hartshorne | 27 shares by J. B. Haggin proxy |
| J. V. de Laveaga | 50 shares by J. Parrott proxy |
| N. Luning | 10 shares by J. B. Haggin trustee |
| G. T. Lawton | 15 shares by J. B. Haggin trustee |
| B. B. Minor, trustee | 65 shares by J. B. Haggin trustee |
| J. Mora Moss | 16 shares by J. B. Haggin trustee |
| H. E. Robinson | 10 shares by J. B. Haggin trustee |
| W. C. Walker | 25 shares by J. B. Haggin trustee |

making a total of 457 shares which constituting a majority, Mr. Kittle was called to the chair and the meeting called to order.

The reading of the minutes of the last stockholders meeting were on motion of Mr. Haggin seconded by Mr. Parrott, dispensed with.

The Secretary's annual report was then read and ordered placed on file.

The meeting next proceeded to the election of officers for the ensuing year. The result of which was to wit: J. B. Haggin, J. H. Baird, J. O. Earl, G. T. Lawton, and N. G. Kittle each receiving 457 votes. These gentlemen being declared duly elected the meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 6 February 1871

## Trustees Meeting

The newly elected Board of Trustees for ensuing year met this day when were present Messrs. Baird, Haggin, Kittle, Earl and Lawton.

Mr. Kittle being called to the chair, Mr. Haggin stated the first thing in order to be the election of a president and nominated Mr. J. H. Baird which nomination was duly seconded by Mr. Earle and Mr. Baird was thereupon unanimously chosen.

On motion of Mr. Haggin seconded by Mr. Lawton, resolved that the present officers of the company be retained until further action by the Board and that committees be appointed to look into the Company's affairs both here and at Santa Cruz. The President appointed Mr. Haggin and Earl, committee for San Francisco, Mr. Kittle and Lawton committee for Santa Cruz.

On motion of Mr. Haggin, seconded by Mr. Kittle, the Secretary was directed to request of Mr. Peyton to make his account good.

On motion of Mr. Haggin, seconded by Mr. Kittle, the Treasurer was ordered to remove the bank account to Wells Fargo & Co. Meeting then adjourned subject to the call of the president.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 13 March 1871

## Trustees Meeting

Present Messrs. Baird, Haggin, Lawton, Earl, and Kittle.
Minutes of last meeting read and approved.

A letter from Mr. F. A. Hihn -- dated Santa Cruz 8 March in reference to a railroad about to be built by himself and others, along the San Lorenzo Creek, was next read, and on motion duly seconded, referred to Messrs. Baird and Haggin.

The report of J. W. Willard was next read and ordered on file.

On motion of Mr. Haggin, seconded by Mr. Kittle, it was resolved that another cargo of nitrate of soda should be ordered by the committee on nitrate -- say from 300 to 350 tons.

The matter of agencies at Treasure City, Nevada, and Central City, Colorado (Ty), was referred to the President.

On motion duly seconded the services of the watchmen at the Santa Cruz wharf were ordered dispensed with and the following salaries established to take effect from the first day of March 1871 vis:

Superintendent, $400 hundred dollars per month.

E. S. West $100 per month.

N. E. Windsor $100 per month.

All other salaries to remain as at present.

Meeting adjourned subject to call of the president.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 31 March 1871

## Trustees Meeting

Present, Messrs. Baird, Haggin, Earl, Kittle and Lawton.

Minutes of last meeting read and approved.

The Committee to whom was referred the San Lorenzo Railroad matter reported the same in progress.

On motion duly seconded, resolved that the Committee on nitrate make provisions for cargo.

On motion duly seconded, resolved that a meeting of the Stockholders be called for Monday first May 1871 at 12 o'clock midday to act upon a proposal that will be then and there submitted to increase the capital stock of the company from $300,000 to $450,000 and that the Secretary advertise the call in the Daily Alta California and Examiner of this city as follows:

To the stockholders of the California Powder Works, a meeting of the Stockholders of the California Powder Works is hereby called and will be held at the office of the said Corporation number 314 California St. upstairs, in the city and County of San Francisco on Monday the first day of May A. D. 1871 at 12 o'clock Noon of that day, to consider and act upon a proposal that will be then and their submitted to increase the capital stock of the said Corporation from $300,000 - $450,000.

The punctual attendance of each and every Stockholder is requested. Proxies in legal form and duly stamped may be directed to the Secretary.

San Francisco 31 March 1871

Signed: J. H. Baird, Trustee

J. B. Haggin, Trustee

J. O. Earl, Trustee

N. G. Kittle, Trustee

G. T. Lawton, Trustee

Meeting then adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 April 1871

## Trustees Meeting

As per notice given, a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Hagan, Earl, Kittle, and Lawton.

The minutes of the last meeting were duly read and approved.

The Committee on nitrate, report having ordered another cargo of about 300 tons from Chile.

The Committee on San Lorenzo railroad matter, report having consulted with Mr. F. A. Hihn of Santa Cruz, and agree to subscribe for 200 shares of the company's stock upon the condition as expressed in his letter of 8 March and that the Board is at liberty to cancel the contract provided Mr. Hihn does not obtain subscriptions to the amount of 1700 shares, inclusive of the 200 above mentioned.

The matter of Hercules Powder being referred to the President and Mr. Kittle, the Board adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 1 May 1871

## Stockholders Meeting

In accordance with a resolution passed at a meeting of the Board of Trustees held on 31 March 1871 notice of which was duly published in accordance with law and the Examiner and Alta California newspapers of this City and County to wit:

To the Stockholders of the California Powder Works a meeting of the stockholders of the California Powder Works is hereby called and will be held at the office of the said Corporation number 314 California St., upstairs, in the City and County of San Francisco, on Monday the first day of May A. D. 1871 at 12 o'clock N of that day to consider and act upon a proposal that will be then and there submitted to increase the capital stock of said Corporation from $300,000 - $450,000.

The punctual attendance of each and every Stockholder is requested. Proxies in legal form and duly stamped may be directed to the Secretary.

San Francisco 31 March 1871.

Signed: J. H. Baird; J. B. Haggin; J. O. Earl; N. G. Kittle; G. T. Lawton.

John F. Lohse, Secretary

There were represented 417 shares, viz:

| | | | |
|---|---|---|---|
| J. H. Baird | 84 shares | B. Brewster | 25 shares by J. B. Hagan proxy |
| J. O. Earl | 15 shares | N. Luning | 10 shares by J. B. Hagan proxy |
| J. B. Haggin | 40 shares | J. M. Moss | 16 shares by J. B. Hagan proxy |
| J. B. Haggin (Tre) | 30 shares | H. E. Robinson | 10 shares by J. B. Hagan proxy |
| N. G. Kittle | 20 shares | P. Decker | 10 shares by J. F. Lohse proxy |
| G. T. Lawton | 15 shares | B. M. Hartshorne | 27 shares by J. F. Lohse proxy |
| J.G. Kittle by N.G. Kittle | 20 shares | W. H. Moor | 7 shares by J. F. Lohse proxy |
| B. Minor, by L. Tevis proxy | 65 shares | J. D. Walker | 7 shares by J. F. Lohse proxy |
| | | A. H. Wilcox | 16 shares by J. F. Lohse proxy |

Total number of shares four-hundred & seventeen (417).

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Over two thirds of the capital stock being represented the meeting came to order and Mr. J. H. Baird called to the Chair and J. F. Lohse appointed Secretary.

On motion of Mr. Tevis, seconded by Mr. Haggin, the reading of the minutes of the last Stockholders meeting were dispensed with.

The object of the meeting as stated by the Chairman was as the call or notice indicated to consider and act upon a proposition made to increase the capital stock of the company from $300,000 - $450,000.

Mr. N. G. Kittle thereupon offered the following resolution which was duly seconded, to wit: Resolved that the capital stock of this company be and the same is hereby increased from the sum of $300,000 divided into 600 shares of the par value of $500 each, to $450,000 which shall be divided into 4,500 shares of a par value of $100 each.

The Ayes and Nose being called the resolution was voted upon as follows, viz.:

For the resolution:

| | | | |
|---|---|---|---|
| J. H. Baird | 84 shares | N. Luning | 10 shares |
| J. O. Earl | 15 shares | J. Mora Moss | 16 shares |
| J. B. Hagan | 40 shares | H. E. Robinson | 10 shares |
| D. Trustee | 30 shares | B. B. Minor tech | 65 shares |
| J. G. Kittle | 20 shares | P. Decker | 10 shares |
| N. G. Kittle | 20 shares | B. M. Hartshorne | 27 shares |
| G. T. Lofton | 15 shares | W. H. Moor | 7 shares |
| B. Brewster | 25 shares | J. D. Walker | 7 shares |
| | | A. H. Wilcox | 16 shares |

Against the resolution -- none.

The Chair then announced the resolution carried and the stock of the company increased accordingly.

Mr. Kittle then announced the following resolution which was duly seconded to wit: Resolved that the Trustees of this company shall cause to be issued to each of the Stockholders, five shares of the new stock of the par value of $100 each for and in the lieu of each one share of the old stock of the par value of $500 each.

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….. dollars each.

The Ayes and Noes were called for and the result being the same as for the previous resolution it was thereupon declared unanimously carried.

Another resolution was then introduced by Mr. Kittle and duly seconded to which: Resolved that for the purpose of paying the debt of the company and providing a sufficient fund for its business the Trustees be and they are hereby authorized to sell and dispose of the remaining 1500 shares of the new stock of the company representing the par value of $150,000, for such price and upon such terms as they may deem best for the interests of the company.

The same vote being cast as for the previous resolution this one was also declared unanimously carried, when the meeting, on motion duly seconded, adjourned.

John F. Lohse, Secretary

## Copy of Certificate of Increase of Capital Stock

State of California
City and County of San Francisco

This is to certify that in pursuance of the provisions of an act of the legislature of the state of California, entitled an act to provide for the formation of corporations for certain purposes, the California Powder Works, a manufacturing corporation duly organized and existing under the provisions of said act, and having its principal place of business at the City and County of San Francisco, has taken the necessary steps to increase its capital stock from $300,000 - $450,000.

That a notice of which the following is a full and true copy was published daily from the first day of April A.D. 1871 to the 30th day of April A.D. 1871 in the Examiner and Alta California daily newspapers of general circulation printed and published in the City and County of San Francisco. (Over)

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To the stockholders of the California Powder Works.

A meeting of the stockholders of the California Powder Works is hereby called and will be held at the office of the said corporation number 314 California St., upstairs, in the City and County of San Francisco, on Monday the first day of May A.D. 1871 at 12 o'clock midday of that day to consider and act upon a proposal that will be then and there submitted to increase the capital stock of the said corporation from $300,000 - $450,000.

The punctual attendance of each and every Stockholder is requested. Proxies in legal form and duly stamped may be directed to the secretary. San Francisco 31 March 1871.

J. H. Baird, J. B. Hagan J. O. Earle, N. G. Kittle, G. T. Lawton, Trustees

John F. Lohse, Secretary

That the said J. H. Baird, J. B. Hagan, J. O. Earl, N. G. Kittle, and G. T. Lawton and constituted the Board of Trustees of the said California Powder Works and that they and each of them signed the original of the notice herein above inserted.

That at the time and place specified in the said notice aforesaid, the meeting thereby called and was duly held.

That the entire Capital Stock of the said California Powder Works at the time of holding the said meeting was $300,000, divided into six-hundred (600) shares of five-hundred ($500 each), and that at the said meeting four-hundred seventeen (417) of the said shares were represented legally.

That at the said meeting, John H. Baird was unanimously elected Chairman and John F. Lohse, Secretary.

That at the said meeting, on motion duly seconded, the following resolution was adopted by a vote in favor of thereof of four-hundred seventeen (417) shares of the said capital stock of the said Company, California Powder Works:

Resolved, that the capital stock of this company be and…..

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… the same is hereby increased from the sum of three-hundred thousand dollars ($300,000), divided into six-hundred (600) shares of the par value of five-hundred dollars ($500) each to

four-hundred fifty thousand dollars ($450,000) which shall be divided into forty-five hundred shares (4500) of the par value of one-hundred dollars ($100) each.

That the amount of capital stock of the said California Powder Works actually paid in is three-hundred thousand dollars ($300,000) in gold coin of the United States.

That the whole amount of debts and liabilities of the said California Powder Works is seventy-thousand six hundred fifty-three and fifty one-hundredths dollars ($70,653.50).

Therefore by reason of the premises, this is to certify that the capital stock of the said California Powder Works is hereby increased from three-hundred thousand dollars $300,000 to four-hundred fifty thousand dollars ($450,000) divided into four-thousand five-hundred (4500) shares of one-hundred dollars ($100) each.

Dated, San Francisco 1 May 1871

J. H. Baird, Chairman

J. F. Lohse, Secretary

State of California

City and County of San Francisco

J.H. Baird and John F. Lohse being severally duly sworn, each for himself deposer and says, that the Affiant J.H. Baird was Chairman, and the Affiant John F. Lohse was Secretary of the meeting referred to in the above certificate.

That each and every facts and statements in the said certificate contained are true and therein set forth.

Subscribed and sworn to – J.H. Baird, John F. Lohse

before me this 3rd day of May 1871 -- Signed F.J. Thebault

Filed in the County Clerk's office, San Francisco 3rd May 1871

Filed in the office of the Secretary of State, Sacramento 4th May 1871

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## Office of the California Powder Works

San Francisco 11 May 1871

## Trustees Meeting

As per notice given, the Board of Trustees met this day when were present Messrs. Baird, Haggin, Lawton, Kittle, and Earl.

The minutes of the last meeting were read and on motion duly seconded, approved as read.

On motion seconded, the Secretary was directed to notify the Stockholders to surrender their old certificates of stock, and call for new ones in lieu thereof.

On motion, duly seconded, resolved that the $150,000 increased new stock be issued to the President with authority to sell the same for $95,000 United States gold coin, as is understood by the Trustees.

No other business before the meeting, it adjourned subject to the call of the President.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 13 June 1871

## Trustees Meeting

Notice being duly given, the regular monthly meeting of the Board of Trustees was held, when were present Messrs. Baird, Haggin, Kittle, and Lawton.

The minutes of the last meeting were read, and on motion, seconded, approved.

The President reported the $150,000 increased capital stock sold, as per resolution passed at the last meeting, and on motion duly seconded, the sale was confirmed by the Board.

On motion, seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th…….

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…. instant.

The board then on motion, duly seconded, adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 July 1871

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day, as per notice duly given when were presentMessrs. Baird, Haggin, Earl, Kittle, and Lawton.

The minutes of the last meeting were read and on motion approved.

A dividend of 1% on the capital stock was then declared payable on and after the 15th instant, when on motion duly seconded, the meeting adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 August 1871

## Trustees Meeting

A full meeting of the Board of Trustees was held day as per call duly served.

The minutes of the last meeting were read, and approved.

In matter of magazine and rates of wharfage at Santa Cruz, the same was referred to Messrs. Baird and Haggin.

Another invoice of saltpeter being required for the next season's campaign, on motion duly seconded, the ordering of same was referred to Messrs. Baird and Kittle.

For contract of nitrate of soda with N. Bouchard, Messrs. Baird and Lawton were appointed a committee.

On motion duly seconded, a dividend of 1% on the capital stock of the company was duly declared payable on and after the 15th instant when the meeting, on motion seconded, adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 11 September 1871

## Trustees Meeting

As per notice given a meeting of the Board of Trustees was held this day, when were present a full Board.

The minutes of the last meeting were read and approved.

The President informed the board that he had ordered through Messrs. M. Macfarlane, Blair & Co. of this City, 150 tons Saltpeter, to come from Calcutta direct. On motion, duly seconded, the same was approved.

On motion, seconded, a dividend of 1% of the capital stock of the company was declared payable on and after the 15th instant when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 October 1871

## Trustees Meeting

As per call of the President, the following Trustees were present viz: Baird, Haggin, Kittle, and Lawton.

The minutes of the last meeting were read and approved.

On motion duly seconded, a dividend of 1% of the capital stock of the company was declared payable on and after the 16th instant when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 13 November 1871

## Trustees Meeting

A meeting of the Board of Trustees being called for this day, were present Messrs. Baird, Haggin, Lawton, and Kittle.

The minutes of the last meeting were read and on motion seconded and approved.

On motion duly seconded, an application from Messrs. Goodall and Nelson for carrying the company's freight for the ensuing year was referred to the President.

On motion duly seconded, a dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when on motion, seconded, the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 December 1871

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day, when were present Messrs. Baird, Haggin, Lawton, Earl, and Kittle.

Minutes of last meeting were read and on motion seconded and approved.

The President reported the following contract made with Goodall and Nelson to wit:

Charter with schooner Superior for cargo of nitrate to be purchased by the Capt. G. J. Fake.

Contract for carrying the company's freight between San Francisco and Santa Cruz to September 13, 1872 -- also contract with Pacific Powder Company, all of which were on motion duly seconded, approved and ordered on file.

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On motion duly seconded, a dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant when the meeting adjourned subject to call

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 January 1872

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Haggin, Kittle, and Lawton.

The minutes of the last meeting were read and approved.

On motion duly seconded, a dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 5 February 1872

## Stockholders Meeting

The annual meeting of the stockholders of the California Powder Works was held this day in pursuance to the bylaws of the company and by notice of a call duly advertised in the Alta California newspaper.

The following shares were represented to wit:

| | |
|---|---|
| Baird, J. H. -- President -- | 1500 shares |
| Baird, J. H. -- | 420 shares |
| Cunningham, L. -- | 90 shares |
| Earl, J. O. -- | 75 shares |
| Haggin, J. B. -- | 525 shares |
| Haggin, J. B., Trustee | 150 shares |
| Kittle, N. G. -- | 100 shares |
| Lawton, G. T. -- | 75 shares |

making a total representation of 2935 shares, which consisting a majority, the meeting was called to order by the President.

The minutes of the last Stockholders meeting were read and on motion duly seconded, approved.

The President reported verbally the conduct and management of business for the past year, and gave his views for the future.

The report of the Secretary was next presented, and ordered placed on file.

On motion of Mr. Haggin, the meeting proceeded to ballot for officers for the ensuing year. Mr. Haggin nominated the present officers to wit: J. H. Baird, J. O. Earle, J. B. Haggin, G. T. Lawton, and N.G. Kittle. No other names being offered, Mr. Haggin moved that the Secretary cast the ballot for the nominees. The motion being seconded, the ballot was cast by the Secretary, and the President declared Messrs. Baird, Haggin, Earl, Kittle, and Lawton duly elected officers for the ensuing year.

Meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 February 1872

## Trustees Meeting

As per notice duly given, a meeting of the newly elected Board of Directors was held this day, when were present Messrs. Baird, Haggin, Kittle, and Earl.

Mr. J. H. Baird was called to the Chair, when the minutes of the last meeting were read and on motion, seconded, approved.

The Board then proceeded to the election of officers for the ensuing year, Messrs. Earl and Kittle being appointed tellers. They reported four ballots cast for each of the following to wit:

for -- J. H. Baird as President

for -- J. F. Lohse, as Secretary and Treasurer

for -- B. Peyton, Superintendent

Upon motion duly seconded, the above named were declared duly elected officers for the ensuing year.

On motion, seconded, a dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 March 1872

## Trustees Meeting

Present, Messrs. Baird, Kittle, Lawton, and Earle.

Minutes of last meeting were duly read and, on motion, seconded, approved.

On motion, seconded, it was resolved, that the President is hereby authorized to contract for another cargo of nitrate of soda of not over 500 tons, and with such parties as he may deem most proper.

On motion duly seconded, a dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when the meeting adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 April 1872

## Trustees Meeting

As per notice duly given, were present Messrs. Baird, Haggin, Earl, Kittle, and Lawton.
The minutes of the last meeting were read and on motion, seconded, approved.

On motion, duly seconded, Resolved that the salary of J.W. Willard be raised to $200 per month the same to take effect from 1st May next.

On motion duly seconded, resolved that the dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant after which the meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 11 May 1872

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day when were present, Messrs. Baird, Haggin, Kittle, Lawton, and Earl.
The minutes of the last meeting were read and on motion, seconded, approved.

The President reported another cargo of nitrate from 300 to 400 tons ordered through Cross & Co. to arrive here in all next October. On motion, seconded, approved.

On motion, duly seconded, Resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call of the president.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 June 1872

## Trustees Meeting

A meeting of the Board of Trustees was held this day, as per notice duly given, when were present Messrs. Baird, Hagan, Kittle, and Earle.
The minutes of the last meeting were read and on motion, seconded a, approved.

On motion duly seconded, the matter of supplies of nitrate of soda and brimstone was left to the direction of the President.

The usual monthly dividend of 1% on the capital stock of the company was then declared payable on hand after the 15th instant, when the meeting adjourned subject to call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 July 1872

## Trustees Meeting

A Meeting of the Board of Trustees was called for this day when were present Messrs. Baird, Hagan, Kittle, and Earl.

The minutes of the last meeting being duly read and approved, on motion, seconded, a dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant when the meeting adjourned subject to call of the President.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 August 1872

## Trustees Meeting

As per notice duly given, a meeting of the board of trustees was held this day, when were present Messrs. Haggin, Kittle, and Earl.

In the absence of the President, Mr. Kittle was called to chair, when the minutes of the last meeting were read and on motion, seconded, approved.

On motion, duly seconded, a dividend of 1% on the capital stock of the company was declared payable on in after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 September 1872

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day -- a full Board being present.

The meeting being called to order, the last minutes were read and on motion, duly seconded, approved.

On motion duly seconded to contract for carrying the company's freight between this port and Santa Cruz was renewed with Messrs. Goodall, Nelson and Perkins for one year from date.

On motion of Mr. Haggin, seconded by Mr. Kittle, it was resolved, that a meeting of the Stockholders be called for Monday, 14 October 1872, 12 o'clock N. to act upon a proposal that will then and there be submitted to increase the capital stock of the company from $450,000 - $1 million and that the secretary advertise the call in the daily Alta California and Examiner of the city, as follows:

To the Stockholders of the California powder works:

A meeting of the Stockholders of the California Powder Works is hereby called and will be held at the office of the said Corporation number 314 California St., upstairs, in the City and County of San Francisco on Monday the 14th day of October A.D. 1872 at 12 o'clock midday of that day, to consider and act upon a proposal that will be then and there submitted to increase the capital stock of said Corporation from $450,000 - $1 million.

The punctual attendance of each and every Stockholder is required. Proxies in legal form may be directed to the Secretary.

San Francisco 12 September 1872

On motion, seconded, a dividend of 1% of the capital stock of the company was declared payable on and after the 16th instant.

The sale of the property known as the San Lorenzo Paper Mills situated in Santa Cruz County being advised for the 11th October of next. The matter was on motion duly seconded referred to the President, after which the meeting adjourned, subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 14 October 1872

## Stockholders Meeting

In accordance with a resolution passed at the meeting of the Board of Trustees held on the 12th day of September 1872 notice of which was duly published in accordance with law in the Examiner and Alta California newspapers of this City and County to wit:

To the stockholders of the California Powder Works:

A meeting of the Stockholders of the California Powder Works is hereby called and will be held at the office of the said Corporation number 314 California St., upstairs, in the City and County of San Francisco on Monday the 14th day of October A.D. 1872 at 12 o'clock N. of that day, to consider and act upon a proposal that will be then and there submitted to increase the Capital Stock of said Corporation from Four-hundred and fifty thousand dollars ($450,000), to One Million dollars. ($1,000,000)

The punctual attendance of each and every Stockholder is required. Proxies in legal form may be directed to the Secretary.

San Francisco September 12, 1872

J. H. Baird, J. B. Haggin, J. O. Earl, N. G. Kittle, G. T. Lawton, Trustees

There were represented 4225 shares to wit:

| | | | |
|---|---|---|---|
| Baird, J. H. Pres. | 1500 shares | Kittle, N. G. | 100 shares |
| Baird, J. H. | 420 shares | Laveaga, J. V. by J. F. Lohse proxy | 250 shares |
| Brewster, B. by, J. B. Haggin | 125 shares | Luning, N. by J. B. Haggin proxy | 50 shares |
| Cunningham, L. | 90 shares | Lawton, G. T. | 75 shares |
| Earl, J. O. | 75 shares | Moss, J. Mora by J. B. Haggin proxy | 80 shares |
| Haggin, J. B. | 525 shares | Moor, W H. by B M. Hartshorne proxy | 35 shares |
| Haggin, J. B. Trustee | 50 shares | Parrott, J. by J. F. Lohse proxy | 350 shares |
| Hartshorne, B. M. | 135 shares | Robinson, H. E. by J. B. Haggin proxy | 50 shares |
| J.G. Kittle, by proxy, N.G. Kittle | 100 shares | Wilcox, A. H. by B. M. Hartshorne pro | 115 shares |

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Over two thirds of the capital stock being represented, the meeting came to order and Mr. J. H. Baird called to Chair and J. F. Lohse appointed Secretary.

The minutes of the last Stockholders meeting were read and on motion seconded, approved.

The object of the meeting being stated by the chairman to be for the purpose of acting upon proposition made to increase the capital stock from Four-hundred fifty thousand dollars ($450,000) to One-million dollars, ($1,000,000) the following resolution was offered by Mr.

Haggin. Resolved, that the Capital Stock of this Company be and is hereby increased from the sum of Four-hundred fifty thousand dollars ($450,000) divided into four-thousand five hundred (4500) shares of a par value of One-hundred dollars ($100) each to One-million dollars ($1,000,000) which shall be divided into Ten-thousand (10,000) shares of the value of One-hundred dollars ($100) each.

The Ayes and Nose being called, the resolution was voted upon as follows:

**For the resolution**

| | | | |
|---|---|---|---|
| Baird, J. H. President | 1500 shares | Kittle, and. G. | 100 shares |
| Baird, J. H. | 420 shares | Laveaga, J. V. de. | 250 shares |
| Brewster, B. | 125 shares | Luning, N. | 50 shares |
| Cunningham, L. | 90 shares | Lawton, G. T. | 75 shares |
| Earl, J. O. | 75 shares | Moss, J. Mora | 80 shares |
| Haggin, J. B. | 525 shares | Moor, W. H. | 35 shares |
| Haggin J. B. Trustee | 150 shares | Parrott, J. | 350 shares |
| Hartshorne, B. M. | 135 shares | Robinson, H. E. | 50 shares |
| J. G. Kittle and | 100 shares | Wilcox, A. H. | 115 shares |

**Against the resolution** -- none.

The Chair then announced the resolution carried and the Stock of the Company increased accordingly.

On motion of Mr. J. B. Haggin, seconded by Mr. N. G Kittle, it was resolved -- and carried by the same vote as upon the previous resolution -- that the Trustees be requested to declare a stock dividend in part or whole of the increase as they may deem most advisable.

There being no further business before the meeting, on motion, duly seconded, adjourned.

John F. Lohse, secretary

(see over for copy of certificate of increase)

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## Copy of Certificate of Increase of Capital Stock

State of California
City and County of San Francisco

This is to certify that in pursuance of the provisions of an act of the legislature of the State of California entitled an act to provide for the formation of Corporations for certain purposes, The California Powder Works, a manufacturing corporation duly organized and existing under the provisions of said act and having its principal place of business at the City and County of San Francisco, has taken the necessary steps to increase its Capital Stock from Four-hundred fifty thousand dollars ($450,000) to One-million dollars ($1,000,000). That a notice of which the following is a full and true copy was published daily from the 13th day of September A.D. 1872 to the 14th day of October A.D. 1872 in the Examiner and Alta California daily newspapers of general circulation printed and published in the City and County of San Francisco viz:
To the Stockholders of the California Powder Works.

A meeting of the Stockholders of the California Powder Works is hereby called and will be held at the office of the said Corporation number 314 California St., upstairs, in the City and County of San Francisco on Monday the 14th day of October A.D. 1872 at 12 o'clock midday

of that day to consider and act upon a proposal that will be then and there submitted to increase the capital stock from Four-hundred fifty thousand dollars ($450,000) to One-million dollars ($1,000,000).

The punctual attendance of each and every stockholder is required.

Proxies in legal form may be directed to the Secretary.

San Francisco 12 September 1872

J. H. Baird
J. B. Haggin
J. O. Earle
N. G. Kittle
G. T. Lawton

That the said J. H. Baird, J. B. Haggin, J. O. Earle, N. G. Kittle, and G. T. Lawton constituted the Board of Trustees of the said California Powder Works and that they and each of them signed the original of the notice herein above inserted.

That at the time and place specified in the said notice aforesaid the meeting thereby called was duly held.

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That the entire capital stock of the said California Powder Works, at the time of holding the said meeting was Four-hundred and fifty thousand dollars ($450,000), divided into Four-thousand five hundred (4500) shares of One-hundred ($100) each and that at the said meeting Four-thousand two hundred twenty-five (4,225) shares were represented legally.

That at the said meeting, John H. Baird was unanimously elected Chairman, and John F. Lohse, Secretary.

That at the said meeting on motion, duly seconded, the following resolution was adopted by a vote in favor thereof of Four-thousand Two-hundred twenty five (4,225) shares of the said Capital Stock of the said California Powder Works.

Resolved, that the Capital Stock of this company be and the same is hereby increased from the sum of Four-hundred fifty thousand dollars ($450,000) divided into Four-thousand five hundred (4,500) shares of a par value of One-hundred dollars ($100) each to One-million dollars $1,000,000), which shall be divided into Ten-thousand (10,000) shares of a par value of One-hundred dollars ($100) each.

That the amount of the Capital Stock of the said California Powder Works actually paid in is Four-hundred fifty thousand dollars ($450,000) in gold coin of the United States.

That the whole amount of debts and liabilities of said California Powder Works is Eleven-thousand three hundred and sixty one dollars and seventy-three cents. ($11,361.73.)

Therefore, by reason of the premises, this is to certify that the Capital Stock of the said California Powder Works is hereby increased from Four-hundred fifty thousand dollars ($450,000) to One-million dollars ($1,000,000) divided into Ten-thousand (10,000) shares of One-hundred dollars ($100) each.

San Francisco 14 October 1872

J. H. Baird, Chairman

John F. Lohse, Secretary

State of California

City and County of San Francisco

J. H. Baird and John F. Lohse being severally duly sworn each by himself deposes and says that the affiant J. H. Baird was Chairman and the affiant John F. Lohse was Secretary of the meeting referred to in the above certificate.

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That each and every the facts and statements in the said certificate contained are true as there in set forth.

Subscribed and sworn to before me this 15th day of October 1872.

F. J. Thebault, Notary Public

J. H. Baird, J. F. Lohse

The undersigned J. B. Haggin, John O. Earle, G. T. Lawton, J. H. Baird and N. G. Kittle hereby certify that they are a majority of the Trustees of the California Powder Works a Corporation duly organized under the laws of the State of California, that they have read the foregoing certificate of the increase of the Capital Stock of said Company, verified by the affidavits of the Chairman and Secretary of the meeting therein referred to, and to the contents thereof, that the statements therein contained are true, and the signatures of J. H. Baird Chairman and John. F. Lohse, Secretary there to appended are genuine.

San Francisco 14 October 1872

J. B. Haggin, J. O. Earle, G. T. Lawton, J. H. Baird. N. G. Kittle

Filed in office of County Clerk 16 October 1872

Filed in office of Secretary of State 19 October 1872

## Office of the California Powder Works

San Francisco 14 October 1872

## Trustees Meeting

Present, Messrs. Haggin, Kittle, Earl, and Lawton.

Mr. Kittle being called to the Chair, the minutes of the last meeting were read and on motion, seconded approved.

I motion, seconded, resolved that a dividend of one half of one percent be declared on the capital stock of the company payable on the 15th instant, after which the meeting was adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 November 1872.

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Haggin, Kittle, Earl, and Lawton.

The minutes of the last meeting were read and on motion, seconded, approved.

On motion, seconded, Resolved, that the capital stock of this company be and is hereby increased from Four-hundred fifty thousand ($450,000) dollars, to One-million ($1,000,000) dollars.

Resolved, that a stock dividend of $550,000 be and is hereby declared, and that the Secretary is directed to call in the old stock, and issue new certificates, and that any Stockholder having fractional shares under one half a share, be paid for such fractional part at the rate of Fifty dollars ($50) per share and those having over one half (1/2) a share pay to the Secretary such fractional part at said rate.

On motion, duly seconded, Resolved, that a dividend of one half one percent on the Capital Stock of the Company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 December 1872

## Trustees Meeting

Present Messrs. Haggin, Kittle, Lawton, and Earl, as per notice duly given.

Mr. Kittle being called to the chair, the minutes of the last meeting were read and approved, when on motion duly seconded, it was resolved that a dividend of one half of one percent on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 13 January 1873

## Trustees Meeting

As per notice duly given, were present Messrs. Baird, Haggin, Kittle, and Lawton.

Minutes of last meeting read and approved.

On motion, seconded, Resolved, that sale of the machinery belonging to the Paper Mill property be referred to a committee of two to be appointed by the Chair. Kittle and Haggin were appointed accordingly.

In respect to E. L. Goold, Resolved that the balance of $1000 due in the Carbonera case be paid him upon his giving satisfactory security that the money shall be returned in case the patent is not secured by him and received by the Company prior to 1 July 1873.

On motion, seconded, Resolved that a dividend of one half percent on the capital stock of the company, be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 5 February 1873.

## Stockholders Meeting

The annual meeting of the Stockholders of the California Powder Works was held this day in pursuance to the bylaws of the Company and by notice of a call duly advertised in the Alta California newspaper.

The following shares were represented to wit:

| | |
|---|---|
| Baird, J. H. President | 3333 shares |
| Baird, J. H. | 933 shares |
| Cunningham, L. | 200 shares, by J. F. Lohse proxy |
| Haggin, J. B. | 1167 shares |
| Haggin, J. B. Trustee | 333 shares |
| Kittle, N.G. | 222 shares |
| Kittle, J.G. | 222 shares, by N. G. Kittle proxy |
| Watson, G.T. | 167 shares |
| Parrott, J. | 778 shares, by J. F. Lohse proxy |
| Robinson, H.E. | 111 shares, by J. B. Haggin proxy |

making a total presentation of 7466 shares which constituting a majority, the meeting was called to order by the President.

The minutes of the last stockholders meeting were read, and on motion duly seconded approved.

The secretary's in the report was then presented and ordered placed on file.

On motion of Mr. Haggin, meeting proceeded to ballot for Officers for the ensuing year. The following gentleman were put in nomination to wit: J. H. Baird, J. B. Haggin, J. O. Earl, G. T. Lawton and N. G. Kittle. No other names being offered, it was moved by Mr. Haggin that the Secretary cast the ballot for the nominees. The motion being seconded to ballot was cast by the Secretary, when the President declared the gentleman named duly elected Officers for the ensuing year.

On motion, seconded, the meeting then adjourned

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 5 February 1873.

## Trustees Meeting

A meeting of the newly elected Board of Trustees was held this day when were present Messrs. Baird, Lawton, Kittle, Earl and Haggin.

Mr. Baird being called to Chair, the minutes of the last meeting were read and on motion, seconded, approved.

The Board then proceeded to the election of officers for the ensuing year, Kittle and Lawton being appointed tellers. They reported five ballots cast for each of the following to wit:

J. H. Baird, President

J. F. Lohse, Secretary and Treasurer

B. Peyton, Superintendent

Upon motion duly seconded, the above named were declared duly elected officers for the ensuing year.

On motion, seconded, resolved that the Superintendent's salary be and is hereby placed at $500 per month to take effect from this date.

On motion, seconded, resolved that a dividend of 6/10 of one percent on the Capital Stock of the Company be and is hereby declared payable on and after 15th February.

On motion, seconded, meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 26 February 1873

## Trustees Meeting

As per notice duly given a special meeting of the Board of Trustees was held this day, when were present Messrs. Baird, Haggin, Kittle, Lawton, and Earl.

The minutes of the last meeting were read, and on motion seconded, approved.

The object of the meeting as stated by the President was to take into consideration the propriety of raising the price of blasting powder to $3.25 per keg. After having fully considered the matter, the same was on motion duly seconded, referred to the President.

The matter of an agency at Salt Lake, and also that of Hercules Powder at Virginia City, was also on motion referred to the President, or upon the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 March 1873

## Trustees Meeting

As per notice duly given, a meeting of the Board was held this day, when were present Messrs. Baird, Kittle, and Lawton.

The minutes of the last meeting were read, and on motion duly seconded, approved.

President reported the price of blasting powder fixed at $3.25 per keg from on and after the 15th instant. Approved.

On motion duly seconded, Resolved that a dividend of 6/10 of one percent on the Capital Stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned.

John F. Lohse, Secretary

**(Minutes Page 204)**

## Office of the California Powder Works

San Francisco 12 April 1873

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Haggin, Kittle, Lawton, and Earl.

The minutes of the last meeting were read and on motion seconded approved

On motion, seconded, Resolved that the dividend of three quarters (3/4) of 1% of the Capital Stock of the Company be and is hereby declared payable on and after the 15th instant.
The meeting then on motion adjourned, subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 May 1873

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was called for this day when were present Messrs. Baird, Lawton, and Earl.
The minutes of the last meeting having been read by the secretary, and approved, on motion duly seconded,

Resolved that a dividend of three quarters (3/4) of 1% on the Capital Stock of the Company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 June 1873

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Lawton, Haggin, and Earl.
Minutes of last meeting were read and on motion duly seconded, approved.

A note of A. Himmelmann for $3,161.34 which fell do on the 10th instant, and was protested for nonpayment was on motion duly seconded, ordered placed in the hands of Mr. Greathouse for collection.

On motion seconded, resolved that a dividend of three quarters (3/4) of 1% on the capital stock of the company be and is hereby declared payable on it after the 16th instant.

Meeting then adjourned subject to call of the President.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 July 1873

## Trustees Meeting

Present, Messrs. Haggin, Lawton, and Earl as per notice duly given.
Minutes of last meeting were read and on motion seconded, approved.
On motion, duly seconded, resolved that a dividend of three quarters (3/4) of 1% on the capital stock of the company be and is hereby declared payable on the 15th instant after which the meeting adjourned, subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 August 1873

## Trustees Meeting

A meeting of the Board of Trustees was held this day as per notice duly given, present Messrs. Haggin, Baird, Earl, and Lawton.
Minutes of the last meeting were read and approved.

On motion duly seconded, Resolved that a dividend of three quarters (3/4) of 1% on the Capital Stock of the Company be and is hereby declared payable on it after the 15th instant.
Meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 September 1873

## Trustees Meeting

Notice being duly given, a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Haggin, Kittle, Lawton, and Earl.

After reading the minutes of the last meeting by the Secretary, which were duly approved, it was on motion duly seconded, Resolved that a dividend of three quarters (3/4) of 1% on the Capital Stock of the Company be and is hereby declared payable on it after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 11 October 1873

## Trustees Meeting

As per notice duly given a meeting of the board of trustees was held this day when were present, to wit: Messrs. J. H. Baird, J. B. Haggin, and. G. Kittle, and G. T. Lawton.
The minutes of the last meeting read and approved.

On motion duly seconded, resolved that a dividend of three quarters (3/4) of 1% on the Capital Stock of the Company be and is hereby declared payable on it after the 15th instant.
On motion seconded, the meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 November 1873

## Trustees Meeting

Notice being duly given, a meeting of the Board of Trustees was held this day when were present, J. H. Baird, J. O. Earle, and. G. Kittle, and G. T. Lawton.

The minutes of last meeting having been duly read on motion duly seconded, Resolved that a dividend of three quarters (3/4) of 1% of the Capital Stock of the Company be and is hereby declared payable on and after the 15th instant.

The meeting on motion, adjourned, subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 December 1873

## Trustees Meeting

As per notice given, a meeting of the Board of Trustees was held this day, present Messrs. Baird, Haggin, Kittle, Lawton, and Earl.

The minutes of the last meeting were read and approved.

On motion duly seconded, Resolved that a dividend of three quarters (3/4) of 1% of the Capital Stock of the Company be and is hereby declared payable on end after the 15th instant.

Meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 January 1874

## Trustees Meeting

As per do notice given, a meeting of the Board of Trustees of the Company was held this day when were present Messrs Baird, Haggin, Earl, Lawton, and Kittle.

The minutes of the last meeting having been read and approved, on motion of Mr. Haggin, seconded by Mr. Kittle, Resolved, that a dividend of 1% of the Capital Stock of the Company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 5 February 1874

## Stockholders Meeting

The annual meeting of the Stockholders of the California powder works was held this day in pursuance to the bylaws of the company and by notice of a call duly advertised in the Alta California newspaper.

The following number of shares were represented viz:

| | |
|---|---|
| Baird, J. H. | 933 shares |
| Brewster, B. | 278 shares by I. Lawrence Pool proxy |
| Cunningham, L. | 200 shares |
| DuPont, E. I. | 3333 shares by J. B. Haggin proxy |
| Earl, J. O. | 167 shares |
| Haggin, J. B. Trustee | 333 shares by J. H. Baird proxy |
| Haggin, J. B. | 1167 shares by J. H. Baird proxy |
| Kittle, J. G. | 222 shares |
| Kittle, N. G. | 222 shares |

| | |
|---|---|
| Luning, N. | 111 shares |
| Hartshorne, B. M. | 300 shares |
| Lawton, G. T. | 167 shares |
| Moss, J. Mora | 178 shares |
| Moor, W. H. | 78 shares |
| Parrott, J. | 778 shares |
| Wilcox, A. H. | 255 shares |

Making a total of (8,722) Eighty-seven hundred and twenty-two shares, which constituting a majority, the meeting was called to order by the President.

The minutes of the last Stockholders meeting were read, and I motion duly seconded, approved.

The Secretary and Treasurer's report was then read, and I motion duly seconded, ordered placed on file.

On motion of Mr. Kittle, seconded by Mr. Moss, the meeting proceeded to the election of Officers for the ensuing year.

On motion of Mr. Moss seconded by Mr. Luning, that the Secretary cast the vote for the old board of trustees to wit: Baird, Haggin, Kittle, Earl, and Lawton.

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The President appointed Mr. Luning and Hartshorne as Tellers, who reported the ballot cast by the Secretary to be 8,722 votes for the aforesaid gentlemen upon which the President declared them duly elected officers for the ensuing year.

On motion of Mr. Moss, duly seconded by Mr. Luning, resolved, that a vote of thanks be and is hereby tendered to the Board of Trustees for the very able manner in which they have managed the Company's affairs during the past year.

No other business before the meeting, adjourned, subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 5 February 1874

## Trustees Meeting

A meeting of the newly elected Board of Trustees was held this day when were present Messrs. Baird, Kittle, Earl, and Lawton.

Mr. Baird being called to Chair the minutes of the last meeting were read and approved.

The Board then proceeded to the election of Officers for the ensuing year. On motion of Mr. Kittle, seconded by Mr. Earl, resolved that Capt. Baird be declared President for the term. Carried.

Mr. Kittle was then placed on the nomination for Vice President, and duly elected.

The offices of Secretary and Superintendent were declared the same as heretofore, whereupon the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 February 1874

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day, when were present Messrs. Baird, Kittle, Haggin, Earl, and Lawton.

The minutes of the last meeting were read and on motion duly seconded, approved.

On motion duly seconded, Resolved that a dividend of 1% on the Capital Stock of the Company be and is hereby declared payable on and after the 16th instant.

No other business before the meeting, it then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 9 March 1874

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day, when were present Messrs. Baird and Kittle.

The minutes of the last meeting were read and approved.

On motion duly seconded it was, Resolved, that a committee composed of the President and Mr. J. B. Haggin determine what guarantees this Company shall give to parties purporting to use Hercules Powder and indemnify them against any claim which may be made against by the Giant Powder Company.

The President reported having extended the contract with the Pacific Powder Company for two years from 1st October next, it was on motion, duly seconded, Resolved, that the action of the President in extending said contract, be and is hereby ratified.

On motion duly seconded, Resolved that a dividend of 1% on the capital stock of the Company…

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be and is hereby declared payable on and after the 16th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 10 April 1874

## Trustees Meeting

As per call of the President, a meeting of the Board of Trustees was held this day, when were present Messrs. Baird, Hagan, and Kittle.

The minutes of the last meeting were read and approved.

I motion duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call of the President.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 5th May 1874

## Trustees Meeting

As per notice given, a special meeting of the Board of Trustees was held this day when were present Messrs. Baird, Kittle, Haggin, Lawton, and Earl.

The minutes of the last meeting were read and approved.

The President stated that the object of the meeting was for the purpose of taking into consideration what action should….

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… be taken in regard to the suit brought against this Company by the Giant Powder Company and the protection of our customers.

On motion, duly seconded, resolved, that this Company will protect and save harmless the purchasers and consumers of Hercules Powder manufactured by this Company against all claims or damages resulting from such purchase or consumption to the Giant Powder Company or to any other company or person under any claim of infringement or violation of any patent whatever.

In the matter of the employment of Counsel, on motion duly seconded, resolved that this be left to a committee consisting of the President and Mr. J. B. Haggin.

Mr. J. H. Baird tendering his resignation as President of the Company, on account of contemplated absence from the State, on motion duly seconded, resolved that the resignation of Mr. J. H. Baird as President be and is hereby accepted, and that Mr. N. G. Kittle be declared elected in his place. Carried.

On motion, duly seconded, Resolved, that all matters pertaining to advertisements or editorials, be left to a committee consisting of President Kittle, and J. B. Haggin.

On motion duly seconded, resolved, that J. H. Baird be appointed in the place of Mr. N. G. Kittle on committee on advertising.

No further business before the meeting, it adjourned subject to call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 May 1874

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day, when were present Messrs. Kittle, Haggin, Lawton, and Earl.

The minutes of the last meeting were read and on motion duly seconded approved.

The committee on employment of counsel to defend the suit instituted against this Company by the Giant Powder Company, report having engaged the services of S. M. Wilson, Greathouse and Haggin. Report accepted.

On motion duly seconded, resolved that the dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

On motion, seconded, the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 23rd May 1874

## Trustees Meeting

Notice having been duly given, a special meeting of the Board of Trustees was held this day; present Kittle, Baird, Haggin, Earl, and Lawton.

Minutes of the last meeting, read and approved.

The following resolution offered by Mr. Lawton, seconded by Mr. Baird, where unanimously adopted to wit:

Resolved that the President of this Company be and is hereby fully authorized to give all notices and make all tenders, and take all steps, in the name of this Company….

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… to procure and effectuate their renewal for the period of 10 years from the 30th day of May 1874, of that certain lease bearing the date the 30th day of May 1864 and made between Isaac E. Davis and A. P. Jordan as Lessors, and this company as lessee which lease relates to certain property situated near the wharf called Davis and Cowell wharf at the town of Santa Cruz in Santa Cruz County California.

Resolved further: that the President of this Company be and he hereby is authorized to appoint an appraiser on behalf of this Company to act in the matter of determining the rent aforesaid deemed premises (referred to in the foregoing resolution), and to take all other steps necessary to determine such rent by appraisement and for the further term of 10 years referred to in the foregoing resolution -- according to the term of the lease mentioned in foregoing resolution.

Notice having been received from Mr. Jason G. Fair, Superintendent of several of the principal mines on the Comstock Lode to the effect that unless an indemnity bond should be given them as security against all suits which might be brought against them by the Giant Powder Company, he should be obliged to stop the use of the Hercules Powder and return to Giant, it was on motion of Mr. J. B. Haggin, seconded by Mr. J. O. Earl viz:

Resolved that the President and Secretary be and they are hereby authorized to execute in name and under the Corporate Seal of this Company any and all such bonds and agreements as they may deem best agreeing to indemnify and hold harmless persons and companies, their heirs, assignees and successors purchasing or using any powder or article manufactured or sold by this Company against any and all suits, actions or other legal proceedings which may be instituted by the Giant Powder Company or its successors in interest.

Such bonds or agreements to be conditioned in such manner and executed to such persons and Companies as to said President and Secretary may seem advisable.

No other business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 11 June 1874

## Trustees Meeting

A meeting of the Board of Trustees was duly held this day as per notice duly given. Present Messrs. Kittle, Hagan, Earl, and Lawton.
The minutes of the last meeting were read and approved.

On motion duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

On motion, seconded, meeting adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 11 July 1874

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day, when were present Kittle, Hagan, Lawton, and Earle.

Minutes of last meeting having been read and approved, on motion, duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 August 1874

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day, when were present Messrs. Kittle, Haggin, Lawton, and Earl.

On motion duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

No other business before the meeting, the board adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 28 August 1874

## Trustees Meeting

A special meeting of the Board was called for this day by the President Mr. N. G. Kittle, when were present Messrs. Kittle, Haggin, Earl, and Lawton.

After the reading of the minutes of the last meeting which were approved, the President stated the object of the present call to be for the purpose of considering the issuance of an individual bond in the Hercules matter, in lieu of those already given by the Company, as they were unsatisfactory and unless changed the sale of Hercules Powder would almost entirely cease.
The following preamble and resolution was then offered by Mr. Haggin, to wit:

Whereas the Giant Powder Company claims that the use or sale of Hercules powder manufactured and sold by this Company is an infringement of certain letters patent of the

United States claim to be owned in part or in whole by said Giant Powder Works, and whereas said.....

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Company has instituted several suits and threatens to institute other suits and actions against persons using or vending Hercules Powder, which threats and suits have materially and injuriously affected the business of this Company and lessened the sales of said powder, and whereas this Company has heretofore tendered to all persons and Corporations vending or using said powder, it's bonds of indemnity against all claims and suits of the Giant Powder Company founded on said letters patent, and whereas a number of persons vending or using said powder are not willing to accept said bonds without some solvent surety and declared that they will discontinue the use or sale of said powder unless such bonds with such surety or sureties are executed to them, and whereas it is thought advisable to procure some solvent person to sign such bonds as surety.

Therefore be it resolved, that the President be and he is hereby authorized to enter into a contract for and in the name and under the seal of this Company and with such conditions as he deems best with Lloyd Tevis of the City and County of San Francisco for the purpose of having said Tevis become surety on said bonds and he agree to pay him therefore in gold coin of the United States 2 1/2% of the gross amount of all sales of Hercules Powder or other powder containing nitroglycerin made by the party of the first part from this date until the said claims of the Giant Powder Company are finally settled and adjusted by judgment of the courts or compromises and all just actions brought or hereafter brought by the said Giant Powder Company against persons using or vending said powder or any article manufactured or sold by the party of the first part for alleged infringements of said letters patent or any of them are finally settled and determined by final judgment in courts of a last resort or compromise and the President is authorized to provide for additional compensation to said Tevis whenever the bonds on which he is surety apply to or cover more than one half the powder sold.

Upon motion duly seconded the same was unanimously adopted when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 September 1874

## Trustees Meeting

As per notice duly given, a meeting of the Board of Directors was duly held this day when were present Messrs. Kittle, Haggin, Lawton, and Earl.

The meeting being called to order, the previous minutes were read by the Secretary, and on motion duly seconded, approved.

The President informed the Board that he had entered into an arrangement with Mr. Lloyd Tevis, as per preamble and resolution offered at the last meeting. On motion, duly seconded, the same was approved.

On motion, duly seconded, the usual monthly dividend of 1% of the capital stock of the company was declared payable on the 15th instant when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 October 1874

## Trustees Meeting

A meeting of the Trustees was held this day as per call, when were present Messrs. Kittle, Haggin, Earl, and Lawton.

The minutes of the last meeting being duly read and approved, it was on motion, seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

No other business, the meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 November 1874

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Haggin, and Lawton.

The minutes of the last meeting were read and approved.

On motion, seconded, a dividend of 1% of the capital stock of the company was declared payable on it after the 15th instant, after which the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 14 December 1874

## Trustees Meeting

A meeting of the Trustees was held this day as per notice duly given, when were present Messrs. Kittle, Haggin, Earl, and Lawton.

The minutes of the last meeting were read and approved, when upon motion duly seconded it was resolved that a dividend of 1% on the capital stock of the Company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 January 1875

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day as per notice duly given when were present, Messrs. Kittle, Haggin, Earl, and Lawton.

The meeting been called to order, the minutes of the previous meeting were read and approved.

On motion duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after 16th instant. After which the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 1 February1875

## Stockholders Meeting

The annual meeting of the Stockholders of the California Powder Works was held this day in pursuance to the bylaws of the Company and by notice of a call duly advertised in the Alta California newspaper.

The following number of shares were represented to wit:

| | | |
|---|---|---|
| Baird, J. H. | 933 shares | by J. B. Haggin proxy |
| Brewster, B. | 278 shares | by N. G. Kittle proxy |
| Cunningham, L. | 200 shares | by J. F. Lohse proxy |
| Decker, P. | 111 shares | by J. F. Lohse proxy |
| Earl, J. O. | 167 shares | |
| Haggin, J. B. | 1128 shares | |
| Haggin, J. B. Trustee | 333 shares | |
| Hartshorne, B. M. | 300 shares | by J. F. Lohse proxy |
| Kittle, N. G. | 222 shares | |
| Kittle, J. G. | 50 shares | |
| Laveaga, D. A. de | 300 shares | by N. G. Kittle proxy |
| Laveaga, M. C. de | 50 shares | by N. G. Kittle proxy |
| Laveaga, Ign. De | 50 shares | by N. G. Kittle proxy |
| Laveaga, Josephine de | 150 shares | by N. G. Kittle proxy |
| Laveaga, M. A. de | 50 shares | by N. G. Kittle proxy |
| Laveaga, J. M. de | 72 shares | by N. G. Kittle proxy |
| Laveaga, J. V.de | 50 shares | by N. G. Kittle proxy |
| Luning, N. | 111 shares | by N. G. Kittle proxy |
| Lawton, G. T. | 167 shares | |
| Moss, J. Mora | 178 shares | by N. G. Kittle proxy |
| Moor W. H. | 78 shares | by N. G. Kittle proxy |
| Parrott, J. | 778 shares | by J. F. Lohse proxy |
| Robinson, H. E. | 150 shares | |
| Trevor, Mrs. H. A. [*sic*] | 278 shares | by N. G. Kittle proxy |
| Wilcox, H. A. | 255 shares | by N. G. Kittle proxy |

making a total representation of Sixty-four hundred and forty-five (6,445) shares, which constituting a majority, the meeting was called to order by the President.

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The minutes of the last Stockholders meeting were read and on motion duly seconded, approved.

The secretary and treasurer's report was then read and on motion seconded, ordered placed on file.

The meeting then went into elections of Officers for the ensuing year. On motion of Mr. H. E. Robinson, duly seconded, Resolved that the Secretary cast the number of votes represented for the Board of Directors whose term head just ceased.

The secretary then cast 6445 votes for Messrs. Kittle, Baird, Haggin, Earl, and Lawton, who were thereupon declared duly elected trustees for the ensuing year.

No other business, the meeting adjourned subject to call.

John F. Lohse, Secretary

## California Powder Works

San Francisco 1 February 1875

## Trustees Meeting

A meeting of the newly elected Board was held this day when were present Messrs. Lawton, Haggin, and Kittle.

Mr. Kittle being called to the Chair, the minutes of the last meeting were read and approved.

The Board then proceeded to the election of Officers for the ensuing year with the following results: viz:

| | |
|---|---|
| Mr. N. G. Kittle, | unanimously elected as President |
| Mr. J. H. Baird | unanimously elected Vice President |
| Mr. J. F. Lohse | unanimously elected Secretary Treasurer |
| Mr. B. Peyton | unanimously elected Superintendent |

No other business before the meeting, it then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 February 1875

## Trustees Meeting

A meeting of the Board of Trustees was held this day as per notice duly given, when were present Messrs. Kittle, Haggin, and Lawton.

The minutes of the last meeting were read and on motion, seconded, approved.

On motion, seconded, Resolved that the President, Mr. Kittle, receive for services rendered to 1 January 1875 sum of $500 and thereafter monthly the sum of $100.

Resolved that a dividend of 1% of the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 11 March 1875

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day, when were present Messrs. Kittle, Haggin, and Lawton.
The minutes of the last meeting were read and on motion, seconded, approved.

Articles of agreement relative to the sales of blasting and sporting powder entered into between B. Peyton Superintendent of this Company and the Gunpowder Trade Association of the Eastern states, were then presented by the President to the Board for approval. On motion, seconded, the agreement was duly ratified and……

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… the Secretary directed to so notify the President of the Gunpowder Trade Association at New York.

The price of blasting powder as stated by the President had been fixed upon in San Francisco at $3.25 per keg in less than car-load lots -- since 60 days with interest at 1% per month thereafter until paid. 5% commission to be allowed only to agents and to the regular wholesale hardware and grocery trade.

In carload lots of 700 kegs or thereabouts, the price to be $3 dollars net cash, or with interest at 1% per month from date of purchase until paid.

The price of Sporting Powder not as yet having been agreed upon, the same were referred to Mr. Kittle and Lawton for revision.

The President further stating that the agent of the Laflin & Rand Powder Company required notice at 60 and 90 days for Blasting Powder to be turned over to the Company, as per agreement. On motion of Mr. Haggin, seconded by Mr. Lawton, resolved that the President and Secretary issue such notes as may be asked for under the contract. Carried.

On motion, seconded, resolved that the dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.
No further business, the meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 April 1875

## Trustees Meeting

A meeting of the Board of Trustees was held this day as per call, when were present, Messrs. Kittle, Haggin, Earl, and Lawton.
The minutes of the last meeting were read and approved.

The President reported having fixed upon a sale price for Sporting Powder, and that the same went into effect on the 1st instant.

On motion, duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on it after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 May 1875

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Haggin, Lawton, and Earl.

The minutes of the last meeting were read and on motion, approved.

The President stated that in his opinion a great saving might be made for the Company in the manufacture of Hercules Powder by erecting acid works at Santa Cruz for the production of our own acid. After full deliberation by the members present, on motion duly seconded, the matter committed to the President for further investigation to be reported upon at the next meeting.

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On motion duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant, after which the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 7th June 1875

## Trustees Meeting

A meeting of the Board of Trustees was held this day as per notice duly given when were present, Messrs. Kittle, Haggin, Earl, and Lawton.

The minutes of the last meeting were read and on motion, approved.

The matter of the erection of acid works was laid over for the President reported upon at some future date.

On motion, duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

No other business before the meeting, adjourned subject to call.

John F. Lohse Secretary

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## Office of the California Powder Works

San Francisco 12 July 1875

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day, when were present Messrs. Kittle, Haggin, Earl, and Lawton.

The meeting having been called to order the minutes of the last meeting were read, and on motion approved.

On motion duly seconded, resolved that the usual dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse Secretary

## Office of the California Powder Works

San Francisco 12 August 1875

## Trustees Meeting

Pursuant to call, a meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Haggin, Earl, and Lawton.

The meeting coming to order, the reading of the minutes of the last meeting were read and approved.

On motion duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 11th September 1875

## Trustees Meeting

A meeting of the Board of Trustees was held this day as per notice duly given, when were present Messrs. N. G. Kittle, J. B. Haggin, G. T. Lawton, and J. O. Earl.

The meeting being called to order by the President, the last minutes were read and on motion, approved.

On motion duly seconded, resolved that a dividend of 1% on the capital stock of the company be declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse Secretary

## Office of the California Powder Works

San Francisco 12th October 1875

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Baird, Earl, and Lawton.

The minutes of the last meeting were read, and on motion, seconded, approved.

On motion, duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 November 1875

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Earl, Haggin, and Lawton.

The meeting being called to order the last monthly minutes were read and on motion approved.

On motion duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

No further business, the board adjourned subject to call.

John F. Lohse Secretary

## Office of the California Powder Works

San Francisco 11 December 1875

## Trustees Meeting

A meeting of the Board of Trustees was held this day as per notice duly given. Present, Messrs. Kittle, Baird, Haggin, Earl, and Lawton.

The meeting coming to order, the minutes of the last were read, and on motion seconded, approved.

On motion duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 January 1876

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Baird, Haggin, Lawton, and Earl.

The meeting coming to order, the last minutes were read and approved.

The following amendments to the bylaws were offered by Mr. Baird and seconded by Mr. Haggin, to wit:

Section 1 of Article 1 shall read: the corporate powers of the Company shall be vested in a Board of five Trustees, and the Officers of the Company shall be a President, Vice president, Treasurer, and Secretary.

Section 2 Article 1: The Trustees shall elect one of their number to act as President, and also one of their members as Vice President. In case of absence or inability of the President to serve, the Vice President shall exercise all the powers and perform all the duties of the President.

Section 6 article 3: he (the Superintendent) shall be ex officio a member of the Board of Trustees and shall attend the regular monthly meeting of same whenever he can do so without interfering with his duties -- but in all matters where there shall be a tie vote, it shall be decided by withdrawal of his vote.

On motion, duly seconded, Resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse Secretary

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## Office of the California Powder Works

San Francisco 2 February 1876

## Trustees Meeting

A special meeting of the Board of Trustees was called for this day, when were present Messrs. Kittle, Haggin, Baird, Earl, and Lawton.

The minutes of the last meeting were then read, which on motion of Mr. Baird, seconded by Mr. Haggin, were adopted unanimously.

No further business before the meeting adjourned sine die.

John F. Lohse Secretary

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## Office of the California Powder Works

San Francisco 7 February 1876

## Stockholders Meeting

The annual meeting of the Stockholders of the California Powder Works was held this day in pursuance to the bylaws of the company, and by notice of a call duly advertised in the Alta California newspaper.

The following number of shares were represented, viz.:

| | |
|---|---|
| Baird, J. H. | 933 shares |
| Earl, J. O. | 167 shares |
| Haggin, J. B. Trustee | 333 shares |
| Haggin, J. B. | 1000 shares |
| Kittle, N. G. | 222 shares |
| Lawton, G. T. | 167 shares |
| Brewster, B. | 278 shares by N. G Kittle proxy |
| Cunningham, L. | 200 shares by N. G Kittle proxy |
| Moss, J. Mora | 178 shares by N. G Kittle proxy |
| Trevor, Mrs. S. A. | 278 shares by N. G Kittle proxy |
| Kittle, J. G. | 28 shares by N. G Kittle proxy |
| DuPont de Nemours | 3333 shares by J. B. Haggin proxy |
| Cebrian, Mrs. J. C. | 150 shares by John F. Lohse proxy |
| Fagen, Mrs. M. E. | 222 shares by John F. Lohse proxy |
| Hartshorne, B. M. | 333 shares by John F. Lohse proxy |
| Laveaga, D. A. de | 300 shares by John F. Lohse proxy |
| Laveaga M. C. de | 78 shares by John F. Lohse proxy |
| Laveaga, Igncio de | 50 shares by John F. Lohse proxy |
| Laveaga, M. A. de | 125 shares by John F. Lohse proxy |
| Laveaga, J. V. de | 75 shares by John F. Lohse proxy |
| Luning, N. | 111 shares by John F. Lohse proxy |
| Ortiz, C. | 50 shares by John F. Lohse proxy |
| Parrott, J. | 778 shares by John F. Lohse proxy |
| Wilcox, A. H. | 300 shares by John F. Lohse proxy |

Making a total of Nine-thousand six-hundred and eighty-nine (9,689) shares which constituting a majority, the meeting was called to order by the President.

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The minutes of the last stockholders meeting were then read, and on motion duly seconded, approved.

The report of the secretary and treasurer was then read and on motion ordered placed on file.

The next business in order being the election of officers for the ensuing year, it was on motion of Mr. Haggin, seconded by Mr. Baird, resolved that the Secretary cast the number of votes represented for the Board of Directors whose term has just expired. There upon the Secretary deposited a ballot for Messrs. Baird, Haggin, Kittle, Lawton, and Earl who are then unanimously declared elected for the ensuing year.

No other business, the meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12th February 1876

## Trustees Meeting

As per notice duly given, a meeting of the newly elected Board of Trustees was held this day when were present Messrs. Baird, Haggin, Kittle, Lawton, and Earl.

Mr. Kittle being called to the Chair, the meeting came to order when the minutes of the last meeting were read and approved.

Nominations for Officers for the ensuing year being in order, on motion of Mr. Haggin, seconded by Mr. Lawton, B. Peyton was reelected Superintendent, and J. F. Lohse Secretary and Treasurer.

Mr. Kittle placed Mr. J. H. Baird in nomination for President, seconded by Mr. Haggin. Mr. Baird was therefore duly elected President.

Mr. Baird nominated Mr. Kittle for Vice President, seconded by Mr. Haggin. Mr. Kittle unanimously elected.

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Mr. Baird offered a resolution, which was seconded by Mr. Haggin, to the effect that the compensation of the Vice President be $100 per month. Carried.

On motion duly seconded, Resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant, when the meeting adjourned subject to the call of the president.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 11 March 1876

## Trustees Meeting

A meeting of the Board of Trustees was held this day as per do notice given. Present, Messrs. Baird, Kittle, Lawton, Haggin, and Earl.

Minutes of the last meeting were read and approved.

On motion duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

No business further before the meeting, on motion duly seconded, adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 April 1876

## Trustees Meeting

As per notice duly given, the regular meeting of the Board of Directors was held this day, when were present Messrs. Baird, Kittle, Earl, Lawton, B. Peyton, Superintendent.

The minutes of the last meeting were read and approved.

On motion, duly seconded, resolved that the regular dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

The Secretary's approximate statement showing a large surplus on hand, it was on motion duly seconded, resolved, that an extra dividend of 3% be and is hereby declared payable on and after the 15th instant.

No other business before the board, the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 May 1876

## Trustees Meeting

A meeting of the Board of Directors was held this day as per notice duly given, when were present Messrs. Haggin, Kittle, Earl, and Lawton.

After reading the minutes of the last meeting which on motion were duly approved, it was resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

On motion, duly seconded, the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 June 1876

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Haggin, Earl, Lawton, and B. Peyton, Superintendent.

The meeting being called to order the minutes of the last meeting were read and approved.

In the matter of the complaint made by the Gunpowder Trade Association of New York in regard to the sale of blasting powder by D. O. Clark, agent at Rock Springs, Wyoming Territory, the same was referred to the President, J. H. Baird, now East for settlement.

On motion, duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant, when I motion the meeting adjourned subject to call. John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 July 1876

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day pursuant to notice duly given, present, Messrs. Kittle, Haggin, Earl, Lawton, and B. Peyton, Superintendent.

Minutes of the last meeting read and approved. On motion, seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby payable on and after the 15th instant.

No other business, the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 14 August 1876

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day, when were present Messrs. Kittle, Haggin, Earl, and Lawton.

The meeting coming to order, the last minutes were read and, on motion, approved.

On motion, duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

No further business, the meeting adjourned subject to call

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 September 1876

## Trustees Meeting

As per notice duly given a meeting of the Board of Directors was held this day, when were present Messrs. Kittle, Baird, Lawton, and Haggin.

The meeting being called to order by the President the last minutes were read and on motion, seconded, approved.

On motion duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 October 1876

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Earl, Lawton, and the superintendent B. Peyton.

Being called to order the minutes of the last meeting were read and approved.

Upon motion duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 13 November 1876

## Trustees Meeting

A meeting of the Board of Trustees was held this day as per call, when were present Messrs. Baird, Earl, Lawton, and Haggin.

The meeting came to order, the last minutes were read and approved.

Upon motion, duly seconded, resolved, that a dividend of 1% be and is hereby declared payable on and after the 15th instant.

No other business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 December 1876

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Kittle, Haggin, Earl, and Lawton.

The meeting came to order, the last minutes were read and approved.

Upon motion, seconded, resolved that the usual dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 22 December 1876

## Trustees Meeting

A special meeting of the Board of Trustees called for this day at 12 noon midday were present Messrs. Baird, Kittle, Haggin, Earl, and Lawton.

The meeting came to order, the minutes of the last session were read and approved.

The President stated the object of the meeting to be for the purpose of considering the propriety of a loan of $15,000 to Messrs. Marks Zellerbach and Hegarty, they having made application for the same -- offering their individual note at six months and certain mining claims in Nevada County as security for the same.

After mature deliberation, on motion duly seconded, resolved that the President be authorized to loan the sum of $15,000 as above mentioned after satisfying himself as to the security offered, that the note be taken in the name of J. H. Baird President for the benefit of the company (C. P. Works)

Meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 January 1877

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present, Messrs. Baird, Haggin, Kittle, and Lawton.

Being called to order by the President, the minutes of the last meeting were read and approved.

The President reported having made the loan of $15,000 to Messrs. Zellerbach and Hegarty, the securities offered by them being quite satisfactory. Approved.

He also reported that all the Stockholders have signed a petition for increase of the capital stock from $1 million 1,500,000. Petition ordered placed on file.

On motion, duly seconded, resolved that a dividend of 1% be declared payable on and after the 15th instant, after which the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 5 February 1877

## Stockholders Meeting

The annual meeting of the stockholders of the California powder works was held this day in pursuance to the bylaws of the company and by notice of a call duly advertised in the Alta California newspaper.

The following numbers of shares were represented by this:

| | |
|---|---|
| Baird, J. H. | 933 shares |
| Cunningham, L. | 200 shares |
| Earl, J. O. | 167 shares by J. H. Baird proxy |
| Haggin, J. B. | 333 shares |
| Kittle, J. G. | 28 shares by N. G. Kittle proxy |
| Kittle, N. G. | 222 shares |
| Luning, N. | 111 shares |
| Brewster, B. | 278 shares by John F. Lohse proxy |
| Cebrian, Mrs. J. C. | 150 shares by John F. Lohse proxy |
| Fagan, Mrs. M. C. | 222 shares by John F. Lohse proxy |
| Hartshorne, B. M. | 333 shares by John F. Lohse proxy |
| Laveaga, M. A. de | 300 shares by John F. Lohse proxy |
| Laveaga, M. C. de | 78 shares by John F. Lohse proxy |
| Laveaga, Ignacio de | 128 shares by John F. Lohse proxy |
| Laveaga, M. A. de | 125 shares by John F. Lohse proxy |
| Laveaga, J. V. de | 75 shares by John F. Lohse proxy |
| Moss, J. Mora | 100 shares by John F. Lohse proxy |
| Ortiz, C. | 50 shares by John F. Lohse proxy |
| Parrott, J. | 778 shares by John F. Lohse proxy |
| Trevor, Mrs. S. A. | 278 shares by John F. Lohse proxy |

| | |
|---|---|
| Lawton, G. T. | 167 shares |
| Robinson, H. E. | 200 shares |

making a total of five-thousand five-hundred and fifty-six (5,556) shares which, constituting a majority, the meeting was called to order by the president.
The minutes of the last stockholders meeting were then read and on motion duly seconded and approved. The report the secretary and treasurer was then read.

John F. Lohse, Secretary

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and on motion duly seconded ordered placed on file.

The next business in order being the election of officers for the ensuing year, it was on motion of Mr. Haggin, seconded by Mr. Lawton, resolved that the Secretary cast the number of votes represented for the Board of Trustees whose term had just expired. Thereupon the Secretary deposited a ballot for Messrs. Baird, Kittle, Haggin, Lawton, and Earl who were then unanimously declared elected for the ensuing year.

No other business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 5 February 1877

## Trustees Meeting

As per notice duly given a meeting of the newly elected Board of Trustees was held this day, when were present Messrs. Baird, Kittle, Haggin, and Lawton.
Mr. Baird being called to the Chair, the minutes of the last meeting were read and approved.

Nominations for officers for the ensuing year being in order, on motion of Mr. Haggin and seconded by Mr. Lawton, J. H. Baird was reelected president, N G. Kittle, Vice President, B. Peyton, Superintendent and J. F. Lohse, Secretary and Treasurer.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 February 1877

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Mzessrs. Baird, Kittle, Lawton, and Earl.
The meeting being called to order, the last minutes were read and on motion, seconded, approved.

The written consent of all Stockholders of this company having been obtained to amend its certificate of incorporation, the following resolutions were offered by Mr. Kittle to wit: Resolved that the certificate of incorporation of this Company be and the same is hereby amended so that the Capital Stock of the Company shall be increased to 15,000 shares of a par value of $100 each.

Resolved that the said certificate of incorporation when amended as aforesaid shall read as follows: We the undersigned hereby certify that in pursuance of the provisions of an Act of the Legislature of the state of California entitled “An act to provide for the formation of corporations for certain purposes” past April 14, 1853 and the acts amendatory of said act we have formed an association for the manufacture and sale of gunpowder under the corporate name of “The California Powder Works”.

Article 1. That the corporate name of said Association is and shall be “The California Powder Works “.

Article 2. The objects for which said Corporation is formed are the manufacture and sale of gunpowder, blasting powder, or any other explosive substance, material or compound, and the transaction of all business connected there with or appertaining thereto.

Article 3. The amount of capital stock of this Corporation is and shall be the sum of 1500 hundred thousand dollars ($1,500,000) and the same shall be divided into fifteen thousand shares (15,000) shares of the par value of $100 each.

Article 4. The principal place of business of the said Corporation is a City and County of San Francisco.

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Article 5. This Corporation shall continue for the period of 50 years from the date the hereof.

Article 6. There shall be six trustees of this Corporation who shall manage the concerns of the said Corporation for the first three months after the formation of this Corporation whose names are as follows is: John A. Peck, C. A. Eastman, Moses Ellis, E. Flint, John H. Baird, and Horace P. Jones (Janes).

In witness whereof the undersigned have hereunto subscribed their names, and to a duplicate hereof, this 28 day of December A.D. 1861.

J. A. Peck of San Francisco
C. A. Eastman of San Francisco
Moses Ellis of San Francisco
Edward Flint of San Francisco
John. H. Baird of San Francisco
Horace P. Jones [*sic*] of San Francisco

Resolved that the President and Secretary be and they are hereby authorized to certify under the seal of this company copies of said amended certificate or articles to be correct and file the same and do all other acts necessary to render said amendments valid in law.

Resolved that the Secretary be authorized to have the certificates prepared and that the increase be divided pro rata to the Stockholders on their surrendering the old certificates and signing for the new.

Resolved that the fractional portion of shares be settled with the Stockholders at par value.

The above resolutions being seconded by Mr. Lawton, where unanimously adopted as a whole.

On motion duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 March 1877

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Kittle, Haggin, Earl, and Lawton.

The meeting coming to order, the last minutes were read, and on motion, seconded, approved.

On motion of Mr. Haggin, seconded by Mr. Earle, resolved that the salaries of the President and Vice President be hereafter $150 per month. Messrs. Haggin, Earl, and Lawton voting aye and Messrs. Baird and Kittle declining to vote at all. The motion was declared carried.

On motion, Mr. Haggin seconded by Mr. Kittle, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant. Mr. Haggin, Kittle, Earl, and Lawton voting aye and Mr. Baird, no, the motion was declared carried.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 April 1877

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Kittle, Haggin, Earl, and Lawton.

The meeting coming to order, the last minutes were read and approved.

The President reported the explosion of the new glazed mill on the 6th instant and his visit to the works and that the repairs were being pushed forward with due zeal.

He also reported having established a branch of the Hercules works at Cleveland, Ohio, thus enabling the company to supply localities otherwise inaccessible owing to the unwillingness of the U. P. R. R. To transport dynamite powders. Approved.

On motion, seconded a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 14 May 1877

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Kittle, Earl, and Lawton.

The meeting coming to order, the minutes of the last meeting were read and approved.

The President reported that the work on the new Glazed Mill was progressing rapidly and that the machinery therefore would be finished within the time specified, say 40 days.

On motion, duly seconded, a dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 June 1877

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Merssrs. Baird, Kittle, Earl, Lawton, and Haggin.

The meeting coming to order the minutes of the last meeting were read and approved.

The President reported that notice had been given by the authorities of the town of Santa Cruz for the removal of the Wharf Magazine and that proposals have been made by the directors of the Felton Railroad for carrying to and from the Works all of the companies freight. On motion, seconded, the matter was referred to the President.

In the matter of P. T. Nougues, a debtor to this……

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Company in $5,976.36 same was referred to as to Kittle for settlement.

On motion duly seconded a dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 16 June 1877

## Trustees Meeting

A meeting of the Board of Trustees was held this day upon call of the President when were present Messrs. Baird, Earl, and Lawton.

The meeting came to order the minutes of the last meeting were read and approved.

The President stated the object of the meeting to be as follows: the Company have merchandise in bond in New York which cannot be taken out by our agents for the reason of said merchandise having been wrongly addressed, that to procure the same it would be necessary to send on a power of attorney to said agent that he might be enabled to withdraw the goods and forward them to their proper destination. On motion of Mr. Lawton, seconded by Mr. Earl, the following resolution was duly adopted and ordered placed upon the records.

Resolved, that John H. Baird of the City of San Francisco in the County of San Francisco and State of California, the President of the Company, be and he is hereby for this Company in the corporate name of this Company and under the Corporate Seal of this Company authorized to execute and deliver to Robert Van Vleck of the city of Brooklyn in the County of Kings and State of New York an employee of Kittle and Company, merchants doing business at number 88 Wall Street in the City of New York, a power of attorney wherein and whereby authority shall be given to said Van Vleck for…….

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and in the Corporate name of the Company to enter in due form of law at any customhouse in the United States of America all goods wares and merchandise that have been or may be imported by this Company or that have arrived consigned or may arrived consigned to this Company or in which this Company is or may be interested or concerned and for this Company in the corporate name of this Company and under the corporate seal thereof to sign, seal, execute, and deliver all and every bond and bonds that may be required to secure the duties thereof for the importation or exportation of the same or any other bond or bonds required by the revenue laws of the United States of America or the regulations of the Treasury Department thereof or the Collector of Customs of either of the districts within the said United States relative to such merchandise or that may be necessary to obtain the debenture or debentures upon such of said merchandise as has been or may be exported for or on account of this Company and to have, take, and receive all debenture certificates issued or to be issued thereon and to endorse a sign and transfer the same or to have, take, and receive the moneys due and to grow due thereupon and any and all other moneys due or to become due to said Company for excess of duties paid or for damage to merchandise or for any other cause whatever and generally as the attorney of the Company to do transact and perform all customhouse business of what kind soever [sic] in which this Company is or may be interested or concerned as fully and effectually to all intents and purposes as this Company if there present by its legally constituted officers could do also to set the Corporate Seal of this Company to any instrument that may be necessary and the same acknowledged for this Company to be the Deed of this Company and generally to do and perform all things relating to the promises which this Company could lawfully do if there present by its legally constituted officers and as fully and effectually to every intent and purpose although the same should seem to require more precise and special authority then is herein expressed this Company hereby agreeing to ratify and confirm all and whatsoever said Attorney may…..

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… lawfully do by virtue of this resolution and of the power of attorney hereby authorized to be executed.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 July 1877

## Trustees Meeting

A meeting of the Board of Trustees was held this day upon called the President when were present Messrs. Baird, Earl, Hagan, and Lawton.

The meeting coming to order the last minutes were read and approved.

On motion, duly seconded, a dividend of 1% on the capital stock of the company payable on and after the 16th instant.

The meeting then adjourned subject to call. John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 August 1877

## Trustees Meeting

A meeting of the Board of Trustees was held this day upon call of the President when were present Messrs. Baird, Haggin, Earl, and Lawton.

The meeting coming to order, the last minutes were read and approved.

On motion duly seconded a dividend of 1% on the capital stock of the company payable on and after the 15th instant

The meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 16 August 1877

## Trustees Meeting

A meeting of the Board of Trustees was held this day upon called the President when were present Messrs. Baird, Haggin, Lawton, and Peyton.

The minutes of the last meeting were read and approved.

The President stated that the object of the meeting was for the purpose of considering a contract with the Santa Cruz and Felton Railroad Company for leasing the Powder Mill Wharf, building a connection between our wharf and the railroad wharf and the transportation of the freight of this Company between the wharves and the Works. The contract reads as follows:

This agreement made and entered into this 17th day of August A.D. 1877 between the California Powder Works, a Corporation existing under and by virtue of the laws of the State of California, party of the first part, and the Santa Cruz and Felton Railroad Company, a like Corporation existing under and by virtue of the laws of said State of California party of the second part witnesseth [*sic*]

That the first party in consideration of the agreements and conditions to be performed by the second party hereby lets leases and conveys to the second party the use of its wharf at the town of Santa Cruz known as the Powder Mill Wharf for a period of eight years from the first day of November 1877. Said wharf to be taken in the condition that the same now is to carry with it to the second party during said time all the rights and privileges of every description enjoyed by the first party under its franchise for the same. Said first party also agrees to build and construct or cause to be built and constructed within a reasonable time a connection between said wharves as authorized by ordinance of the City Council of Santa Cruz suitable for running a railroad cars and engine of the second party over the same said connection to be built in manner indicated by the second party provided that the same shall not cost the first party to exceed twenty-five-hundred….

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… dollars gold coin. The first party is to furnish all materials for building the same except the railroad iron which is to be furnished and laid by the second party but is to be and remain its

property the remainder of said connection except said railroad iron at the termination of this lease of said wharf is to be the property of the first party. In consideration of which the second party agrees to provide suitable cars to transport as required all incoming or outgoing freight used by the first party or its servants over said Powder Wharf or over the Railroad Wharf as its option free of charge to the first party. Said freight so used by the first party to be transported by the second party and switched upon the track to be built by the first party to connect their works with the railroad of second party and for each car load of material so transported from said wharves or from said town of Santa Cruz to sidetrack, the first party shall pay to the second the sum of three dollars and for each car load so transported from said sidetrack to town of Santa Cruz or said wharves the first party shall pay to the second the sum of two dollars gold coin. The cars to be left on the sidetrack so as to clear passing trains by the second party which is to take the same from the sidetrack when loaded. The first party to have the right to take the cars when necessary into its works from said switch for loading and unloading purposes. It agrees to return the same with all reasonable dispatch to said switch ready for shipment by the second party. It is understood that powder and other merchandise transported from said Works is to be loaded by and at the expense of the first party at a magazine which they will construct upon the upper limb of the connecting road and be transported thence to the Railroad Wharf or any point short of the same as required and that the merchandise transported to the same is to be unloaded by it but that any expanse of loading or unloading said merchandise at the wharves is to be born by the second party except merchandise that may hereafter be stored by the first party in its warehouses near its wharf in which case the expense of putting the same in said warehouses shall be borne by the first party and the expense of taking the same out shall be borne by the second party which also…..

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… agrees to keep the track between said warehouses and wharf in a state of suitable repair. It is understood and agreed that a carload herein spoken shall consist of 8 tons of 2000 pounds each and that fractions of carloads shall be paid for at the same rate as full carloads but in case any of said merchandise is so bulky as to prevent loading 8 tons in an ordinary boxcar then and in that case each car well filled shall be counted and paid for as a full carload but for all shipments amounting to less than 1 ton the first party shall pay to the second $.25. The second party agrees to furnish and delivered to the first party opposite its Works sufficient railroad iron to be taken from its present road bed to make the connection between its Works and the tracks of the second party at the rate of $38 per ton gold coin, said iron to be suitable for the purpose and to be delivered as needed by the first party. It is agreed that the first party shall have the right to ship all or a part of its merchandise by other lines or ways if it desires but in case of such shipment during the continuance of this lease only the provisions above contained referring to the transportation of said merchandise shall be affected and all other provisions of this contract to continue in force until the expiration of the time above indicated.

At the expiration of said eight years, the second party agrees to return to the first party said wharf and connection in as good condition as the same were when received by it except ordinary where and suitable for use for wharfage purposes.

It is agreed that a monthly statement shall be made between said parties for all services above indicated arising under this contract.
The party of the second part shall do the shipping business of a party of the first part taking necessary receipts and bills the lading and forwarding the same as directed and in all essentials act as their agents and do all their business at the wharf without charge.
In case the first party shall hereafter engage in other businesses and shall require the movement of additional……

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… freight is agreed that said freight is to be transported at the same rates above indicated except the regular wharfage on the same which is to be added if it passes over either wharf.

On motion of Mr. Haggin, seconded by Mr. Lawton, resolved that the President be and is hereby authorized to execute the contract as read which was unanimously carried.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 September 1877

## Trustees meeting

As per notice duly given a meeting of the Board of Directors was held this day when were present Messrs. Baird, Kittle, Haggin, Earl, Lawton, and Superintendent Peyton.
Coming to order, the minutes of the last meeting were read and approved.

The President stated that the contract with the Pacific Powder Company would expire on first October, and that they were desirous of making another for one year from that date, but upon somewhat of a different basis. On motion, duly seconded the matter was referred to the President with power to act.

On motion, duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 October 1877

## Trustees Meeting

As per notice duly given a meeting of the Board of Directors was held this day when were present Messrs. Baird, Kittle, Haggin, Earl, and Lawton.
Coming to order, the minutes of the last meeting were read and approved.

The President stated that he had entered into a contract with the Pacific Powder Company to supply them for one year from first instant with 30,000 kegs of blasting powder at and for the sum of $2.15 per keg.

On motion, duly seconded, contract approved and ordered placed on file.

On motion duly seconded resolved that a dividend of 1% be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 November 1877

## Trustees Meeting

As per notice duly given a meeting of the Board of Directors was held this day when were present Messrs. Baird, Kittle, Haggin, Earl, and Lawton.

Coming to order the minutes of the last meeting were read and approved.

On motion duly seconded resolved that a dividend of 1% be and is hereby declared payable on and after the 15th instant.

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The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 20th November 1877

## Trustees Meeting

A special meeting of the Board of Directors was called for this day when were present Messrs. Baird, Kittle, Lawton, and Haggin -- the object of the same being for the purpose of conferring with Mr. W. S. Chapman who was invited to attend relative to the indebtedness of the Pioneer Mining Company towards this Company.

Dispensing with the reading of the last minutes and after consulting with Mr. Chapman it was on motion seconded, resolved that the matter be referred to the President with power to act in full.

The meeting then adjourned subject to call

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 December 1877

## Trustees Meeting

As per notice duly given a meeting of the Board of Directors was held this day when were present Messrs. Baird, Kittle, and Earl.

Coming to order the minutes of the last meeting were read and approved.

The President stated that a draft for……

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… L. 5133. 15. 8 amount due on cargo ex Nemesis was now held by the Bank of California for payment and that the Bank would take the Company's note at 60 days in settlement thereof. On motion seconded, resolved that the note of the Company at 60 days in due form be given to the Bank of California in settlement of cargo ex Nemesis.

The President further reported that the judgment against W. S. Chapman for $5,085 had been transferred to him for the benefit of the Company by the Bank of La Porte on payment of the amount due, which was ratified. On motion duly seconded, resolved that a dividend of 1% on the capital stock be and is hereby declared payable on and after the 15th instant.
The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 14 January 1878

## Trustees Meeting

As per notice duly given a meeting of the Board of Directors was held this day when were present Messrs. Baird, Kittle, Haggin, Lawton, and Earl.
Coming to order the minutes of the last meeting were read and approved.

On motion duly seconded resolved that a dividend of 1% be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco for February 4 1878

## Stockholders Meeting

The annual meeting of the stockholders of the California powder works was held this day in pursuance to the bylaws of the company and notice of a call duly advertised in the Alta California newspaper.
The following number of shares were represented by viz:

| | |
|---|---|
| J. H. Baird | 1400 shares |
| J. O. Earle | 251 shares |
| J. B. Haggin | 499 shares |
| J. G. Kittle | 42 shares by N. G. Kittle proxy |
| N. G. Kittle | 333 shares |
| N. Luning | 166 shares |
| Dito Trustee | 200 shares |
| G. T. Lawton | 250 shares |
| H. E. Robinson | 300 shares |
| B. Brewster | 417 shares by John F. Lohse |
| L. Cunningham | 300 shares by " " |
| Mrs. J. C. Cebrian | 25 shares by " " |
| P. Decker | 166 shares by " " |
| Mrs. M. E. Fagan | 333 shares by " " |
| B. M. Hartshorne | 500 shares by " " |
| D. A. de Laveaga | 450 shares by " " |
| M. C. de Laveaga | 117 shares by " " |

| | | | |
|---|---|---|---|
| Ignacio de Laveaga | 192 shares by | " | " |
| M. A. de Laveaga | 185 shares by | " | " |
| J. V. de Laveaga | 115 shares by | " | " |
| C. Ortiz | 75 shares by | " | " |
| J. Parrott | 1167 shares by | " | " |
| Mrs. S. A. Trevor | 417 shares by | " | " |
| A. H. Wilcox | 450 shares by | " | " |

Making a total of Eight-thousand three-hundred and fifty (8350) shares which constituting a majority, the meeting was called to order by the President.

The minutes of the last Stockholders meeting were then read and on motion duly seconded approved.

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The report of the Secretary and Treasurer was then read and on motion duly seconded ordered placed on file.

The next business in order being the election of officers for the ensuing year it was on motion of Mr. J. B. Haggin seconded by Mr. Lawton, resolved that the Secretary cast the number of votes represented for the Board of Trustees whose term has just expired. There upon the Secretary deposited at ballot for Messrs. Haggin, Baird, Kittle, Lawton, and Earl who were then unanimously declared elected for the ensuing year.

No other business and adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco February 4, 1878

## Trustees Meeting

As per notice duly given a meeting of the newly elected Board of Trustees was held this day when were present Messrs. Baird, Kittle, Haggin, Lawton, and Earl.

Mr. Lawton being called to the Chair the minutes of the last meeting were read and approved.

Nominations for Officers for the ensuing year being in order, on motion of Mr. Haggin, seconded by Mr. Earle, J. H. Baird was reelected President, N. G. Kittle, Vice President, B. Peyton, Superintendent, and John F. Lohse, Secretary and Treasurer.

The meeting then adjourned subject to call.

John F. Lohse Secretary

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## Office of the California Powder Works

San Francisco, February 12, 1878

## Trustees Meeting

As per notice duly given a meeting of the Board of Directors was held this day when were present Messrs. Baird, Kittle, Haggin, Lawton, and Earl.

Coming to order the minutes of the last meeting were read and approved.

On motion duly seconded resolved that a dividend of 1% on the capital stock be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, March 12, 1878

## Trustees Meeting

As per notice duly given a meeting of the Board of Directors was held this day when were present Messrs. Baird, Kittle, Haggin, and Lawton.

Coming to order the minutes of the last meeting were read and approved.

On motion duly seconded resolved that a dividend of 1% on the capital stock be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 April, 1878

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Kittle, Haggin, Earl, and Lawton.

The meeting coming to order the last minutes were read and approved.

The President stated that the Santa Cruz and Felton Railroad Company had asked a deed for the right of way through and over the Company's land situated on the west side of the San Lorenzo River. The deed reading as follows:

This deed made this 12th day of April A.D. 1878 between the California Powder Works, a Corporation existing under and by virtue of the laws of the State of California, party of the first part and the Santa Cruz and Felton Railroad Company, a like Corporation existing under and by virtue of the laws of said State, party of the second part witnesseth that the said party of the first part in consideration of the sum of one dollar, the receipt of which is hereby acknowledged doth hereby grant convey and confirmed unto said party of the second part its successors and assigns for the maintenance and operation of a railroad right-of-way through and over the lands and property of the first part situated on the west side of the San Lorenzo River in the Township and County of Santa Cruz State of California. Said right-of-way to be 40 feet wide from outside to outside extending back 20 feet in width from the center of the track of the second party as at present located through said premises.

The right is hereby granted to the second party to increase or flatten and decrease any of the curves that exist in said railroad as now located on…

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… said premises when the same shall be necessary for the more convenient operation of said railroad but such change shall not alter the general route of said railroad through the land of the first party.

On motion of Mr. Kittle, seconded by Mr. Haggin, resolved, that the President be and is hereby authorized to sign said Deed.

On motion of Mr. Kittle, seconded by Mr. Lawton, resolved, that the note of the company shall be executed in due form and issued under date of 12th April, 1878 in favor of the Bank of California for the sum of $10,271.05 payable on the 12th May, 1878, said note being in settlement of invoice saltpeter ex. “Lucille” from Calcutta.

On motion duly seconded, resolved, that a dividend of 1% be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 13 May, 1878

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Kittle, Lawton, Earl, and Haggin.

The meeting coming to order, the last minutes were read and approved.

On motion, duly seconded, resolved, that a dividend of 1% be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 June, 1878

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Haggin, Lawton, and Earl.

The meeting coming to order, the minutes of the last meeting were read and approved.

On motion, duly seconded, resolved, that a dividend of 1% be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 12 July, 1878

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Kittle, Haggin, Lawton, and Earl.

The meeting coming to order, the minutes of the last meeting were read and approved.

On motion, duly seconded, resolved, that a dividend of 1% be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call. John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 July, 1878

## Trustees Meeting

A special meeting of the Board of Directors was called for this day when were present Messrs. Baird, Kittle, Earl, Lawton, and Haggin.

The meeting coming to order, the minutes of the last meeting were read and approved.

The President stated that having been offered by Mr. N. Luning the sum of $40,000 as a loan on six months to the Company at the rate of 8% per annum, he had called the Board together for their opinion; where upon motion of Mr. G. T. Lawton, seconded by Mr. J. B. Haggin, it was resolved that the Company borrow the sum of $40,000 as above mentioned for six months and that the note of the Company be executed in du form and issued under date of 15th July in his favor for the same.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 25 July, 1878

## Trustees Meeting

A special meeting of the Board of Directors was called for this day when were present Messrs. Baird, Haggin, Kittle, Lawton, and Mr. Kneeland of the DuPont Powder Company

The reading of the minutes of the last meeting was dispensed with.

The President stated that the object of the meeting was for the purpose of conferring with…..

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… Mr. Kneeland of the Du Pont Company relative to the building of Powder Mills in Colorado.

After considerable deliberation upon the subject, on motion of Mr. Haggin, duly seconded, it was resolved, that as to establishing Powder Mills in Colorado and all arrangements made in regard to trade their that the matter be left with the President with power to act and with full power to delegate his authority.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 12 August, 1878

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day when were present, Messrs. Baird, Kittle, and Lawton.

The meeting coming to order, the minutes of the last meeting were read and approved.

On motion, duly seconded, resolved, that a dividend of 1% be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 September, 1878

## Trustees Meeting

As per notice, duly given, a meeting of the Board of Directors was held this day when were present Messrs. Baird, Kittle, Lawton, and Haggin.

The meeting coming to order, the minutes of the last meeting were read and approved.

The attention of the Board was called to the expiration of the contract with the Pacific Powder Company and the matter was left in the hands of the President.

On motion, duly seconded, resolved, that a dividend of 1% be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 14 October, 1878

## Trustees Meeting

A meeting of the Board of Trustees was held this day as per notice duly given when were present Messrs. Baird, Kittle, Haggin, Earl, and Lawton.

The meeting coming to order, the minutes of the last meeting were read and approved.

In the matter of the Pioneer Mining Company, the President reported having secured the property at Sheriff's Sale and furthermore of having made an arrangement with Chapman and Baker giving them 30 months time wherein to pay up their indebtedness. On motion duly seconded the action of the President was approved.

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On motion, duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 November 1878

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Kittle, Haggin, Earl, and Lawton.

The meeting coming to order, the last minutes were read and on motion duly seconded approved.

On motion duly seconded, Resolved, that a dividend of 1% on the Capital Stock of the Company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 12 December, 1878

## Trustees Meeting

A meeting of the Board of Trustees was held this day as per notice duly given, when were present Messrs. Baird, Kittle, Haggin, and Lawton.

Being called to order, the minutes of the last meeting were read, and on motion, duly seconded approved.

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On motion, duly seconded, resolved, that a dividend of 1% on the capital stock of the Company be and is hereby declared payable on and after the 16th instant.

No other business before the meeting, adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 13 January, 1879

## Trustees Meeting

As per call, a meeting of the Board of Trustees was held this day, when were present Messrs. Baird, Kittle, Haggin, and Lawton.

The meeting coming to order, the last minutes were read and on motion, seconded, approved.

The Secretary, estimating that the note given Mr. N. Luning on 16 July last, fell due on 16th instant. On motion, seconded, the same was referred to the President, with the power to renew.

On motion, duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant, after which the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 3 February, 1879

## Stockholders Meeting

The annual meeting of the stockholders of the California Powder Works was held this day in pursuance to the bylaws of the Company and by notice of a call duly ever ties in the Alta California Newspaper.

The following number of shares were represented bids.

| | | |
|---|---|---|
| Baird, J. H. | 1400 shares | |
| Haggin, J. B. | 499 shares | |
| Kittle, N. G. | 292 shares | |
| Lawton, G. T. | 250 shares | |
| DuPont de Nemours, | 5000 shares | by J. H. Baird, proxy |
| Cunningham, L. | 300 shares | by J. F. Lohse, proxy |

| | | |
|---|---|---|
| Decker, Peter | 166 shares | by J. F. Lohse, proxy |
| Earl, J. O. | 51 shares | by J. F. Lohse, proxy |
| Fagan, M. E. | 233 shares | by J. F. Lohse, proxy |
| Hartshorne, B. M. | 500 shares | by J. F. Lohse, proxy |
| Laveaga, D. A. de | 675 shares | by J. F. Lohse, proxy |
| Laveaga, M. C. de | 125 shares | by J. F. Lohse, proxy |
| Laveaga, Ign. de | 200 shares | by J. F. Lohse, proxy |
| Laveaga, M. A. de | --- shares | by J. F. Lohse, proxy |
| Laveaga, J. V. de | 140 shares | by J. F. Lohse, proxy |
| Moss, J. Mora | 150 shares | by J. F. Lohse, proxy |
| Ortiz, C. | 75 shares | by J. F. Lohse, proxy |
| Parrott, J. | 1167 shares | by J. F. Lohse, proxy |
| Robinson, H. E. | --- shares | by J. F. Lohse, proxy |
| Tallant, D. J. | 200 shares | by J. F. Lohse, proxy |
| Trevor, S. A. [Mrs.] | 417 shares | by J. F. Lohse, proxy |
| Wilcox, A. H. | 450 shares | by J. F. Lohse, proxy |

making a total of 12,390 Shares which constituting a majority, the meeting was called to order by the President.
The minutes of the last Stockholders meeting were then read, and on motion, duly seconded, approved.
The report of the Secretary and Treasurer was next read….

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…. and on motion duly seconded, ordered placed on file.

The next business in order being the election of Officers for the ensuing year it was on motion of Mr. G. T. Lawton, seconded by Mr. N. G. Kittle, resolved, that the Secretary cast the number of votes represented for the Board of Trustees whose term has just expired. Lawton and Kittle were appointed Tellers, where upon the Secretary cast the ballot as per resolution. The Tellers reported Messrs. J. H. Baird, N. G. Kittle, J. B. Haggin, J. O. Earle, G. T. Lawton as having received 12,390 votes whereupon they were declared unanimously elected for the ensuing year.

There being no other business before the meeting, it was adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 3rd February, 1879

## Trustees Meeting

As per notice, duly given, a meeting of the newly elected Board of Trustees was held this day when were present Messrs. Baird, Kittle, Lawton, and Haggin.

Mr. Haggin being called to the Chair, the minutes of the last meeting were read and approved. Nominations for officers for the ensuing year being in order, Mr. J. H. Baird was nominated as President by Mr. Lawton, and duly elected. The President then took the Chair

when Mr. N. G. Kittle was nominated as Vice President, John. F. Lohse as Secretary and Treasurer and B. Peyton as Superintendent, all of whom were duly elected, whereupon the meeting adjourned subject to the call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 February, 1879

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Kittle, Earl, Haggin, and Lawton.

The meeting coming to order, the last minutes were read and on motion duly seconded approved.

On motion of Mr. Lawton duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 14 February, 1879

## Trustees Meeting

A special meeting of the Board of Trustees was called for this day by the President, when were present Messrs. Baird, Kittle, and Lawton.

The meeting coming to order, the last minutes were read and approved.

The object of the meeting as stated by the President was to consider upon a contract about to be entered into with Jason G. Fair for supplying certain mines under his charge with Hercules Powder for the term of the ensuing 12 months, said contract reading as follows:

This agreement made and entered into this 14th day of February A.D. 1879, between the California Powder Works, a Corporation duly incorporated under and by virtue of the laws of the state of California, the party of the first part, and James G. Fair the party of……..

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… the second part.

Whereas the party of the second part at the date of signing these presents has control of a number of corporations that are engaged in working mines located on the Comstock Lode in the State of Nevada and said Companies use in and about the working and development of these mines, a large quantity of blasting powder -- and whereas the party of the first part is engaged in manufacturing a blasting powder known as in called Hercules Powder and is desirous that same shall be used in the mines operated by said Corporation controlled by said party of the second part for that period of time commencing with the date of these presents, and ending on the first day of January A.D. 1880.

Now therefore it is hereby covenanted and agreed and understood by and between the parties of these presents as follows: that the party of the second part will during the time this

contract shall remained in force by all lawful means in his power cause the said Hercules Powder manufactured by the party of the first part to be used by said Corporations in all the said mines herein above named, and will prevent any other blasting powder from being used in said mines except by way of experiments while the said party of the second part shall have control of the said Corporations.

And it is expressly understood and agreed whenever the party of the second part shall cease to control any mine or mines above mentioned that then and in that case this agreement shall be at an end so far as this particular mine or mines is concerned --

This contract shall remain in force "except as to those mines of which the party of the second part shall lose control" from the date of these presents until the first day of January A.D. 1880.

The price to be paid to the party of the first part by various mining companies using said Hercules powder shall be in gold coin of the United States as follows viz.: for number 1 XX the party of the first part shall receive fifty-six cents ($.56) per pound. For number two (2) the party of the first part shall receive thirty-seven cents ($.37) per pound.

The above the powder is to be delivered by the party of the….

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… first part to the various Mining Companies at their magazine in Virginia City, State of Nevada, and payments for such powder to be made at the expiration of each month for such quantities and grades of powder as may have been delivered during the previous month.

Said powder must be of good quality and strength and must be equal in all respects to the same grades of powder now manufactured and sold. Provided, however, that the party of the second part shall have the right if he so elects to purchase the said powder for said mines by the carload in the city of San Francisco at three cents per pound less than the above prices.

And it is understood and agreed that should any of the powder furnished by the party of the first part to the various companies be found to be of inferior quality, that then and in that case the said mining companies shall have the right to purchase other powder from whatever source they may deem best until powder of a good standard quality is furnished to said mines.

It is expressly understood that the contract shall not apply to the use of black powder nor shall it apply to the use of any blasting powder that is used in said mines as experiments.

And it is further understood and agreed on the part of the party of the first part, that in consideration of the covenants on the part of the party of the second part heretofore contained, that the said party of the first part shall purchase of and from the Golden City Chemical Works a Corporation under the laws of the State of California, all the acids necessary to be used in and about the manufacture of said Hercules Powder during the continuance of this contract.

In witness whereof the said parties hereto have hereunto set their hands and seals in duplicate the day and year first above written.

Duly signed sealed and attested in the presence of:

Signed, Joseph Powning

J. H. Baird, President, California Powder Works

John F. Lohse, Secretary, California Powder Works

James G. Fair

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On motion of Mr. N. G. Kittle, seconded by Mr. G. T. Lawton, resolved, that the President and Secretary are hereby duly authorized to sign and execute the same unanimously adopted.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 March 1879 [*sic*]

## Trustees Meeting

As per notice duly given, the regular monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Haggin, Earl, and Lawton.

In the absence of the President, Mr. Kittle took the chair, and the meeting coming to order, the last minutes were read and on motion, seconded, approved.

On motion of Mr. Haggin, seconded by Mr. Earl, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 March 1879

## Trustees Meeting

As per notice duly given a meeting of the Board of Directors was held this day when were present Messrs. Kittle, Haggin, Earl, and Lawton.

In the absence of the President, Mr. Kittle Vice President, took the Chair and the meeting coming to order the last minutes were read and on motion seconded approved.

On motion of Mr. Lawton, seconded by Mr. Earl, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 14 April 1879

## Trustees Meeting

As per notice duly given a meeting of the Board of Directors was held this day when were present Messrs. Baird, Kittle, Haggin, Earl, and Lawton.

Coming to order, the minutes of the last meeting were read and approved.

On motion duly seconded, it was resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 May 1879

## Trustees Meeting

As per notice duly given a meeting of the Board of Directors was held this day when were present Messrs. Baird, Kittle, Lawton, Earl, and Haggin.

The meeting coming to order the minutes of the last meeting were read and approved.

On motion duly seconded it was resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 June 1879

## Trustees Meeting

As per notice duly given a meeting of the Board of Directors was held this day when were present Messrs. Baird, Kittle, Earl, Hagan, and Lawton.

The meeting being called to order the minutes of the last meeting were read and approved.

The following resolution was offered by Mr. Haggin to wit: Resolved that J. H. Baird, President of this Company, be and is hereby authorized and empowered on behalf of the Company and in the name thereof to enter into any contract or agreement relative to the manufacture and vending or either of Hercules Powder in the United States and that he is also authorized and empowered to execute any bond or obligation for this Company that may be required in any litigation now pending or which may be hereafter commenced….

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… in any Court of the United States and in all respects acts and things, he represents this Company.

On motion of Mr. Earle seconded by Mr. Lawton the resolution was unanimously adopted.

On motion duly seconded, Resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 16th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 July 1879

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, and Haggin.

The meeting coming to order, the last minutes were read and approved.

The resolution referring to powers granted to the President accepted, said resolution being referred to next meeting.

On motion duly seconded the President was authorized to sign a deed in favor of Mr. Varley for piece of property near Salt Lake City and adjoining the Company's magazine.

G. Harding's bill $2011.40 ordered paid.

On motion duly seconded resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 August 1879

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Kittle, Lawton, and Haggin.

The meeting coming to order, the last minutes were read and approved. The resolution referring to powers granted to the president at meeting held sixth of July on motion, seconded was confirmed.

On motion duly seconded it was resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 6 September 1879

## Trustees Meeting

A meeting of the Board of Trustees was held this day as per motion duly given, when were present, Baird, Kittle, Lawton, and Haggin.

The meeting coming to order, the last minutes were read and on motion duly seconded approved.

Mr. Baird presented his resignation as President and Trustee of the Board and Company. On motion Mr. J. B. Haggin the same was accepted and Mr. N. G. Kittle Vice President being present took the Chair and presided over the meeting.

Mr. G. T. Lawton offered the following resolution which was adopted: whereas there is now a vacancy in the office of President and Trustee caused by the resignation of Mr. Baird, therefore be it resolved that Mr. N. G. Kittle be and is hereby elected President of this Board & Company, and in place of said J. H. Baird and that J. F. Lohse be and is hereby elected Trustee of this Company in the place of said J. H. Baird.

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On motion of Mr. Haggin, duly seconded, resolved that Mr. G. T. Lawton be and is hereby elected Vice President of this board in place of Mr. N. G. Kittle, elected to the Presidency.

On motion duly seconded resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 October 1879

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day where were present Messrs. Baird, Kittle, Lawton, and Haggin.

The meeting came to order the last minutes were read and approved. On motion duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 November 1879

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, and Lohse.

The meeting coming to order the last minutes were read and approved.

On motion duly seconded resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 December 1879

## Trustees Meeting

A meeting of the Board of Trustees was held this day as per notice duly given when were present Messrs. Kittle, Haggin, Earl, Lawton, and Lohse.

The meeting coming to order, the last minutes were read and on motion, seconded, approved.

The following resignations were tendered to wit:

by N. G. Kittle as President of the Company

by G. T. Lawton as Vice President of the Company

by J. F. Lohse as Trustee of the Company

On motion of Mr. Haggin, seconded by Mr. Earl, the same were accepted and the following nominations made instead viz,

J. H. Baird nominated as Trustee and President, in place of N. G. Kittle Vice President, resigned. Elected.

N. G. Kittle, as Vice President, Vice G. T. Lawton resigned. Elected.

On motion, seconded, resolved that a dividend of 1% on the capital stock of the Company be and is hereby declared payable on and after the 15th instant. Carried

No other business before the meeting the same adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 January 1880

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Haggin, Earl, and Lawton.

The meeting came to order the last minutes were read and approved.

On motion duly seconded resolved that a dividend of 1% on the capital stock of this company be and is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 3rd February 1880

## Stockholders Meeting

The annual meeting of the stockholders of the California powder works was held this day in pursuance of the bylaws of the company and by notice of a call duly advertised in the Alta California.

The following number of shares were represented, viz.: by

| | |
|---|---|
| Baird, J. H. | 1295 shares |
| Chandler, S. M. | 1500 shares by J. H. Baird, proxy |
| du Pont de Nemours Eg. | 5000 shares by J. H. Baird, proxy |
| Kittle, J. G. | 42 shares by J. F. Lohse proxy |
| Kittle, N. G. | 242 shares by J. F. Lohse proxy |
| Laveaga, D. A. de | 675 shares by J. H. Baird, proxy |
| Laveaga, M. C. | 125 shares by J. H. Baird, proxy |
| Laveaga, Egn. | 200 shares by J. H. Baird, proxy |
| Laveaga, M. A. | 185 shares by J. H. Baird, proxy |
| Laveaga, J. B. | 140 shares by J. H. Baird, proxy |

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| | |
|---|---|
| forward | 9404 shares |
| Lawton, G. T. | 200 shares |
| Lohse, J. F. | 5 shares |
| Moss, J. Mora | 150 shares by J. F. Lohse, proxy |
| Ortiz, C. | 75 shares by J. F. Lohse, proxy |
| Parrott, J. | 1167 shares by J. H. Baird |
| Haggin, J. B. | 449 shares |

Making a total of 11,500 shares, which constituting a majority the meeting was called to order by the President.

The minutes of the last stockholders meeting were then read and on motion duly seconded approved.
The report of the secretary and treasurer was next presented and on motion seconded, ordered placed on file.

The next business in order being the election of officers for the ensuing year, it was on motion of Mr. J. B. Haggin, seconded by Mr. G. T. Lawton, resolved, that the Secretary cast the number of votes represented for the Board of Trustees whose term has just expired. Lawton and Kittle were appointed Tellers, where upon the Secretary cast the ballot as per resolution. The Tellers reported Messrs. J. H. Baird, N. G. Kittle, G. T. Lawton, J. B. Haggin, and J. O. Earl as having each received 11,500 votes, where upon they were duly declared elected trustees for the ensuing year.

There being no other business before the meeting, and adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 2 February 1880

## Trustees Meeting

As per notice duly given a meeting of the newly elected Board of Trustees was held this day when were present Messrs. Baird, Haggin, Lawton, and Earl.
Mr. Haggin being called to the chair the last meetings minutes were read and approved.

Nominations for officers for the ensuing year being in order, Mr. J. H. Baird was nominated as President by Mr. Lawton and duly elected.

The President elected then took the chair when Mr. N. G. Kittle was nominated for Vice President, J. F. Lohse, Secretary and Treasurer, and B. Peyton as Superintendent -- all of whom were duly elected.

On motion, duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 March 1880

## Trustees Meeting

As per notice duly given a meeting of the Board of Directors was held this day when were present Messrs. Baird, Haggin, Lawton, Kittle, and Earl.
Coming to order the minutes of the last meeting were read and approved.

On motion duly seconded it was resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 3rd April 1880

## Trustees Meeting

A special meeting of the Board of Trustees was called by the President for this day when were present Messrs. Baird, Haggin, Earl, Lawton, and Peyton, Superintendent.
The minutes of the last meeting were read and on motion approved.

The President stated that the object of the meeting was for the purpose of considering the Powder Question in all its phases, in relation to the companies -- but on motion duly seconded the same was duly referred to a future meeting.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 13th April 1880

## Trustees Meeting

As per notice duly given a meeting of the Board of Directors was held this day when were present Messrs. Baird, Haggin, Earl, Lawton, and Peyton Superintendent.
On motion the minutes of the last meeting were read and approved.

On motion duly seconded it was resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 29th April 1880

## Trustees Meeting

As per notice duly given, a special meeting of the Board of Trustees was held this day when were present Messrs. Baird, Kittle, Haggin, and Lawton. A quorum being present, the meeting was called to order by the President, when the last session minutes were read and approved.

The President presented to the Board a draft of a contract dated April 29, 1880, between this Company and the Giant Powder Company wherein it was agreed among other things that this Company in a contingency there in set out, sell to said Giant Powder Company its high explosive factory, machinery etc. etc. in the City and County of San Francisco, and also its high explosive factory machinery etc. etc. in Cleveland, Ohio and its lease of the lot on which it stands, also the Willard patent number 157054 and said contract having been read and discussed.

On motion of Mr. Lawton, seconded by Mr. Kittle,

It was resolved that the President be and is hereby authorized to execute said contract for and in behalf of the Company and to cause its corporate seal to be affixed thereto and also to execute for and in the name and under the seal of this Company the papers by it to be executed and placed under said Contract in escrow with Thomas I. Bergin, and to place the same in escrow with said Bergin.

There being no other business the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12th May 1880

## Trustees Meeting

As per notice duly given, a meeting of the Board of Directors was held this day when were present Messrs. Baird, Kittle, Haggin, Lawton, and Earl.

The meeting coming to order, the last minutes were read and approved.

The President informed the Board, that as per resolution passed at the last meeting, he had signed a conditional agreement with the Giant Powder Company, a copy of which had been delivered to their president, Mr. A. Dibbles and original on file.

On motion duly seconded resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call. John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 14 June 1880

## Trustees Meeting

As per notice duly given the regular monthly meeting of the Board of Trustees was held this day, present, Messrs. Kittle, Haggin, Earl, Lawton, and Peyton, Superintendent.

The minutes of the last meeting were read and approved.

On motion, seconded, a dividend of 1% on the capital stock of the company is declared payable on and after the 15th instant.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 July 1880

## Trustees Meeting

As per notice given, a meeting of the Board of Trustees was held this day, Messrs. Baird, Kittle, Haggin, and Lawton being present.

On motion the minutes of the last meeting were read and approved.

On motion, duly seconded, resolved, that a dividend of 1% on the capital stock of this company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 August 1880

## Trustees Meeting

The regular monthly meeting of the board being called for this day, there were present, Messrs. Baird, Kittle, Haggin, Earl, and Lawton.

Coming to order, the minutes of the last meeting were read and on motion, seconded, duly approved.

On motion, duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 September 1880

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day, when were present Messrs. Baird, Haggin, Earl, and Lawton.

The meeting being called to order, last minutes were read and on motion, duly seconded, approved.

On motion, duly seconded, resolved, that the usual dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant -- after which the meeting adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 October 1880

## Trustees Meeting

As per notice duly given a meeting of the Board of Trustees was held this day when were present Messrs. Baird, Haggin, Earl, and Lawton.

The meeting coming to order, the last minutes were read and on motion duly seconded, approved.

On motion, seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

No other business, meeting adjourned, subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 November 1880

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day when were present Messrs. J. H. Baird, G. T. Lawton, and J. O. Earl.

A quorum being present, the minutes of the last meeting were read, and on motion, seconded, approved.

There being no particular business, further down the declaring of the usual dividend, it was on motion, duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant. After which the meeting, on motion, adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 15 November 1880

## Trustees Meeting

A special meeting of the Board of Trustees was held this day when were present Messrs. Lawton, Haggin, and Earl.

Mr. Lawton was called to the chair, when the reading of the last minutes being dispensed with, the Secretary announced the decease of Capt. J. H. Baird, late President of the Company on the 12th instant -- and stated that according to section 2 of article 1 of the bylaws, the Office should be declared vacant, and the vacancy filled by the remaining members of the Board. Also that is per section 3 of article 1 of the bylaws, vacancies in the Board of Trustees shall be filled by the other trustees in office and the person selected to fill a vacancy shall hold office until the next annual election of trustees.

On motion of Mr. Haggin, seconded by Mr. J. O. Earle, Mr. G. T. Lawton was duly elected President in place of…..

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… J. H. Baird, deceased.

No action being taken in regard to filling vacancy in the Board, the Secretary was directed to prepare a set of resolutions in communication of the esteem in which the late President was held by the Directors and Stockholders of the Company.

No other business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 13 December 1880

## Trustees Meeting

As per call duly made, a meeting of the Board of Trustees was held this day when were present Messrs. Lawton, Earl, Hagan, and Superintendent Peyton.

The meeting coming to order, the last minutes were read and approved.

The following resolutions relating to the late Captain J. H. Baird, were ordered spread upon the minutes to wit:

Whereas Capt. John H. Baird who had been President of the Company since the sixth day of February 1871, has departed this life, and

Whereas during the time he was President he managed the business and affairs of the Company with great success and commanded the respect of all persons connected with the company.

Therefore, be it resolved, that we hereby express our appreciation of the zeal, fidelity, and ability with which he discharged his duties as President.
And be it further resolved, that we hereby tender our sincere sympathies to his family that these resolutions be spread on the minutes of this Company and a copy of same be presented to his family.
The monthly dividend of 1%, being then declared, on motion, the meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 31 December 1880

## Trustees Meeting

A special meeting of the Board of Trustees was held this day when were present Messrs. Lawton, Kittle, Haggin, Earl, and Peyton.

The meeting coming to order, the last minutes were read and approved. On motion, seconded, the Secretary was directed to send a copy of the Memorial Resolutions to the widow of the late president, J. H. Baird.

The President stated the object of the meeting to be for the purpose of considering the propriety of sending Mr. Joseph Powning East to examine into affairs at Cleveland, Colorado etc. The subject being fully debated, it was on motion, seconded, resolved that Mr. Powning be sent East.

Letter from Mr. Wheeler relative to property in Colorado addressed to Mr. Kittle, was read and on motion referred to Mr. Powning to make satisfactory settlement, whether by paying a bonus not to exceed $1000 or to pay our proportional amount of one quarter.

On motion, the demand for delivery of papers on an agreement with Giant Powder Company be and is hereby referred to the attorney, in this case, Mr. Greathouse.

No other business, the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12th January 1881

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, and Haggin.
The minutes of the last meeting were read and approved.
No other business than the declaring of a dividend, on the motion, seconded, resolved, that the usual monthly dividend of 1% be declared payable on and after the 15th instant.
Meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 7th February 1881

## Stockholders Meeting

The annual meeting of the stockholders of the California Powder Works was held this day in pursuance of the bylaws of the company and by notice of a call duly advertised in the Alta California.

The total number of shares were represented to wit:

| | |
|---|---|
| W. J. Aldrich | 50 shares |
| J. H. Baird estate | 1200 shares by N. G. Kittle, proxy |
| B. Brewster | 350 shares by N. G. Kittle, proxy |
| Peter Decker | 166 shares by N. G. Kittle, proxy |
| B. M. Hartshorne | 500 shares by N. G. Kittle, proxy |
| E. K. Latham [*sic*; Mrs. E. K. Latham] | 150 shares by N. G. Kittle, proxy |
| John Perry Jr. | 50 shares by N. G. Kittle, proxy |
| A. H. Wilcox | 450 shares by N. G. Kittle, proxy |
| S. M. Chandler | 1500 shares by B. Peyton, Proxy |
| E. I. Du Pont | 5000 shares by B. Peyton, Proxy |
| | Total 9416 shares |

(over)

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forward 9416 shares

| | |
|---|---|
| Earl, J. O. | 51 shares by G. T. Lawton, Proxy |
| Fagan, Mrs. M. E. | 333 shares by G. T. Lawton, Proxy |
| Hort, Samuel | 100 shares by G. T. Lawton, Proxy |
| Lawton, G. T. | 200 shares by G. T. Lawton, Proxy |
| Low, G. A. | 50 shares by G. T. Lawton, Proxy |
| Moss, J. Mora estate | 150 shares by G. T. Lawton, Proxy |
| Tallant, D. F. | 200 shares by G. T. Lawton, Proxy |
| Trevor, Mrs. S. A. | 417 shares by G. T. Lawton, Proxy |
| Williams, C. A. Trustee | 50 shares by G. T. Lawton, Proxy |
| Williams, C. A. | 100 shares by G. T. Lawton, Proxy |
| Haggin, J. B. | 499 shares |
| Helman, H. | 50 shares by John F. Lohse, Proxy |
| Laveaga, D. A. de | 675 shares by John F. Lohse, Proxy |
| Laveaga, M. C. | 125 shares by John F. Lohse, Proxy |
| Laveaga, Ignacio | 200 shares by John F. Lohse, Proxy |
| Laveaga, J. V. | 200 shares by John F. Lohse, Proxy |
| Ortiz, C. | 75 shares by John F. Lohse, Proxy |
| Kittle, J. G. | 109 shares by N. G. Kettle, Proxy |
| Kittle, N. G. | 242 shares by N. G. Kettle, Proxy |
| Laveaga, M. A. | 185 shares |
| Luning, N. | 166 shares |
| Meyer, M. | 240 shares |
| Parrott, J. | 1167 shares by F. Godley, Proxy |

Total 15,000 shares represented

The meeting coming to order, the last annual minutes were read and approved.
The Secretary and Treasurers annual report was next presented and on motion seconded ordered placed on file.

The next business in order being the election of officers for the ensuing year, it was on motion of Mr. J. B. Haggin, seconded by Mr. J. O. Earl, resolved that the Secretary cast the number of votes represented for the following named gentleman, vis: Messrs. Kittle (N. G.), G. T. Lawton, J. B. Haggin, J. O. Earl, and N. Luning. Mr. Godly being appointed Teller, the Secretary cast a ballot as per resolution, where upon the above named gentleman were declared duly elected trustees for the ensuing year.
Meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 7 February 1881

## Trustees Meeting

As per notice duly given, a meeting of the recently elected Board of Trustees was held this day when were present Messrs. Haggin, Kittle, Earl, Lawton, and Luning.
Mr. Haggin was called to the chair, J. F. Lohse acting as Secretary pro tem.

The reading of the last minutes being dispensed with, nominations for officers for the ensuing year were next in order, Mr. N. G. Kittle was nominated by Mr. Lawton, as President and duly elected.

The President-elect then took the Chair, when Mr. Lawton was placed in nomination for the Vice Presidency and duly elected.

J. F. Lohse was reelected as Secretary and Treasurer.

The President stated that the matter of the Colorado farm had been settled in New York by Mr. Powning for the sum of $600. Approved.

On motion of Mr. Haggin, seconded by Mr. Earl, Messrs. Lawton and Luning were appointed a committee to confer with Mr. Peyton as to the expediency of erecting Acid Works, to gather such data as necessary and to report at next meeting.

Meeting adjourned to the 14th instant.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 14 February 1881

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Haggin, Earl, & Luning, & Superintendent Peyton.
The meeting coming to order, the last minutes were read and approved.

The committee on acid manufacture reported having investigated the same, and they recommend the erection of works for that purpose. On motion, seconded, resolved that the report of the committee be accepted and adopted as the policy of this Company.

On motion, seconded, resolved that the President and Vice President be and are hereby authorized to examine into and carry on the erection of works, to report from time to time as to their actions.

On motion, seconded, resolved that the usual monthly dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant -- after which the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 24 February 1881

## Trustees Meeting

A special meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Haggin, Earl, & Luning.

The meeting coming to order the last minutes were read and approved.

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The President stated the object of the meeting to be,

1. to take into consideration a proposition made by Mr. Powning to du Pont & Co. for consolidation with the Repauno Chemical Works, and revision of the so-called Industrial Belt.
2. a proposition made by du Pont & Co. by telegram to start high explosive works in Colorado in conjunction with themselves.

Upon full deliberation the first proposition was referred for further consideration, and the second one being favorably entertained, it was on motion duly seconded, resolved that the President telegraph and instruct Mr. Powning to confer with the du Pont on the subject and report further to this office.

Meeting then adjourned, subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 9 March 1881

## Trustees Meeting

A special meeting of the Board was held this day as per notice duly given when were present Messrs. Kittle, Earl, Lawton, Haggin, & Luning.

The reading of the minutes of the last meeting were dispensed with.

The President stated that he had called the Board together to comment over the telegram of Messrs. DuPont & Co., 22nd February, and letters of Mr. Powning to 28th sa187me month.

After mature deliberation it was decided to telegraph to Mr. Powning vis: telegram DuPont 22nd instant not plain to us.

Is privilege of 1/5 or 1/6 in Repauno best can be done and what interest in Colorado does du Pont wish us to take to close both at the same time?

On motion, seconded, the usual monthly dividend was declared payable on and after the 15th instant, and meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 6 April 1881

## Trustees Meeting

A special meeting of the Board of Trustees was held this day as per notice given -- present, Messrs. Kittle, Lawton, Haggin, Earl, & Luning.

The minutes of the last meeting were read and approved.

The object of the meeting as stated by the President was for the purpose of consulting over the claim made by Mr. Willard for past services rendered, and that a telegram had come to hand from Mr. Powning to the effect that same could be settled for $5000.

On motion of Mr. Earl, after considerable debate upon the subject, seconded, it was resolved that the claim be left with the President to settle at not over $4000 and that it be left optional with Mr. Powning to discharge Mr. Willard or not as he may deem best.

On motion, seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 May 1881

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Haggin, Earl, & Luning -- also Superintendent Peyton.

Coming to order, the minutes of the last meeting were read, and on motion, seconded, approved.

The President reported the Works at Pinole in course of erection.

Nothing of importance to report, upon motion, duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 13 June 1881

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Haggin, Earl, & Luning also B. Peyton, Superintendent.

Minutes of last meeting read and approved.

A communication from Mr. L. Du Pont, President, Repauno Chemical Company relative to the transfer of the Cleveland branch, addressed to Mr. Joseph Powning under date of 29 April, and Mr. Powning's reply were submitted by the President. The same were referred to Mr. Kittle, and Luning as committee to report at next meeting.

The matter of a reduction of dividends was discussed and after due consideration, resolved that they remain as present.

After declaring the usual monthly dividend of 1% on the capital stock of the company, payable and after the 15th instant, meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 July 1881

## Trustees Meeting

As per notice duly given, a meeting of the Board of Trustees was held this day when were present, Messrs. Kittle, Lawton, Haggin, Earl, and Lawton.

Coming to order the last minutes were read and approved.

The Committee appointed at last meeting, reported progress and asked for further time. Granted.

A communication from Mr. Balfour Guthrie & Co., asking for a bond from the Company in the matter of a suit brought against them by the Peruvian Counsel for the possession of the cargo of nitrate of soda ex. “Alpheta”, was presented by the President, and the Secretary directed to reply that under the advice of counsel no such bond would be given.

The monthly dividend of 1% on the capital stock of the company was next declared, payable on and after the 15th instant, where the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 18 July 1881

## Trustees Meeting

A special meeting of the Board of Trustees was called for this day by the President, when were present Messrs. Kittle, Lawton, Haggin, Earl, & Luning.

The meeting coming to order, the last minutes were read and on motion, seconded, approved.

The President reported that the Committee appointed at the meeting held 13th June, had received a letter from Mr. L. Du Pont, President of the Repauno Chemical Works under date of July 2, relative to the sale of the Cleveland branch.

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The letter being read, and after full deliberation by the members present, it was on motion of Mr. Haggin, seconded by Mr. Luning, resolved, that the proposition of Mr. du Pont on behalf of the Repauno Chemical Works as set forth in his letter of 2nd July 1881, and which is in reply to a letter from this Company under date 15 June 1881 for the purchase of the Cleveland branch is hereby accepted, and the Committee appointed by the Board are directed to take such measures as they deem advisable for the transfer of the property. Said letter of 15 June and 2nd July are in the words as follows, to wit:

San Francisco 15 June 1881
L. Du Pont Esquire
President Repauno Chemical Company.
Wilmington, Delaware.

Dear Sir:

We have your proposition of 29th April last addressed to our Mr. Powning upon which you agree to accept the Cleveland Branch of this Company.

The same has had the attention of a full Board of Directors of this Company and their decision based upon the equity of the case and a sincere desire for the maintenance of our heretofore pleasant business relations, was to offer you the following proposition:

1st. The plant at the works, lease of land, and furniture at office, valued $5000
2nd. All raw materials at the works at market value.
3rd. All manufactured stock wherever found valued at cost with 15% added -- or we to sell the same for our own accounts and risk.
4th. All book accounts to be collected by us.

Provisions must be made also for a supply of Hercules Powder, manufactured by you under our formula, to be placed in the hands of our agents in the Neutral Belt, and upon such terms as may heretofore be agreed upon, not to exceed 15% on cost value. This for the period of the unexpired term of our contact of 1880.

Should the foregoing meet with your approval and you should deem it advisable to continue the Cleveland Branch for an indefinite period, arrangements can be entered into for the use of our patent rights and Trade Mark, which we trust will be…

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…. satisfactory to all areas we shall however reserve the right in that case, to purchase back the Cleveland Branch on the same basis upon which we now propose to relinquish it, providing no arrangements can be made for continuing the compact of 1880 with the Gunpowder Trade Association on a basis satisfactory to all.

Trusting to have an early reply, we remain respectfully yours,

John F. Lohse, Secretary
The California Powder Works
by N. G. Kittle, President

Reply:
Wilmington Delaware: July 2, 1881.
N. G. Kittle Esquire
President California Powder Works
San Francisco
Dear Sir:

Your favor of 15 of June came duly to hand and was delayed being answered due to my sickness, and time required to consult parties interested.

Now in reply to your propositions will say:

Proposition 1. As to plant, we will accept this cash $5000.
Proposition 2. Raw material -- we will accept this 30 days.

Proposition 3. Manufactured stock. We will accept the second alternative. You to see the same at your own account and risk, we agreeing to aid you as much as may be in our power.
Proposition 4. Section 1. Book accounts. We accept this.
Proposition 4. Section 2. Provision for supply of Hercules for Neutral Belt for unexpired term of compact of 1880: we accept this. Taking the above as a whole we accept it.
As to the closing section of your letter we doubt much whether it is either for your interest or our own and yet are not prepared to say we will refuse it if you insist on it, however:

1. We do not think it to our interest or yours that we be compelled to continue the Cleveland Branch indefinitely.

2. In our opinion the compact of 1880 was and is highly for the interests of the California Powder Works, and as such, is satisfactory to us except in one point, and if in the future any disagreement arises, fear it will be on the high explosives…

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… trade of Arizona, we claiming this to be Neutral Ground Belt trade, you, Pacific trade. We would accept the following:

If at the end of the compact of 1880, freight on high explosives to Tucson, Arizona from Philadelphia is less than from San Francisco, then Arizona shall go into the Neutral Belt, but if the freight should be more, then Arizona shall be considered a Pacific State and belong to the California Powder Works.

The retirement from Cleveland, and Arizona, fixed on an equitable basis, should make any contract for the interests of our Companies, early adjusted.

Hoping you will consider this matter carefully and if possible grant our request, we remain
Respectfully yours,
L. Du Pont, President
Repauno Chemical Company.
P.S. Owing to Mr. Wheeler's marriage had to keep this letter back until 6 July. L. Du Pont
No other business before the meeting, adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 August 1881

## Trustees Meeting

A meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Haggin, Luning, and Earl.
The meeting coming to order, the last minutes were read and approved.

The President reports that the Cleveland Branch will be turned over to Repauno Chemical Works on the 15th instant as per correspondence held upon the subject with du Pont.

Col. B. F. Baker of "Pioneer Mine" appeared before the Board asking for an extension of time for payment of amount due by him in October, stating his reasons therefore. After retiring…..

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… the Board took the matter under advisement and considering that a further extension could not be granted the Secretary was instructed to so inform Mr. Baker.

On motion, duly seconded, resolved, that a power of attorney be given to Michael McGuire of Kittle & Co. New York in lieu of the one given to Van Vleck in 1880 for the transaction of the Company's Customs House business, same has been duly issued this date.

No other business before the Company -- save the declaring of the usual dividend payable on the 15th instant -- the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 September 1881

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Luning, and Earl.

The last minutes were read and on motion approved.

On motion, seconded, resolved that a dividend of 1% on the capital stock of the Company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 October 1881

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Earl, Luning, and Haggin. Also, Mr. Peyton, Superintendent.

The meeting coming to order, the last minutes were read and on motion approved.

A letter from Mr. Hall McAllister under date 11 instant asking that Mr. B. S. Brooks be employed with him as Associate Counsel in “La Carbonera” suit in lieu of Mr. Williams deceased, was read and on motion duly seconded,

Resolved that Mr. McAllister requests be acceded to and that $500 be paid Mr. Brooks at present and $500 after a trial and argument is finished.

In the matter of insurance at Pinole, Resolved that the Company be its own insurer and that the Superintendent be instructed to see that every necessary precaution be taken for the safety of the premises.

On motion, resolved, that the usual dividend of 1% be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 14 November 1881

## Trustees Meeting

Present Messrs. Kittle, Lawton, Luning, Earl, and Haggin.

Minutes of last meeting read and approved.

On motion, duly seconded, no other business before the meeting, resolved that a dividend of 1% be and is hereby declared payable on and after the 15th instant.

Meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 December 1881

## Trustees Meeting

The regular monthly meeting of the Board was held this day when were present Messrs. Kittle, Lawton, Earl, & Luning.

The meeting coming to order the last minutes were read and on motion approved.

No other business before the meeting, the usual dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant.

The Board adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 January 1882

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Earl, Hagan, Luning, & B. Peyton Superintendent.

The meeting coming to order, the last minutes were read and approved.

The President reported that an explosion had occurred on the 15th instant at the Company's Works at Pinole, and that the estimated damage would be in the neighborhood of $5000.

On motion, seconded, resolved that a dividend of 1% be and is hereby declared payable on and after the 16th instant.

Meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 6 February 1882

## Stockholders Meeting

The annual meeting of the Stockholders of the California Powder Works was held this day in pursuance of the bylaws of the company and by notice of a call duly advertised in the Alta California Newspaper.

The total number of shares represented were 14,100 to which:

| | |
|---|---|
| Baird, J. H. (Estate of) | 1200 shares by Mrs. J.H. Baird, & E. Scott, executor |
| Chandler, S. M. | 1500 shares by B. Peyton, proxy |
| DuPont de. Nemours E. | 5000 shares by B. Peyton, proxy |
| Decker, Peter | 166 shares by N. G. Kittle, proxy |
| Latham, Mrs. E. K. | 150 shares by N. G. Kittle, proxy |
| Tallant, D. J. | 200 shares by N. G. Kittle, proxy |
| Trevor, Mrs. S. A. | 417 shares by N. G. Kittle, proxy |
| Earl, J. O. | 51 shares by G. T. Lawton, proxy |

| | |
|---|---|
| Hart, Samuel | 100 shares by G. T. Lawton, proxy |
| Low, G. A. | 50 shares by G. T. Lawton, proxy |
| Moss, Julia T. | 150 shares by G. T. Lawton, proxy |
| Ortiz, Caledonia | 75 shares by G. T. Lawton, proxy |
| Wilcox, A. H. | 450 shares by G. T. Lawton, proxy |
| Williams, C. A. Trustee | 50 shares by G. T. Lawton, proxy |
| Williams, C. A. | 100 shares by G. T. Lawton, Proxy |
| Fagan, Mrs. M. E. | 333 shares by J. F. Lohse, proxy |
| Haggin, J. B. | 499 shares |
| Kittle, N. G. | 250 shares |
| Laveaga D. A. de | 725 shares by M. A. de Laveaga, Proxy |
| Laveaga, M. C. de | 125 shares by M. A. de Laveaga, Proxy |
| Laveaga, Ignacio, de | 225 shares by M. A. de Laveaga, Proxy |
| Laveaga, M. A. de | 185 shares by M. A. de Laveaga, Proxy |
| Laveaga, J. V. de | 251 shares by M. A. de Laveaga, Proxy |
| Lawton, G. T. | 200 shares |
| Luning, N. | 166 shares |
| Meyer, M. | 290 shares |
| Parrott, John | 1167 shares by M. Godley, proxy |
| Sundell, F. | 25 shares by M. A. de Laveaga, proxy |
| | 14,100 shares, |

which constituting…..

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… a majority, the meeting was called to order by the President.
The minutes of the last meeting were then read and on motion duly seconded, were approved.

The Secretary and Treasurer's annual statement was next presented and read, and ordered placed on file.

The next business in order being the election of Officers for the ensuing year, it was on motion of Mr. J. B. Haggin, seconded by Mr. M. Meyer, resolved that the Secretary cast the ballot for the following named gentleman as proposed by Mr. M. Godley, vis: Messrs. N. G. Kittle, G. T. Lawton, J. B. Haggin, N. Luning, J. O. Earl.

On motion, seconded, Mr. Godley was appointed Tellers, when the Secretary cast the ballots (14,100 shares), for the above named gentleman, who were there upon duly declared Trustees for the ensuing year.
No further business before the meeting, it then adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 6 February 1882

## Trustees Meeting

A meeting of the newly elected Board of Trustees was held this day, when were present Messrs. Haggin, Kittle, Lawton, & Luning.

Mr. Luning was called to the Chair, J. F. Lohse acting as Secretary.
The reading of the last minutes being dispensed with, nominations for officers for the ensuing year were next in order. Mr. N. G. Kittle was thereupon nominated for President, and duly elected.

The President then took the Chair, when Mr. G. T. Lawton, was placed in nomination for Vice President and duly elected.

J. F. Lohse was reelected as Secretary and Treasurer.

B. Peyton was reelected as Superintendent.

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On motion of Mr. Haggin, seconded by Mr. Luning, Resolved, that there be no monthly meeting on the 12th instant, and that the usual dividend of 1% be now declared payable on and after the 15th instant.

No further business before the meeting, adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 March 1882

## Trustees Meeting

Meeting held this day. Present, Messrs. Kittle, Earl, Lawton, Haggin, and Luning.
Minutes of last meeting read and approved.

The President stated that on account of the impossibility of procuring fresh and pure water on the Company's grounds at Pinole for the prosecution of their Works at that point, they were obliged to place pumping machinery on the land adjoining and belonging to C. S. Cousins and wife where freshwater was to be had, and that a yearly rental of a $50 -- for five years was demanded for lease of same. On motion, seconded, resolved, that the President and Secretary be and are hereby authorized to sign a lease from Charles S. Cousins and Kate F. Cousins to the California Powder Works for said land for the term of one year with privileges of five years at yearly rental of $50.

On motion, duly seconded, resolved that the usual monthly dividend of 1% is hereby declared payable on and after the 15th instant.

Meeting then adjourned, subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 April 1882

## Trustees Meeting

Present Messrs. Kittle, Haggin, Earl, & Luning.
Meeting coming to order, the last minutes were read and approved.

The President stated that demands were again being made by residents at Harbor View for the removal of the magazine at that point. On motion of Mr. Haggin, seconded by Mr. Luning, resolved, that immediate steps be taken for the erection of another magazine at Pinole.

The usual monthly dividend of 1%, being declared payable on and after the 15th instant, the meeting then adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 May1882

## Trustees Meeting

A meeting of the Board of Trustees was held this day, when were present, Messrs. Kittle, Lawton, Haggin, Earl, & Luning.

Minutes of the last meeting were read and approved.

No other business being before the meeting. Resolved that a dividend of 1% be and is hereby declared payable on and after the 15th instant.

Adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 8 June 1882

## Trustees Meeting

A meeting of the Board was held this day, when were present Messrs. Kittle, Lawton, Haggin, Earl, Luning, & B. Peyton Superintendent.

Last minutes being read, the President stated that he had called the meeting at the request of Mr. Peyton, to consider certain propositions made to him in regard to the future of the powder trade.

The same being explained by Mr. Peyton, and taken into consideration by the Board, it then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 June 1882

## Trustees Meeting

Monthly meeting held this day when were present Messrs. Kittle, Lawton, Earl, Luning, & Peyton, Superintendent.

Minutes of the last meeting, read and approved.

No other business coming before the meeting, a monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 July 1882

## Trustees Meeting

Present Messrs. Kittle, Haggin, Luning, & Peyton.
The meeting coming to order, the last minutes were read and approved.

On motion of Mr. Haggin, seconded by Mr. Luning, resolved that steps be taken to employ a competent chemist for the works at Pinole and that same be referred to the President and Mr. Luning with power to act.

At the request of Mr. Peyton, the following resolution was passed and ordered spread upon the minutes the eyes the:
Resolved
1. That the Superintendent be instructed to provide a powder suitable to be sold in competition with B. B. Vulcan Powder, also a powder fit to be treated with nitroglycerin and sold in competition with Judson Powder, and that the salesman be instructed to undersell the B. B. & Judson Powder.
2. That the established price of standard blasting powder be maintained as nearly as circumstances may warrant.

On motion duly seconded, the usual monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant.
Meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 August 1882

## Trustees Meeting

Present Messrs. Kittle, Lawton, Haggin, Luning, and Earl.
Coming to order, the minutes of the last meeting were read and approved.

Mr. N. Luning reported having written to Europe in regard to a chemist for the works at Pinole, but as yet remained without any reply to his letters.

The President presented a contract entered into with the South Pacific Coast Railroad for carrying the Company's freight for 10 years, which on motion appropriately seconded, was approved.

The President further reported the magazine at Pinole as finished, and the powder from the Harbor View magazine removed there to.

On motion, seconded, the usual dividend of 1% was declared payable on and after the 15th instant, after which the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 September 1882

## Trustees Meeting

Present, Messrs. Kittle, Lawton, Haggin, Earl, & Luning. Coming to order, the minutes of the last meeting were read and approved.

Upon motion, duly seconded, resolved that the usual monthly dividend of 1% upon the capital stock of the company be and is hereby declared payable on and after the 15th instant.

No other business, meeting adjourned. John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 October 1882

## Trustees Meeting

A meeting of the trustees was held this day, present Messrs. Kittle, Lawton, Haggin, Earl, and Luning, and Superintendent Peyton.

Coming to order, the minutes of the last meeting were read and on motion approved.

No other business but the declaring of the monthly dividend of 1% payable on and after the 15th instant, being before the board, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 November 1882

## Trustees Meeting

Meeting held this day, present Messrs. Kittle, Lawton, Haggin, Earl, and Luning, and Peyton, Superintendent.

Coming to order, the last minutes were read and approved.

On motion, duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned, there being no other business before it.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 December 1882

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day, when were present Messrs. Kittle, Earl, Lawton, & Luning.

Coming to order the last minutes were read and approved.

The bill of Messrs. McAllister and Bergin for services rendered in full to date, was submitted to the Board for approval.

The amount of $2498.95 was, on motion, seconded, ordered paid.

On motion, seconded, resolved that the usual monthly dividend of 1% be and is hereby declared payable on and after the 15th instant, after which the meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 January 1883

## Trustees Meeting

Present Messrs. Kittle, Earl, Lawton, Haggin, Luning, and Superintendent Peyton.

Coming to order, the minutes of the last meeting were read and approved.

Superintendent Peyton offered the following resolution, that the Bylaws of the Company be changed so that the Board of Trustees be increased to seven, instead of five members as at present. Being put to a vote, the resolution was lost, a 4/5 vote being necessary, Messrs. Luning, Haggin, and Earl voting aye, Messrs. Kittle and Lawton, no.

Mr. Lawton offered a Resolution that the Board consist of six members; Last [?], Messrs. Lawton, Kittle, Haggin, voting aye – Messrs. Luning and Earl, no.

Mr. Peyton offered the following vis: Resolved that a fund to be known as the Acid Works Amortization Fund be created to cover insurance and wear and tear of the Acid Works at Pinole and that the said fund shall consist of $10,000 to be charged annually (commencing January 1, 1882) to the cost of acid manufactured. This fund to be devoted exclusively to the cost of renewing the Works as they wear out and to the cost of rebuilding in case of loss by fire. On motion, duly seconded, carried.

Usual dividend of 1% per month on the capital stock of the company was then declared payable on and after the 15th instant, when the meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 24 January 1883

## Trustees Meeting

A special meeting of the Board of Trustees was held this day, when were present, Messrs. Earl, Luning, Kittle, and Lawton.

Coming to order, the last minutes were read and approved.

The object of the meeting, it stated by the President, was to consider a proposition made by the Giant Powder Company to furnish them with 2000 cases of our powder, to supply a contract made by them, which they could not do at present, on account of an explosion just had at their works.

After full consideration, the following resolution was offered, that we supply them with 2000 boxes Hercules Powder same as our #2 -- 1 1/4 cartridge -- at $.21 per pound -- 60 days delivered either at our wharf or the railroad at our works. The same to be branded as they may desire. Said supply to be, barring accident or inability to procure Chinese labor.

No other business before the meeting, it adjourned, subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 5 February 1883

## Stockholders Meeting

The annual meeting of the stockholders of the California powder works was held this day in pursuance to the bylaws of the company by notice of a call duly advertised in the Alta California newspaper.

The total number of shares represented were fourteen-thousand nine-hundred forty-nine (14,949) to wit:

Aldrich, W. A. 50 shares by G. T. Lawton

| | |
|---|---|
| Lawton, G. T. | 200 shares by G. T. Lawton |
| Williams, C. A. Jr. | 50 shares by G. T. Lawton |
| Williams, C. A. | 100 shares by G. T. Lawton |
| Baird, J. H. Estate: | 1200 shares by N. G. Kittle |
| Decker, Peter | 166 shares by N. G. Kittle |
| Kittle, N. G. | 250 shares by N. G. Kittle |
| Hartshorne, B. M. | 500 shares by N. G. Kittle |
| Hart, Samuel | 100 shares by N. G. Kittle |
| Low, G. A. | 50 shares by N. G. Kittle |
| Moss, Julia T. | 150 shares by N. G. Kittle |
| Ortiz, J. M. | 75 shares by N. G. Kittle |
| Parrott, John | 1167 shares by N. G. Kittle |
| Tallant, D. J. | 200 shares by N. G. Kittle |
| Trevor, S. A. Mrs. | 417 shares by N. G. Kittle |
| Wilcox, A. H. | 450 shares by N. G. Kittle |
| Brewster, B. | 350 shares by B. Peyton |
| Chandler, S. M. | 1500 shares by B. Peyton |
| DuPont de Nemours | 5000 shares by B. Peyton |
| Fagen, Mrs. M. E. | 333 shares by J. F. Lohse |
| Meyer, M. | 280 shares by J. F. Lohse |
| Haggin, J. B. | 499 shares |
| Laveaga, D. A. de | 500 shares by M. A. de Laveaga |
| Laveaga, M. C. de | 125 shares by M. A. de Laveaga |
| Laveaga Ignacio de | 225 shares by M. A. de Laveaga |
| Laveaga, M. A. de | 185 shares by M. A. de Laveaga |
| | Forward 14,122 shares |

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| | |
|---|---|
| Forward | 14,122 shares |
| Laveaga, J. V. de | 261 shares by M. A. de Laveaga |
| Cebrian Mrs. J. C. | 225 shares by M. A. de Laveaga |
| Sundell, Fr. | 25 shares by M. A. de Laveaga |
| Latham, Mrs. E. K. | 150 shares by H. L. King |
| Luning, N. | 166 shares |

Total 14,949 shares which constituting a majority, the meeting was called to order by the President.

The minutes of the last meeting were then read and on motion seconded approved.

The Secretary and Treasurer's Annual Statement was next presented and read and on motion, duly seconded, same was ordered placed on file.

The next business in order being the election of officers for the ensuing year, it was on motion of Mr. M. A. de Laveaga, seconded by Mr. Lawton, resolved that the Secretary cast the ballot for the present officers, to wit: N. G. Kittle, J. O. Earle, J. B. Haggin, G. T. Lawton, and N. Luning.

The Secretary then cast the ballot -- 14,949 shares -- for the above named gentlemen, who were thereupon declared duly elected Trustees for the ensuing year.

There being no other business before the meeting, it then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 5th February 1883

## Trustees Meeting

A meeting of the newly elected Board of Trustees was called for this day, when were present, Messrs. Haggin, Kittle, Luning, and Lawton.

Mr. Kittle was called to the Chair, J. F. Lohse acting as Secretary.

The reading of the last minutes being dispensed with, nominations for officers for the ensuing year were next in order.

Mr. N. G. Kittle was thereupon nominated for President and duly elected.

Mr. G. T. Lawton was reelected Vice President.

J. F. Lohse was reelected Secretary and Treasurer

B. Peyton was reelected as Superintendent.

On motion of Mr. Haggin, seconded by Mr. Luning, resolved that the monthly meeting on 12 February be passed; and that the usual dividend of 1% on the capital stock of the Company be now declared payable on and after the 15th instant. Carried.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 March 1883

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day, when were present Messrs. Kittle, Luning, and Haggin.

Coming to order, the last minutes were read and approved.

On motion, Mr. Haggin, seconded by Mr. Luning, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

No other business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 April 1883

## Trustees Meeting

Meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Haggin, & Luning.

Coming to order, the last minutes were read and approved.

The President informed the Board that he had purchased a cargo of nitrate ex. Bark "George" say about 1100 tons at $2.50 per ton and 33 tons of saltpeter at $5.00 & 5/8 cents per ton, both of which purchases were approved.

No other business before the meeting, it was resolved that a monthly dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant when the meeting adjourned subject to call

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 14 May 1883

## Trustees Meeting

Present Messrs. Kittle, Lawton, Haggin, Luning, and Earl.

The meeting coming to order, the last minutes were read by the Secretary, and on motion approved.

No other business but the declaring of the regular monthly dividend of 1% on the capital stock of the company payable on and after the 15th instant the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 June 1883

## Trustees Meeting

Present Messrs. Kittle, Lawton, Haggin, Earl, & Luning.

Upon coming to order, the last month's minutes were read, and on motion approved.

The President, Mr. Kittle, informed the Board that on the 31st May last he had entered into a contract with the C. P. R. R. for the supply of powder for the term of two years from that date, where upon it was, resolved, that the contract executed on the 31st May 1883 by the President and Secretary of the Company with the Central Pacific Railroad for the term of two years, is hereby ratified and approved. Carried.

On motion, resolved, the usual monthly dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 July 1883

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Haggin, & Luning.

Coming to order, the last minutes were read, and on motion approved.

The President reported the Blue Tent matter in progress of settlement.

On motion, duly seconded, resolved that the monthly dividend of 1% on the Capital Stock of the Company be and is hereby declared payable on and after the 16th instant.

Meeting then adjourned

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 August 1883

## Trustees Meeting

Present, Messrs. Kittle, Lawton, Luning, Haggin, and Earl.
Upon coming to order, the last minutes were read, and on motion approved.

The President stated that the Mills had been closed since two weeks and that orders had been given to cut down expenses as much as possible until they should start again -- that work was being pushed on the tunnel repair, as also the flume. All of which would be finished within two months.

No other business before the meeting, usual monthly dividend of 1% upon the capital stock of the company was declared payable on and after the 15th instant.

Meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 September 1883

## Trustees Meeting

Present Messrs. Kittle, Lawton, Luning, Earl, and Haggin.
Coming to order, the minutes of the last meeting were read, and on motion approved.

The President stated that an application had been (made) by Mr. L. Du Pont for a transfer of the lease of the land upon which the Hercules Powder Mills are situated at Cleveland, where upon it was, Resolved, that the President and Secretary be and are hereby authorized and instructed to transfer same over and assigned to the Hercules Powder Company of Cleveland, a certain lease of land upon which the Works of this Company were situated and the improvements upon the same which have already been sold and turned over to the said Hercules Powder Company.

On motion, duly seconded, the monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant where upon the meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 1st October1883

## Trustees Meeting

Present Messrs. Kittle, Lawton, Haggin, Luning, & Superintendent Peyton.
The minutes of the last meeting read and approved.

The object of the meeting as stated by the President was for the purpose of considering a communication from Messrs. du Pont & Co. relative to combination of highest Explosive Manufacturers on this Coast.

After reading of same and after mature consideration, it was resolved, that Bernard Peyton is hereby authorized to represent the California Powder Works in a conference to be held at Salt Lake City on the sixth instant between himself, Mr. L. Du Pont and President Dibble of the Giant Powder Company, with the view to obtain better prices for dynamite in the Neutral Belt and the better regulation of trade therein.

That Mr. Peyton is authorized on behalf of the California Powder Works to enter into such engagements as may appear to him to be proper subject to ratification by this Board.

That instructions to be sent to all the Agents of the California Powder Works in the Neutral Belt, to be governed by such instructions as they may receive from Mr. Peyton at Salt Lake City.

No other business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 11th October1883

## Trustees Meeting

A meeting of the Board of Trustees of the California Powder Works was held at this office this day when were present Messrs. Kittle, Lawton, Haggin, Earl, & Luning, and B. Peyton, Superintendent.

Upon coming to order, the last minutes were read and approved.

The object of the meeting as stated by the President was to hear the report of Mr. Peyton in regard to the conference held at Salt Lake City on the sixth and seventh instant between Messrs. L. Du Pont of the Eastern Syndicate, Mr. Dibble of the Giant Powder Company and himself as to division of trade in the Neutral Belt.

Mr. Peyton reported verbally that the result of the conference held at Salt Lake City on the sixth and seventh instant was the division of trade in the Neutral Belt in the proportion of 40% to the Eastern Companies, 30% to the Giant Powder Company, and 30% to the California Powder Works, but that the Giant Powder Company were unwilling to put that engagement into effect unless they could also settle for the Pacific Coast upon the basis of 25% to the small Companies combined 41% to the Giant Powder Company and 34% to the California Powder Works having the export trade free.

Whereupon, on motion of Mr. Haggin, it was resolved that the California Powder Works are unwilling to unite with the Giant Powder Company upon any other than equal terms.

The regular monthly meeting coming on the 12th instant and no other business of importance to be transacted it was resolved that a monthly dividend of 1% on the capital stock of the Company be and is hereby declared payable on and after the 15th instant, where upon the meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 16 October 1883

## Trustees Meeting

A special meeting of the Board of Trustees was called for this day by the President when were present Messrs. Kittle, Lawton, Luning, Haggin, and Earl.
Coming to order the last minutes were read and approved.

The President stated that he had called the Board together to pass upon a contract entered into between this company and the Oregon Construction Company on the 11th instant for the supply of blasting and Hercules powder and to decide whether it should be ratified or not.

After consideration of the subject, upon motion of Mr. Haggin, seconded by Mr. Luning, it was resolved that they contract should be adhered to, after which the meeting adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 November 1883

## Trustees Meeting

Present Messrs. Kittle, Haggin, Lawton, Earl, and Luning.
Coming to order, the last minutes were read and on motion seconded, approved.

No particular business being before the meeting, on motion, duly seconded, resolved -- that the monthly dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant. Adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 14 November 1883

## (Special) Trustees Meeting

Present, Messrs. Kittle, Haggin, Luning, Earl, and Peyton.
Minutes of last meeting read and approved.

The President stated that the Board was called together upon request of Mr. F. L. Kneeland representative of du Pont & Co. and that the same was for the purpose of considering a compromise with the Giant Powder Company and others, such being the desire of du Pont & Co.

After full discussion, the matter was referred to a Committee composed of the President, Mr. Kittle and Mr. Peyton to confer with the Giant Powder Company. Adjourned

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 27th November 1883

## Trustees Meeting

Present Messrs. Kittle, Lawton, Haggin, Luning, Earl, and Superintendent Peyton.
Minutes of last meeting read and approved.

The President stated that he had called the Board together for the purpose of hearing the report of the Committee appointed on the 14th instant to confer with the Giant Powder Company as to a compromise which is as follows:

To the Board of Trustees of the California Powder Works.

Gentleman:

Your Committee deputed to treat with the Giant Powder Company for a division of the trade in dynamite -- respectfully report, that the Giant Powder Company expressed the willingness to join the California Powder Works upon equal terms whilst…

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… their Patent remains undecided in California but they say that where the Patent shall be confirmed, if ever, its value ought to be acknowledge by the California Powder Works and a few points to be allowed them particularly in view of the possibility of extending the Patent.

So far as the settlement upon equal division between the two Companies is concerned, that is what we have ever sought for, because it will tend towards better prices for our powder and at the same time save us large expenses for traveling agents and other costs incidental to competition. Further, it is believed that the sales of the Giant Company exceed ours, which if true, will afford at once a gain to us and it must be remembered that the difference in cost of production between the two Companies will be quite a percentage in favor of the California Powder Works.

Your committee regard it as highly probable that on an equal division, our quota will exceed the sales we could make alone, and as unquestionable that our profit will sensibly exceed those of the Giant Company -- so far these, as the business without respect to the patents is concerned, your committee believes that your wishes are fully met and proceed to consider the relation of the patent to the question.

At this time a suit for infringement against the Safety Nitro Company -- is impending in the US Circuit Court, Sawyer, Judge. The cost of the suit is estimated at $17,000, the whole of which will be borne by the Giant Powder Company.

Proceedings will also be had in due time, to obtain an extension of the Patent, which, extended, will be worth a large sum of money. All the expenses attending the attempt to extend the Patent will be borne by the same Company.

Now, they urge that whilst an equal division of the trade with us, irrespective of the Patent, maybe just, it is also just for them to receive some equivalent, should they by their own efforts, at their own cost, confer, upon…..

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… the joint Companies the plane advantage of the established Patent and the inestimable advantage of the extended Patent. They suggest 5% for such equivalent.

This 5%, be it observed, will not be in truth 5% of the trade, because the settlement made at Salt Lake for the Neutral Belt will go into operation at the same time with this proposed agreement, if made. By the terms of that settlement these two Companies participate equally in the trade which we estimate at 50,000 pounds per month for each party.

Now then, suppose the whole consumption of dynamite to be 500,000 pounds per month and that 20% thereof be apportioned to the small companies,

| | | |
|---|---|---|
| Small companies | 20% | 100,000 pounds |

| | | |
|---|---|---|
| Sales in neutral belt | | 100,000 pounds |
| Balance for Giant Powder Company and California Powder Works | | 300,000 pounds |
| | | Total 500,000 pounds |
| The Giant Company will have | 52 1/2% | of 300,000 pounds |
| or | | 157,500 pounds |
| plus sales in Neutral Belt | | 50,000 pounds |
| | | Total 207,500 pounds |
| The California Powder Works will have | 47 1/2% of | 300,000 pounds |
| or | | 142,500 pounds |
| Plus sales in Neutral Belt | | 50,000 pounds |
| | | Total 192,500 pounds |
| | | 400,000 pounds |

The whole trade will then be thus divided:

| | |
|---|---|
| Small Companies | 100,000 pounds at 20% |
| Giant Company | 207,500 pounds 41 1/2% |
| California Powder Works | 192,500 pounds 38 1/2% |

Making 3% more for the Giant then for the California Powder Works.

The protraction of the contest between the California Powder Works and the Giant Company waged on our part with the sole aim to obtain the Dynamite Patent…

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… gratis, can result in nothing better than a division of the 3% or a again to us of 1 1/2% which would make us even. This gain will take effect only upon the continuation of the Patent, which we regard as exceedingly doubtful and then will last only few months unless the Patent be extended, and we all believe it will not be extended.

In all probability the concession of the 1 1/2% will never be operative, but, should it however prove so, it will be attended with profits to the California Powder Works so great that the 1 1/2% will be absolutely insignificant beside them.

Your Committee therefore recommend that an agreement be made between the California Powder Works and the Giant Powder Company based upon equality without the patent, and 5% in favor of the Giant Powder Company with the Patent.

Signed

N. G. Kittle, Bernard Peyton

San Francisco November 27, 1883

Upon motion, duly seconded, resolved that the same be carried out.

Adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 December 1883

## Trustees Meeting

Present Messrs. Kittle, Lawton, Haggin, Luning, Earl, and Peyton.
Minutes of last meeting read and approved.

The committee of conference with the Giant Powder Company reported verbally in lieu of their former report, in favor of an agreement with that Company upon the following basis -- viz. The Dynamite trade in the State of California and Nevada and in the territories of Arizona, Washington, Idaho, and Alaska to be divided between the Giant Powder Company and the California Powder Works in the proportion of 52 1/2% of the trade to the former and 47 1/2% to the latter. Upon motion the report was accepted and it was resolved “new contract” to make an agreement with the Giant Powder Company upon that basis.

The President stated that Mrs. Walker, whose husband lost his life by the late explosion at Pinole, has through her lawyer C. J. Swift, threatened suit against the Company for damages. On motion same was referred to Messrs. Wallace and Blanding.

On motion duly seconded, resolved that the usual monthly dividend of 1% on the capital stock be and is hereby declared payable on and after the 15th instant. Adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 14 January 1884

## Trustees Meeting

Present Messrs. Kittle, Lawton, Luning, Haggin, and Earl.
Coming to order, the last minutes were read and on motion, seconded, approved.

On motion, seconded, resolved that the usual dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

No other business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 18 January 1884

## Trustees Meeting

Present Messrs. Kittle, Lawton, Earl, Luning, & Haggin.
Coming to order, the minutes of the last meeting were read and approved.

Engrossed copies of an agreement between the Giant Powder Company and the California Powder Works for the division of trade in dynamite in the States of California and Nevada, and the territories of Alaska, Washington, Idaho, and Arizona upon the basis of 52 1/2% thereof to the former and 47 1/2% to the latter having been presented to the Board, after due consideration it was upon motion of Mr. Luning, unanimously Resolved that the said agreement is hereby ratified and confirmed and the President and Secretary of the Company are requested to execute the same in behalf of the California Powder Works and to date the same this day.

No other business, the meeting then adjourned. John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 4 February 1884

## Stockholders Meeting

The annual meeting of the Stockholders of the California Powder Works was held this day in pursuance of the bylaws of the company and by motion of a call duly advertised in the Alta California newspaper.

The total number of shares represented were 13,291. Shares viz.

| | |
|---|---|
| Aldrich, W. A. | 50 shares by N. G. Kittle |
| Decker, Peter | 166 shares by N. G. Kittle |
| N. G. Kittle | 250 shares by N. G. Kittle |
| Latham, Mrs. E. K. | 150 shares by N. G. Kittle |
| Low, G. A. | 50 shares by N. G. Kittle |
| Ortiz, C. | 75 shares by N. G. Kittle |
| Brewster, B. | 350 shares |
| Luning, N. | 166 shares by N. Luning |
| Chandler, S. M. | 1500 shares |
| du Pont, E. I. | 4995 shares by B. Peyton |
| Peyton, B. | 5 shares |
| Cebrian, Mrs. J. C. | 325 shares |
| Laveaga, M. C. de. | 225 shares |
| Laveaga, Ignacio de. | 325 shares by J. C. Cebrian |
| Laveaga M. A. de | 285 shares |
| Laveaga J. V. de | 361 shares |
| Custer, C. W. | 50 shares |
| Lawton, G. T. | 200 shares by G. T. Lawton |
| Williams, C. A. | 100 shares |
| Hartshorne, B. M. | 500 shares |
| Wilcox, Est. A H. | 450 shares by J. Bermingham |
| Haggin, J. B. | 499 shares |
| Moss, Mrs. J. T. | 150 shares |
| Talent, Est. D. F. | 200 shares by J. F. Lohse |
| Trevor, Mrs. S. A. | 417 shares |
| Meyer, M. | 280 shares |
| Parrott, J. | 1167 shares by M. A. Godby |

Total 13,291 shares this constituting a…….

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… majority of the stock of the Company.

Upon coming to order, the minutes of the last annual meeting were read and approved.

The Secretary and Treasurer's annual statement was next in order and upon motion duly seconded ordered placed on file.

Election of Officers for the ensuing year being next in order it was on motion of Mr. Parrott (Godby proxy) duly seconded, resolved that the Secretary cast a ballot for the following gentlemen, Kittle, Haggin, Lawton, Luning, and B. Peyton to act as Trustees.

The Secretary then cast the ballot for the above named gentlemen, say 13,291 shares, whereupon they were declared duly elected Trustees.

No other business before the stockholders, the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 4 February 1884

## Trustees Meeting

A meeting of the newly elected Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Haggin, Luning, and Peyton.

Mr. Kittle was called to the chair, J.F. Lohse acting as Secretary.

The reading of the last minutes were read and approved whereupon nominations for officers for the ensuring year were next in order.

Mr. N. G. Kittle was placed in nomination for President and unanimously elected.

Mr. G. T. Lawton, elected as Vice President.

John F. Lohse elected as Secretary and Treasurer.

B. Peyton elected as Superintendent at Santa Cruz.

William M. Quinan elected Superintendent at Pinole with the proviso that he make that place his residence, and that the Secretary so inform him.

Lawton and Peyton were next nominated as a committee of the Giant Powder agreement with this Company.

The President and Vice President were next appointed as Auditing Committee on accounts, and resolved that all checks drawn by the Treasurer be countersigned by one of the Auditing Committee.

No other business before the meeting, it was adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 February 1884

## Trustees Meeting

The regular monthly meeting of the board was called for this day, when were present Messrs. Kittle, Haggin, Lawton, and Luning.

Upon coming to order the minutes of the last meeting were read and approved.

The President presented a communication from Mr. B. Peyton, under date of 10 instant, upon the future payment of dividends which was read, and after due deliberation, it was ordered placed on file.

The usual monthly dividend of 1% on the capital stock of the company was then declared payable on and after the 15th instant when the meeting adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 March 1884

## Trustees Meeting

A meeting of the Board of Trustees was held this day, present Messrs. Kittle, Lawton, Haggin, and Peyton.

The minutes of the last meeting were read and approved.

The President stated that an arrangement had been made with the US Government for the supplying of 40 tons of mortar powder and that bonds would be required for the same in the sum of $8000. Whereupon, resolved that the bonds executed by Mr. Peyton, N. G. Kittle, G. T. Lawton in connection with a contract with the US Government for $40,000 of mortar powder is given for the account and benefit of the California Powder Works and that the said bound parties shall be held harmless under the bond by this Company.

On motion, resolved that a house for the Superintendent Quinan be built at Powning station at a cost not to exceed $3000.

The usual monthly dividend of 1% was ordered payable on and after the 15th instant when the meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 14 April1884

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Luning, Haggin, and Peyton.

Upon coming to order the minutes of the last meeting were read and approved.

A communication from Superintendent Quinan relative to ordering certain portions for another Platinum Still was read and on motion duly seconded, resolved that such portion of another Still as may be desired, be ordered from England.

On motion of Mr. Luning, seconded by Mr. Haggin, the President and Vice President were authorized to loan the surplus funds on hand upon unquestionable securities.

On motion of Mr. Haggin, it was resolved that a certain agreement between B. Peyton on behalf of the California Powder Works and C. F. Miller dated 25 February 1884 for the lease of a lot of ground at the beach in the City of Santa Cruz be and the same is hereby certify, approved and declared to be the act of this Company.

On motion duly seconded, resolved that a monthly dividend of 1% be and is hereby declared upon the capital stock of the company payable on and after the 15th instant.

No other business, the meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 May 1884

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Haggin, Luning, & Peyton.

The meeting coming to order, the last minutes were read and approved.

No particular business being before the meeting except the declaring of the usual dividend, it was resolved that the monthly dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned subject to call. John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 23 May 1884

## Trustees Meeting

A special meeting of the Board of Trustees of this company was held this day, when were present Messrs. Kittle, Lawton, Haggin, Luning, & Peyton.

The President calling the meeting to order, the last minutes were read and approved. The President presented a communication from the Giant Powder Company relative to negotiations pending for a consolidation of the dynamite interests of this Coast, together with propositions in regard to same.

Upon due and mature consideration, the several papers were ordered placed on file, and upon motion of Mr. Haggin, seconded by Mr. Luning, it was resolved, that the propositions are respectfully declined, and that Lawton and Peyton, committee meet with the Giant Powder Company and express to them our views.

That a copy of this resolution be transmitted to the Giant Powder Company by the Secretary.

No further business, the meeting adjourned to meet upon call of the committee.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco May 24 1884

## Trustees Meeting

Upon call of the committee, Messrs. Lawton and Peyton, a Special Meeting of the Board was held, when were present Kittle, Lawton, Luning, and Peyton, absent Mr. Haggin. Reading of minutes 23rd instant dispensed with. The Committee read the following report which was presented in the form of a resolution, offered by Mr. Luning.

Resolved, that the California Powder Works are willing to enter into an amended agreement with the Giant Powder Company upon the following terms viz:

First. Of the whole trade in dynamite in the territory of the Giant Powder Company, 25% shall be allowed to the small companies.

Second. The remaining 75% shall be divided evenly between the Giant Company and the California Powder Works -- 37 1/2% to each.

Third. That all existing contracts made by the Giant Powder Company and the California Powder Works and the small companies, shall be pooled under the agreement to be made between these three parties.

Fourth. That the California Powder Works shall pay to the Giant Powder Company one half of the expenses of their pending litigation, and one half of the cost of their future legations as provided for in article 15 of the agreement of January 18, 1884, and also one half of their expenses in attempting to procure an extension of their patent - being 1/6 of the whole.

Fifth. That in the event of an extension of the patent, the California Powder Works will allow to the Giant Powder Company 5% of the trade after the expiration of the agreement with the Small Companies, when the division shall be 52 1/2% to the Giant Company and 47 1/2% to the California Powder Works. By “extension of the Patent” is meant such an extension as shall secure to the parties the exclusive right to make and sell dynamite.

Sixth. That the proposed amended agreement shall be entered into only after satisfactory arrangements with the Acid Manufacturers.

Seventh. That Messrs. Lawton and Peyton be requested to prepare the amended agreement and submitted it to the Board for their action.

After do discussion the resolutions were unanimously adopted.

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Were unanimously adopted. The matter still remaining in the hands of the Committee for future actions by this Board, upon motion the meeting adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 6 June 1884

## Trustees Meeting

Present Messrs. Kittle, Lawton, Luning, Haggin, and Peyton.

Upon coming to order the last minutes were read and approved.

Messrs. Lawton and Peyton, committee on negotiations with the Giant Powder Company and other manufacturers of dynamite, reported that they had affected an agreement with the Giant Powder Company, the Safety Nitro Powder Company, the Vulcan Powder Company and the Vigorit Powder Company, dated June 2, 1884, which agreement having been read to the Board and duly considered by the same, was on motion of Mr. Lawton, ratified, and was resolved that the same be duly executed by the President and Secretary of this Company.

The same Committee then reported certain amendments to the agreement between the Giant Powder Company and the California Powder Works dated 18 January 1884, which were approved and it was resolved that a supplementary instrument containing the said amendments be executed by the President and Secretary of this Company.

On motion, seconded, Messrs. G. T. Lawton and Bernard Peyton were elected representatives of this Company in the Standing Committee created by the agreement between the California Powder Works and others, dated June 2, 1884.

Meeting adjourned

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 June 1884

## Trustees Meeting

The regular monthly meeting of the Board was held this day when were present Messrs. Kittle, Lawton, Luning, Haggin, and Peyton.

Upon coming to order the minutes of the last meeting were read and approved.

Lawton and Peyton reported having completed the amended agreement with the Giant Powder Company, which after being read, it was resolved, that the same be and is hereby ratified, and the same be duly executed by the President and Secretary of this Company. Also resolved, that the same be spread upon the minutes of this Company.

On motion, seconded, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 16th instant.

Adjourned

John F. Lohse, Secretary

## Amended agreement,

This agreement, made and entered into this second day of June A. D. 1884, between the Giant Powder Company, party of the first part, and the California Powder Works, the party of the second part, and the Safety Nitro Powder Company, the Vulcan Powder Company, and the California Vigorit Powder Company, parties of the third part, all of the said parties being corporations under the laws of the state of California, witnesseth as follows:

Whereas, each of the said parties owns letters patent of the United States, viz: The party of the first part owns letters patent of Alfred Nobel, dated May 26, 1868 numbers 78317, re-issued January 9, 1883, number 10267.

The party of the second part owns letters patent of J. W. Willard dated November 17, 1874, numbers 157054.

One of the parties of the third part namely the Safety Nitro Powder Company, owns two letters patent of Gilbert and Dawes dated May 24, 1881, number 241941, and June 14, 1881, number 242893.

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## Amended agreement, cont.

And whereas, each of the parties hereinto is desirous to settle for and be released from all claims for any infringement, real or alleged, of said letters patent of the other parties, and is also desirous of obtaining a license to manufacture and sell the powders and compounds described, and claimed in the aforesaid letters patent of the other parties.

And whereas, it is conceded that the said letters patent are not all of equal value, and that the business now being conducted by the parties hereto is unequal.

Now therefore, in consideration of the premises and of certain valuable considerations to each of the parties hereto from the others moving, it is covenanted and agreed as follows; to wit:

**Mutual releases**

First. That each of the parties herein to forever release the others from all and every claim for any past infringement of the letters patent aforesaid, except so far as the payments and division of business hereinafter provided for, shall be considered in satisfaction of such damages or claims.

**Patens acknowledged valid**

Second. That each of the parties herein to for the purposes of this agreement acknowledge the validity of each and all the aforesaid letters patent, and the novelty of the several inventions therein described, and agrees not to dispute the same during the continuance of this agreement.

**License, territory covered, shall not ship east.**

Third. that each of the parties hereinto does hereby grant to the other parties a license to make, use, and vend during the continuance of this agreement, the powders described in said letters patent in and throughout the States and Territories of the United States, lying west of the Eastern boundaries of Montana, Wyoming, Colorado and New Mexico; and that all the parties hereinto hereby agree to make no shipments of dynamite to any part of the United States lying East of said boundaries during the term of this agreement.

**Dates of this agreement**

Forth. this agreement shall go into operation on the 3rd day...

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## Amended agreement, cont.

… of June 1884, and shall continue in force for and during the term of three years ensuing thereafter, unless during the said term other party or parties shall began the business of manufacturing and selling dynamite within the territory named in competition with the parties hereto, in which event it shall be competent for anyone of the parties hereto to declare this agreement null and void, and the same shall thereafter be null and void.

Further licenses prohibited

Fifth. A right to sell dynamite in Wyoming, Montana, Utah, Colorado and New Mexico has heretofore been granted by the party of the first part to certain manufacturers in the Atlantic states, but no other license or right to use any of said letters patent or to make, vend or use any of the articles embraced thereby within the territorial limits of the aforesaid, shall hereinafter be granted by any of the parties hereunto, nor shall any license granted herein or right acquired hereby be a sign in whole or in part.

Division in lieu of royalty.

Sixth. It being hereby understood and acknowledged by their representative parties hereunto, that all dynamite powders containing nitroglycerin that can be practically made in body the invention of one or more of the said letters patent of the representative parties aforesaid, it is agreed, in order to avoid complications of accounts and differences of opinion, as to the accounts of royalties on said respective patents, that the division of business in lieu of royalty herein agreed to, is and shall be made and adhere to as a compensation for the grant of the right of the respective parties hereunto, to use all or any of the conventions hereby licensed, irrespective of the extent of use by its several parties of the several inventions and as

a commutation for, and settlement of, all past claims for infringement by the respective parties of all or any of the said letters patent.

Parties not to be otherwise engaged in dynamite industries.

It is further agreed that, except under the provisions of this instrument, none of the parties hereunto shall be or become interested, directly or indirectly, in the manufacture or sale of dynamite powder within the territorial limits covered by the licenses issued in pursuance to this agreement.

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## Amended agreement, cont.

Delineation of dynamite

Seventh. For the purposes of this agreement the terms “dynamite” and “dynamite powder” shall be taken to mean any explosive compound consisting of nitroglycerin mixed mechanically with other substances, either inert or capable of being converted into gas by the explosion of nitroglycerin, in which the amount of nitroglycerin exceeds 6%, being the explosive compounds substantially as described in the letters patent herein before mentioned.

Division of dynamite business

Eighth. The following division of the dynamite business in the territory described, shall be made in lieu of and as if form of royalty, namely:

Of the aggregate quantity of dynamite sold by all the parties hereunto, the party of the first part shall be entitled to sell 37 1/2%; the party of the second part shall be entitled to sell 37 1/2%, and the parties of the third part shall be entitled to sell 25%, and when any party shall exceed the said proportion, the party selling to access as ascertained by the quarterly statements, hereinafter more particularly referred to, shall pay over to the other parties the profits of such access, to be ascertained as hereinafter provided.

Agents to be appointed to settle adjustment.

Each of the parties hereunto shall appoint an agent to pay over such access or receive compensation for the access of the others. Such profits shall be ascertained by the standing committee hereinafter provided for, from the quarterly reports to be rendered by each of the parties hereunto, in the following manner to wit:

Profits -- how ascertained.

The whole quantity of dynamite sold by all the parties hereunto during the previous quarter shall be reduced to the standard of 40% dynamite, in order to fix the quantity that each party was entitled to sell. The quotas of the respective parties having been ascertained, and the aggregate amount of the profits thereon determined by computing the difference between “the manufacturing cost” as fixed in pursuance here of, and the average price realized by all the parties hereunto, the standing committee shall proceed to find which parties if any, have sold in excess, and which parties, if any have sold short. The party or parties that shall be found under the….

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## Amended agreement, cont.

Excess of sales -- how settled.

… the computation above provided for to have realized in excess of profits upon their sales over the quarter of said aggregate profit to which they are entitled, shall pay to the party or parties that have realized less than their quota by the same computation, the value of such excess less 10% commission, in 90 days from the date of that quarterly statement; such payments to be made in accordance with written notice from the standing committee.

Exports of dynamite.

Ninth. Dynamite sold for export and actually exported for consumption abroad, or consigned to foreign countries for sale is not within the terms of this agreement, but reports of the same must be made to the standing committee.

Reports of dynamite on hand also of monthly shipments and manufacturers.

Tenth. As soon as practicable, during the current month of June, each party hereunto shall report under oath to its standing committee the quantity of each grade of dynamite it had on hand unsold on the first day of June 1884, both at its works and in its magazines, and in transition for points to be named, and in the hands of agents, specifying locations of magazines and agents, and specifying grades by percentages of nitroglycerin and thereafter, monthly, same reports of all its manufactures and also of shipments to states and territories, separately named and also exports to foreign countries of dynamite, shall be made to said committee. These reports shall be separate for each works when the party owns or represents more than one. At the end of each year, counting from 1 June, a like record of dynamite on hand at its works, and in its magazines, and in transit, and in the hands of agents, shall be made to the committee.

Quarterly reports

Eleventh. As soon as practicable, after the close of each quarter, or of three months, during the term of this agreement and not later than the last day of the succeeding months after the expiration of the quarter, each party shall make to the standing committee, a sworn report of the number of pounds of dynamite of each grade sold by it in the previous quarter specifying grades by percentage of nitroglycerin, with amount and price of each grade sold, as provided in article XV (15) hereof.

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## Amended agreement, cont.

Quarterly Adjustments.

Twelfth. As soon as practicable, after the expiration of each quarter of three months, beginning from 1 June 1884 and not later than 45 days after the expiration of the quarter, the standing committee shall prepare a statement of the business of such previous quarter and make due adjustments of the same, as herein before provided.

Statements must be verified by oath.

Thirteenth. All the statements from each party herein before provided for, shall be prepared and sworn to by its Secretary accept reports of manufacturers at and shipments from the works, which shall be sworn to by the superintendent or manager of the works, and the penalties for willful misstatements shall be $1000 for each offense, which shall be paid by the party whose

officer made the misstatements to the standing committee, and said $1000 shall be for the benefit of the other parties hereunto, in the proportions as fixed for participation in the business.
Experts to examine works re.

Fourteenth. Each party hereunto shall make quarterly examinations by an expert of the books of accounts, papers and vouchers concerning this agreement of the other parties at such date, and by such experts as it may select but not more frequently than four times in any one year, provided that any omission on the part of either party to make such examination in any quarter shall not prejudice any of its rights herein under.

Standing Committee appointed.

Fifteenth. It is further agreed that a committee shall be appointed, to be known as the standing committee, which shall consist of two members, appointed from the board of directors of the Giant Powder Company, two from the trustees of the California Powder Works, and two from the boards of directors of the three corporations forming the third-party hereunto, who shall be changeable at the option of the party appointing upon due notice in writing to the other parties. The committee shall choose one of their number as chairman, and he shall vote on all questions without regard to his office as chairman.

Meetings.

Regular meetings of the standing committee shall…..

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## Amended agreement, cont.

… be held on the 11th day of each month, or, when that day falls on Saturday, Sunday, or a legal holiday, on the next business day thereafter at such hour and place in San Francisco, as the committee may appoint.

Do notice of all meetings of the Committee shall be given according to rules adopted by it.

Quorum.

A quorum shall consist of one representative from each party. When a member of the Committee is absent, his associates shall be held to represent him by proxy.

Special meetings.

Special meetings of the Committee shall be promptly called at any time on written request of any two members.

Failure to attend meetings.

If any party, after proper notice, fails to be represented at two successive meetings, whether regular, special or adjourned the parties attending shall duly call the attention of the absent party in writing to the fact, and give him do notice at the same time of the next meeting. If the same party again fails to be represented, the parties attending may proceed to act with the same effect as if all the parties were represented and joined in the action taken.

Minutes.

All proceedings of the committee shall be properly recorded in a book that shall always be open to all the parties hereto.

Fixing prices.

The standing committee shall have power to fix the prices at which dynamite shall be sold within the States and Territories embraced within this agreement.

They shall prepare a schedule of such prices by taking as the standard price 23 1/4 cents for number 2 dynamite, containing 40% of nitroglycerin, in carload lots, and 24 1/4 cents for smaller lots FOB in San Francisco, and graduating there from the prices of dynamite containing, more or less than 40% by adding a half cent per pound for each 1% of nitroglycerin more than 40%, and deducting one quarter of a cent per pound for each 1% of nitroglycerin less than 40%. These prices shall be known as the "selling price"; and upon them all the parties herein to shall be required to settle with the standing committee, except in the case of contracts now outstanding, which are hereinafter provided for, and in case of special rates allowed by the committee, as hereinafter provided; but nothing herein…

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## Amended agreement, cont.

… contained shall prevent any parties hereto from obtaining more than the "selling price" and from retaining the difference for its own profit.

To account at selling prices re:

Each party here in two shall account at the "selling price" to the standing committee for all the dynamite it sells except in the case of contracts now outstanding and in the case of a special rate being allowed by the committee: but when losses are made by bad debts no prophet shall be exacted from the party incurring such losses. If, however, any debt that's given up for lost, be afterwards collected due account of the same shall be made.

Selling prices may be changed.

The standard price above named for number 2, 40% dynamite and also the scale for graduating prices may be changed at the discretion of the committee but no change shall be made without the vote of at least one representative of each party hereunto.

Special rates.

Special rates for localities or grades may be made in the discretion of the committee, when circumstances so require, upon a like vote. All sales at such special rates shall be separately reported in the quarterly statements together with the localities thereof and the names of the buyers: and the same shall be taken into account and such special prices allowed for in adjusting the quarterly settlement.

Manufacturing cost.

The standing committee shall also prepare a schedule showing the manufacturing costs of the various grades of dynamite in accordance with the percentage of nitroglycerin contained, taking as a standard for number 2 dynamite of 40% nitroglycerin 14 1/2 cents with 25/100 of a cent added or deducted for each 1% of nitroglycerin more or less. The manufacturing cost and also the scale of gradation thereof may be changed at the discretion of the committee but no change shall be made without the vote of at least one representative is of each party hereunto.

Investigation of complaints.

The standing committee shall have power to investigate complaints between the parties hereunto or their representative agents as to infractions of this agreement including infractions of the schedule of selling prices above named mentioned.

Fines.

The standing committee may impose fines for such….

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## Amended agreement, cont.

… infractions as in their judgment may seem proper not exceeding $1000 for anyone offense and they may impose and collect such fines upon information even if unable to prove directly that the infraction has been committed as charged against the letter or the spirit of the agreement unless the agent or the parties charged with such infraction shall in writing, in a clear and comprehensive form, prepared by the committee, specifically deny under oath that any such infraction had been committed. If such denial under oath is made, no fine shall be imposed at that time but should the committee subsequently discover such denial to be untrue they shall have power to impose a fine not exceeding $1500 for such infraction or for each of them if more than one.

The parties hereunto respectively agree, that upon being notified in writing of any fine imposed upon them by the standing committee, they will forthwith pay over the amount thereof to the committee for the benefit of the parties aggrieved.

Right to take legal proceedings.

It is, however, understood that, notwithstanding any fine or decision by the committee, each of the parties hereunto reserves its right to take legal proceedings for redress for any infraction or grievance arising under this agreement and should it so elect for the termination thereof on account of such infraction or grievance.

Forms to be prepared.

Sixteenth. The standing committee shall prepare all forms of statements or affidavits required under this agreement.

Prior contracts may be filled.

Seventeenth. It is understood and agreed, that all the parties hereunto may fill their contracts for dynamite entered into prior to June 1, 1884 at prices less than those provided for in this agreement; and that all dynamite delivered after that date under such contracts shall be included as sales in the quarterly report of sales herein required, and shall count in the quota or division of sales herein provided, and shall be accounted for in the quarterly reports at the actual prices realized upon deliveries.

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## Amended agreement, cont.

Appealed to arbitration.

Eighteenth. Should either of the parties hereunto feel aggrieved by any decision of the standing committee, it may within 14 days thereafter appeal therefrom to arbitrators. Such party in that case shall appoint an arbitrator, and shall duly notify the representatives of the other parties in the standing committee, and the other parties shall forthwith appoint another arbitrator, and the two so selected shall appoint a third. All the arbitrators shall be impartial and disinterested persons. They shall proceed promptly to hear and decide the case, and their assistants shall be binding upon both parties, unless an appeal therefrom should be taken to the courts within 60 days. Should the other parties neglect for 10 days, after being duly notified, to appoint an arbitrator, the arbitrator already appointed may proceed to hear and determine the case with the same effect as if both parties had appointed arbitrators. The expenses of arbitration shall be paid by the losing party.

Expenses standing committee.

Nineteenth. All expenses of the standing committee including fees for attendance -- $10 -- shall be paid by the parties hereto in the proportion of the division of profits.

How third party divides its 25%.

Twentieth. It is understood that the 25% of the aggregate profits appointed to the parties of the third part, and to be paid to their agent, is by him to be divided amongst them in the proportion of 11 1/4% to the Safety Nitro Powder Company; 7 1/2% to the Vulcan Powder Company, 6 1/4% to the California Vigorit Powder Company.

Intent of this agreement.

Twenty-first. It is finally declared by all the parties hereunto that the true intent of this instrument is:

To procure a fair division amongst them of the dynamite business in the territory described, and the proportions stated, by means of interchange of rights under the said patents (as illustrated by exhibit A., appended hereunto) to obtain remunerative prices for dynamite; to release one another…

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## Amended agreement, cont.

… from vexatious lawsuits and all liability for past infringement of said Patents; to secure to the parties hereunto, in accordance with their aforesaid patents, as far as possible, the sole right to manufacture and sell dynamite in the territory described during the term herein agreed upon; to harmonize their relations by executing their patent interests and providing speedy and fair means to settle all questions that may arise amongst them, and to settle the question of outstanding contracts by assuming them for the common account.

Not to prejudice the Noble Explosive Gelatine [sic] Patent.

Twenty-second. It is specially agreed and understood that nothing contained in this agreement shall affect or impair the patent rights of the party of the first part to the invention known as Nobel's explosive gelatine, [sic] and described and covered by letters patent number 175,735, dated 4 April 1876, issued to the assignee of said Nobel: nor shall prevent said party of the first part from enforcing such patent rights by legal proceedings against any and all parties.

In testimony whereof, the **Giant Powder Company**, by resolution of the Board of Directors, duly passed at a meeting held on the sixth day of June 1884, has caused its name to be hereunto signed by its President and Secretary, and it's Corporate Seal to be affixed, and the **California Powder Works**, by resolution of its Board of Trustees duly passed at a meeting held on the sixth day of June, 1884 has caused its name to be hereunto signed by its President and Secretary, and it's Corporate Seal to be affixed; and the **Safety Nitro Powder Company**, by resolution of its Board of Directors duly passed at a meeting held on the seventh day of June 1884, has caused its name to be hereunto signed by its President and Secretary, and it's Corporate Seal to be affixed: and the **Vulcan Powder Company**, by resolution of its Board of Directors, duly passed at a meeting held on the ninth day of June 1884 has caused its name to be hereunto signed by its President and Secretary, and it's Corporate Seal to be affixed: and the **California Vigorit Powder Company**, by resolution of its Board of Directors duly passed…

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## Amended agreement, cont.

… at a meeting held on the 20 (?) Day of May, 1884, has caused his name to be hereunto signed by its President and its Corporate Seal to be affixed.
Executed in quintuplicate.

**The Giant Powder Company**
by its President, Albert Dibblee
and by its Secretary, L. B. Chapman

**California Powder Works**
by its President, Nicholas G. Kittle
and by in Secretary, John F. Lohse

**Safety Nitro Powder Company**
by its President, Gustav Sutro
and by its Secretary S. C. Buckbee

**Vulcan Powder Company**
by its President J. Baum
and by its Secretary, William White

**The California Vigorit Powder Company**
by Thomas H. Williams its President

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## State of California

**City and County of San Francisco**

On this 13th day of June A.D. 1884, before me Edward Chattin a notary public in for the City and County, residing therein, duly commissioned and sworn, personally appeared Albert Dibblee as President and L. B. Chapman as Secretary, known to me to be the President and Secretary respectively of the Giant Powder Company, the Corporation that executed the foregoing instrument and they severally acknowledged to me that such Corporation executed the same for uses and purposes therein mentioned.

Also personally appeared before me Nicholas G. Kittle as President and John F. Lohse as Secretary, known to me to be the President and Secretary respectively of the California Powder Works, the Corporation that executed the foregoing instrument, and they severally acknowledged to me that such Corporation executed the same for the uses and purposes therein mentioned

Also personally appeared before me Gustav Sutro as President and S. C. Buckbee as Secretary, known to me to be the President and Secretary respectively of the Safety Nitro Powder Company, a Corporation that executed the foregoing instrument, and they severally acknowledged to me that such Corporation executed the same for the uses and purposes therein mentioned.

Also personally appeared before me J. Baum as President and William White as Secretary, known to me to be the President and Secretary respectively of the Vulcan Powder Company a

Corporation that executed the foregoing instrument and they severally acknowledged to me that such Corporation executed the same for its uses and purposes therein mentioned.

Also personally appeared before me Thomas H. Williams as President, known to me to be the President of the California…..

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… Vigorit Powder Company a Corporation that executed the foregoing instrument and he duly acknowledged to me that such Corporation executed the same for the uses and purposes therein mentioned.

And at the same time, they said Albert Dibblee and L. B. Chapman, Nicholas G. Kittle and John F. Lohse, Gustav Sutro and S. C. Buckbee, J. Baum and William White and Thomas H. Williams, being severally duly sworn did depose and say as follows:

Said Albert Dibblee and L. B Chapman that they are the President and Secretary of the Giant Powder Company and that the seal affixed opposite their signatures to foregoing instrument, is the Corporate Seal of said Company and is authorized to be affixed thereto.

Said Nicholas G. Kittle and John F. Lohse that they are the President and Secretary of the California Powder Works, and that the seal affixed opposite their signatures to foregoing instrument is the Corporate Seal of said Company and is duly authorized to be affixed thereto.

Said Gustav Sutro and S. C. Buckbee that they are the President and Secretary of the Safety Nitro Powder Company, and that the seal affixed opposite their signatures to the foregoing instrument is the Corporate Seal of said Company, and is duly authorized to be affixed thereto.

Said J. Baum and William White that they are the President and Secretary of the Vulcan Powder Company and that the seal affixed opposite their signatures to the foregoing instrument is the Corporate Seal of said Company and is duly authorized to be affixed thereto.

Said Thomas H. Williams that he is such President of the California Vigorit Powder Company and that the seal set opposite his signature to the foregoing instrument is the Corporate Seal of said Company, and is duly authorized to be affixed thereto.

In witness thereof, I have hereunder except my hand and affixed my official seal this 13th day of June A.D. 1884

Edward Chattin Notary Public, San Francisco, California

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Exibit [sic] A.

Pro forma settlement of the business of a quarter.

| | |
|---|---|
| A is entitled to sell | 375,000 pounds |
| B is entitled to sell | 375,000 pounds. |
| C is entitled to sell | 250,000 pounds. |
| | 1,000,000 pounds |
| | |
| A sells 300,000 pounds at a profit of $.10 | $30,000 |
| A sells 100,000 pounds at a profit of four cents | $4,000 |
| | $34,000 |
| | |
| C sells 100,000 at a profit of $.10 | $10,000 |

| | |
|---|---|
| C sells 100,000 at a profit of $.06 | $6,000 |
| | $16,000 |
| Total 1,000,000 pounds sold for a profit of | $84,000 |
| A sold 400,000 settled at $8.40 | $33,600 |
| A pays over access 25,000 settled at $8.40 less than 10% | $1,890 |
| | $31,710 |
| B sold 400,000 settled at $8.40 | $33,600 |
| B pays over access 25,000 at $8.40, less 10% | $1,890 |
| | $31,710 |
| C sold 200,000 settled at $8.40 | $16,800 |
| Corrected from A 1890 | |
| Corrected from B 1890 on 50,000 pounds short | $3,780 |
| | $20,580 |
| | $84,000 |
| A's 3/8 of $84,000 is $31,500 add commission $210 | $31,710 |
| B's 3/8 of $84,000 is $31,500 and commission $210 | $31,710 |
| C's 2/8 of $84,000 is $21,000 less commission $420 | $20,580 |
| | $84,000 |

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## Office of the California Powder Works

San Francisco, July 14, 1884

## Trustees meeting

Present Messrs. Lawton, Luning, and Peyton.

Minutes of the last meeting were read and approved.

On motion, duly seconded, the monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant whereupon the meeting adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 12 August, 1884

## Trustees meeting

The regular monthly meeting of the Board of Trustees was held this day, 12 instant, when were present Messrs. Kittle, Lawton, Luning, and Peyton.

Upon coming to order, the minutes of the last meeting were read and approved.

There being no other particular business before the Board, it was on motion, seconded, resolved, that a dividend of 1% on the capital stock of the Company be and is hereby declared

payable on and after the 15th instant whereupon the meeting adjourned.

John F. Lohse, Secretary

**(Minutes Page 358)**

## Office of the California Powder Works

San Francisco, 12 September 1884

## Trustees meeting

The monthly meeting of the Board of Trustees was held this day, when were present Messrs. Kittle, Lawton, Haggin, Luning and Peyton.

Upon coming to order the minutes of the last meeting were read and approved.

A communication from Mr. Dibblee, Chairman of the Standing Committee proposing certain regulations of the dynamite business in the Neutral Belt in connection with the Eastern Associated Dynamite Companies was read and after due deliberation it was resolved that Mr. Dibblee's proposition be and is not acceded to.

The President stated that he had made a loan to Mr. W. Sharon of $50,000 at 6% per annum taking as security therefore 500 shares of stock of the Bank of California. On motion, seconded, approved.

A bill for 1/6 amount of disbursements for joint litigation by the Giant Powder Company, Atlantic Dynamite Company and the Repauno Chemical Works, say $2,188.86 was referred to the Standing Committee Lawton and Peyton.

On motion duly seconded, resolved that a dividend of 1% is hereby declared payable on and after the 15th instant.

No other business, meeting adjourned.

John F. Lohse, Secretary

**(Minutes Page 359)**

## Office of the California Powder Works

San Francisco, 12 October 1884

## Trustees meeting

Monthly meeting held this day when were present Messrs. Kittle, Lawton, Haggin, Luning and Peyton.

Minutes of last meeting read and approved.

The President presented a letter from Messrs. DuPont and Company under date of 4th June 1884 relative to purchasing a controlling interest in the Utah Powder Company which after full consideration was referred to a committee consisting of Messrs. Lawton and Peyton.

The following resolution was offered by Mr. Lawton, it is: resolved, that Bernard Peyton is hereby authorized to contract with the city of Santa Cruz, State of California, to furnish power from the water wheel at the Cooper's shop at the Mills of this Company, for the term of three or four years on such conditions as may seem to him suitable. Carried.

Letters from DuPont and Solomon Turck relative to the powder trade in the Neutral Belt, where next read and discussed when upon motion of Mr. Haggin, seconded by Mr. Luning, Resolved, that Mr. B. Peyton be granted leave of absence to the East to confer with those gentlemen, and attend to the Company's interest in that quarter and report progress.

Upon motion, seconded, resolved that the usual monthly dividend of 1% be and is hereby declared payable on and after the 13th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 November 1884

## Trustees meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Haggin, and Luning.

Upon coming to order, the minutes of the last meeting were read and approved.

The President read a letter from Mr. B. Peyton under date 4th instant and telegrams dated 7th and 10th instant, all referring to his progress with the Eastern Companies relative to arrangements for the future in regard to Black Powder and other affairs in the Neutral Belt. Upon due reflection the following telegram was ordered sent in reply viz.: “Black Powder arrangement satisfactory. Neutral Belt stand to arrangement with DuPont at Salt Lake”. Telegram 10th not satisfactory. Letter received, “correspondence does not affect it”. Signed N. G. Kittle.

No other business before the board on motion, duly seconded, resolved, that a dividend of 1% be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 December 1884

## Trustees Meeting

A monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Luning, and Haggin.

The minutes of the last meeting being read and approved, the President announced that in La Carbonera case the Superior Court, Judge Hunt presiding, had decided against the Company and presented a letter to that effect from Messrs. McAllister and Bergen: San Francisco December 11, 1884

To the California Powder Works

Gentleman:

In the two cases of Davis and Cowell and the California Powder Works and the California Powder Works versus Davis and Cowell, Judge Hunt has decided in favor of Davis and Cowell. Of course I cannot predict what the decision of the Supreme Court will be in these cases, but in my judgment an appeal ought to be taken in order to give the California Powder Works the chance of having the judgment reversed.

In order to stay proceedings the California Powder Works would have to give a bond to pay the value of the use and occupation of the property in dispute pending the appeal.

Yours truly Hall McAllister

Upon motion of Mr. Haggin, seconded by Mr. Luning, it was Resolved, that an appeal be taken by the Company to the Supreme Court of the State of California from the judgment of the Superior Court of the City and County of San Francisco in the suits of Isaac E. Davis et al. versus the California Powder Works and the California Powder Works versus Isaac E. Davis et al. -- and the President of this Company is hereby authorized to take all necessary and proper steps to effectuate said appeals, including the giving of an appeal bond in each of said suits, and this Company will indemnify and save harmless the individuals and each of them who execute any of said appeal bonds, or appeal undertakings, from the obligation and liability of same.

After declaring monthly dividend of 1% paid on and after the 15th instant, meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 15 December 1884

## Special Trustees Meeting

A special meeting of the Board of Trustees was called for this day, when were present Messrs. Kittle, Lawton, Haggin, Luning, and Peyton.

The minutes of the previous meeting having been read and approved the president stated that Mr. Peyton had returned from his visit to the East and was ready to report progress as under resolution past 13 October 1884.

Mr. Peyton reported that he had completed an agreement with certain Eastern manufacturers to regulate the dynamite trade in the Neutral Belt, and presented the Board with a printed copy of same.

On motion of Mr. Haggin, duly seconded by Mr. Luning, the same was referred to a special committee of Messrs. Kittle and Lawton, with instructions to report at a special meeting to be called by the President whereupon the meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 19 December 1884

## Trustees Meeting

Present Messrs. Kittle, Lawton, Haggin, Luning and Peyton.

Upon coming to order, the minutes of the last meeting were read and approved.

The committee appointed at last meeting held 15th instant to act upon an agreement entered into by B. Peyton with the Eastern Companies relative to the Dynamite Trade in the Neutral Belt, recommended that the same be accepted, whereupon the report, upon motion duly seconded, was adopted and confirmed.

On motion, seconded, resolved that the letter from Mr. L. Du Pont under date 17 February 1884 be replied to by the President.

On motion, seconded, resolved that the future meetings of the Board be called for 2 1/2 o'clock p.m. in lieu of 12 noon as heretofore.

No other business the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 12 January 1885

## Trustees Meeting

2 1/2 o'clock p.m.
Present Messrs. Kittle, Lawton, Luning, and Peyton. Absent, Mr. Haggin.
Minutes of last meeting were read and approved.

No particular business being before the meeting, the usual monthly dividend of 1% on the capital stock of the Company was declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 2nd February 1885

## Stockholders Meeting

The annual meeting of the stockholders of the California Powder Works was held this day in pursuance of the bylaws of the company and by notice of a call duly advertised in the Alta California newspaper.

The total number of shares represented were 7,830 shares viz:

| | |
|---|---|
| W. A. Aldrich | 50 shares Rep. by G. T. Lawton |
| C. W. Coleman [*sic i.e.,* Cutler, Coleman W.] | 50 shares Rep. by G. T. Lawton |
| Mrs. M. E. Fagen | 333 shares Rep. by G. T. Lawton |
| G. T. Lawton | 200 shares Rep. by G. T. Lawton |
| G. A. Low | 50 shares Rep. by G. T. Lawton |
| C. A. Williams | 100 shares Rep. by G. T. Lawton |
| V. C. Baird | 300 shares Rep. by N. G. Kittle |
| Baird, Guardian | 900 shares Rep. by N. G. Kittle |
| Peter Decker | 166 shares Rep. by N. G. Kittle |
| J. O. Earl | 51 shares Rep. by N. G. Kittle |
| N. G. Kittle | 250 shares Rep. by N. G. Kittle |
| Ortiz C. | 75 shares Rep. by N. G. Kittle |
| J. B. Haggin | 499 shares Rep. by J. F. Lohse |
| B. M. Hartshorne | 500 shares Rep. by J. F. Lohse |
| S. Hort | 100 shares Rep. by J. F. Lohse |
| Mrs. J. T. Moss | 150 shares Rep. by J. F. Lohse |
| M. Mayer | 280 shares Rep. by J. F. Lohse |
| B. Peyton | 5 shares Rep. by J. F. Lohse |
| Laveaga, M. C. de | 225 shares Rep. by M. A. de Laveaga |
| Laveaga Ignacio de | 325 shares Rep. by M. A. de Laveaga |
| Laveaga, M. A. de | 285 shares Rep. by M. A. de Laveaga |
| Laveaga J. V. de | 361 shares Rep by M. A. de Laveaga |

| | | |
|---|---|---|
| Sundell, F. | 25 shares | Rep. by M. A. de Laveaga |
| Mrs. E. K. Latham | 150 shares | Rep. by H. L. King |
| J. Parrott, estate of | 1167 shares | Rep. by M. Godley |
| D. F. Talent, estate of | 200 shares | Rep. by McKee |
| Mrs. S. A. Trevor | 417 shares | Rep. by McKee |
| A. H. Wilcox, estate of | 450 shares | Rep. by J. Bermingham |
| Total | 7,830 shares | represented |

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…. this constituting a majority of the stock of the Company.

Upon coming to order the minutes of the last annual meeting were read and approved.

The Treasurer and Secretary's annual report was next in order and upon motion duly seconded ordered placed on filed.

Election of officers for the ensuing year being now in order, it was on motion of Mr. M. A. de Laveaga, seconded by M. M. Godly, resolved that the Secretary cast a ballot for the following named, vis: N. G. Kittle, G. T. Lawton, J. B. Haggin, N. Luning, & B. Peyton.

The Secretary having cast the ballot as percent resolution the above named gentlemen were declared duly elected trustees for the ensuing year.

No other business, the meeting then adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 2nd February 1885

## Trustees Meeting

A meeting of the newly elected Board of Trustees was held this day, when were present Messrs. Kittle, Lawton, Luning, and Peyton. Absent East, Mr. Haggin.

Mr. Kittle being called to chair and J. F. Lohse acting as Secretary, the minutes of the last meeting were read and approved, whereupon nominations for officers for the ensuing year or next in order.

Mr. N. G. Kittle was placed in nomination for President and unanimously elected.

Mr. G. T. Lawton was placed in nomination for Vice President and unanimously elected.

Mr. Bernard Peyton was place in nomination for Superintendent, and unanimously elected.

Mr. John F. Lohse was placed in nomination for Secretary and Treasurer and unanimously elected.

No other business, meeting adjourned to the 12th instant.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 February 1885

## Trustees Meeting

A meeting of the Board of Trustees was called for this day when were present Messrs. N. G. Kittle, President, G. T. Lawton, Vice President, N. Luning and B. Peyton. Absent Mr. J. B. Haggin.

Upon coming to order, the minutes of the last meeting were read and approved.

No particular business being before the meeting, on motion duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 12 March 1885

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Haggin, Luning, and Peyton.

Upon coming to order, the minutes of the last meeting were read and approved.

The President stated having received a letter from Messrs. Du Pont & Co. under date 8 January 1885 relative to Colorado Powder Company purchase to wit:

Wilmington Delaware January 8, 1885
N. G. Kittle, Esquire
President, California Powder Works
San Francisco California.

Dear Sir:

We learn that at the meeting held on December 19, 1884 your Company declined to accept the second agreement, in which provision was made for payment for Colorado Powder Company purchase and in lieu thereof accepted the first agreement, dividing the trade…

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… in 60 and 40% and leaving the Colorado Powder Company entirely independent.

We are much surprised at the position your Company has taken with regard to the matter, and think the reason advanced for declining to pay your just proportion is puerile viz: Mr. Du Pont said he would communicate with us upon completing purchase and state our participation in it.

This could not be done as Repauno Chemical Company did not actually become possessed of the property until December 30, 1884, when they received the Sheriff's deed, and bill four Sheriff's fees etc. etc.

We consider that by telegram and letter of February 1883, your Company is in all honor bound to carry out what you then stated you would do, and what is more, it is only equitable and right that you should do so.

The Repauno Company never would have purchased the Colorado Powder Company, unless all parties to be benefited by said purchase, had agreed to pay their proportion.

Now what will you gain by declining to pay your proportion? Nothing!

The owner of the Colorado Powder Company gave due notice in New York to both Mr. Dibblee and Mr. Peyton, that they would certainly reimburse themselves, if possible, from the trade of the Neutral Belt.

As soon as they communicate this step to get trade they will have to cut prices, and then de-amortization will commence and your Company will find yourselves just where you would have been for the last year -- running at cost or perhaps a small loss.

We certainly trust that at the next meeting of your Board you will lay the matter before them and that they will adopt the 2nd agreement, and cancel the useless one, that has been executed.

Very truly yours
E. I. Du Pont de Nemours Company

It was thereupon Resolved that the agreement, dated November 26, 1884, between the California Powder Works and certain other companies engaged in selling dynamite in the states and territories described therein as the Neutral Belt and which was executed by the California Powder Works on the first day of December 1884 is, with the assent an agreement of….

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… the other parties thereto, hereby annulled; and that a certain other agreement with the same parties, bearing the date first mentioned, it is hereby ordered to be executed by the President and Secretary of this Company; the essential differences between the two agreements being that the latter provides for the term of five years for the agreement to run and for the payment of the cost of the works and goodwill of the Colorado Powder Company in the manner set forth in article 9 of the said latter agreement.

No other business before the meeting, the monthly dividend of 1% on the capital stock of the company was declared payable on and after the 16th instant -- whereupon the meeting adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 13 April 1885

## Trustees Meeting

The monthly meeting of the board of directors was held on this day when were present Messrs. Kittle, Lawton, Haggin, Luning and Peyton.

Upon being called to order, the minutes of the last meeting were read and approved.

No particular business being before the meeting the annual monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 May 1885

## Trustees Meeting

The monthly meeting of the board was held this day when were present Messrs. Kittle, Lawton, Luning, and Peyton.

Upon coming to order, the minutes of the last meeting were read and approved.

There being nothing of importance before the meeting, resolved, that the usual dividend of 1% be declared payable on and after the 15th instant.

Meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 10 June 1885

## Trustees Meeting

The monthly meeting being called for this date, as per order, there were present Messrs. Kittle, Lawton, Luning, and Haggin.

Minutes of last meeting, read and approved.

Their appearing on the books of the Company funds on loan to the amount of $130,000 -- of which $80,000 -- on-demand notes and balance due 11 July 1885, on motion, seconded, Resolved, that said sum be called in, and that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Further resolved, that five additional dividends numbers 192 to 196 -- of one dollar each be and is hereby declared payable on and after the 15th instant.

No further business, meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 13 July 1885

## Trustees Meeting

Present Messrs. Kittle, Haggin, Lawton, Luning, and Peyton.

Minutes of last meeting read and approved.

No particular business before the meeting, resolved, that the usual monthly dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 12 August 1885

## Trustees Meeting

The monthly meeting of the Board was held this day at 2 PM when were present Messrs. Kittle, Lawton, Haggin, Luning and Peyton.
Minutes of last meeting read and approved.

Representatives of this Company in the Standing Committee, reported that an amendment to the agreement of June 84 had been proposed with the view to cut off the 10% commission on sales as allowed by the agreement.

On motion of Mr. Haggin, those representatives were requested to investigate the subject and make a report thereon to this Board.

The matter of the Austin Powder Company as to supplying the Selby Smelting and Lead Company with powder for filling Chamberlain cartridges on this Coast, was referred to Mr. B. Peyton for reply.

Resolved, that a dividend of 1% on the capital stock of this company be declared payable on and after the 15th instant.

Meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 19 August 1885

## Trustees Meeting

A special meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Luning, Haggin and Peyton.
Minutes of last meeting read and approved.

The President stated the object of the meeting was to be for the hearing the report of the representatives of this Company in the Standing Committee as to amendment proposed to agreement of June 84, to cut off the commission of 10%, on sales as therein allowed.

After full expression of views, by the Board, it was resolved, that the delegates of this Company to the Standing Committee be instructed to establish prices for the Positive Belt at 26-1/2 cents per pound in carload lots, and 27-1/2 cents per pound in lesser quantities.

No further business, meeting adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 14 September 1885

## Trustees Meeting

Present Messrs. Kittle, Lawton, Luning, and Peyton.
Minutes of last meeting read and approved.

No particular business before the meeting on motion, seconded resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 October1885

## Trustees Meeting

Present Messrs. Kittle, Lawton, Luning, and Peyton.
Minutes of last meeting read and approved.

No other business before the meeting, resolved, that a dividend of 1% be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 12 November 1885

## Trustees Meeting

Present Messrs. Kittle, Lawton, Luning and Peyton.
Minutes of last meeting read and approved.

Further correspondence relative to Austin Powder Company was laid before the meeting, when after full discussion same was referred to the President and Vice President for action.

Mr. Peyton introduced the following resolution viz: Resolved, that the assignment of this Company on May 29, 1885 by the Secretary under the direction of the President to John H. Reid of the claims and demands of the Company against W. M. Buffum doing business as W. M. Buffum & Co., be and the same is hereby approved, ratified and confirmed, which was seconded by Mr. N. Luning and unanimously carried.

Further resolved, that the President, and in his absence the Vice President, be and they are hereby authorized to assign set over and transfer, any note, draft, bill or account or other demand in favor of the Company, to such person as they may consider advisable in the interest of the company.

Dividend 1% -- declared payable on and after the 16th instant.

Meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 14 December 1885

## Trustees Meeting

Present Messrs. Kittle, Lawton, Luning, Haggin and Peyton.
Minutes of last meeting read and approved.

In the matter of Austin Powder Company, it was decided to allow them the yearly sale of 500 kegs Sporting Powder to the Selby Smelting and Lead Works or their successors, with the proviso that they shall meet the prices as established by this Company on this Coast grade for grade -- with usual discounts and that the Austin Powder Company be so notified.

A communication from Joseph Powning calling the Board's attention to a resolution passed by the Standing Committee at the meeting held by them on the 13th December last, was after discussion, referred to our representatives of said Committee for further action.

On motion, Resolved that a dividend of 1% on the capital stock of the Company be and is hereby declared payable on and after the 15th instant.

No further business, meeting adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 21 December 1885

## Trustees Meeting

Present Messrs. Kittle, Lawton, Luning, Haggin and Peyton.
Minutes last meeting read and approved.

Object of meeting, to hear the report of our representatives of the Standing Committee in regard to the action of that Committee upon the claims of the California Powder Works.

Reporting adversely to any such, it was moved and seconded that the subject matter be dropped entirely as per following vote; Lawton, Haggin, Luning and Peyton voting Aye and Mr. Kittle, voting no.

Meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 January 1886

## Trustees Meeting

The regular monthly meeting of this company was held on this day when were present Messrs. Kittle, Lawton, Haggin, Luning and Peyton.
Upon coming to order the minutes of the last meeting were read and approved.

No other business being before the meeting, resolved, that the monthly dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 1 February 1886

## Stockholders Meeting

The annual meeting of the Stockholders of the California Powder Works was held this day in pursuance of the bylaws of the Company and by notice of a call duly advertised in the Alta California Newspaper.
The total number of shares represented by proxy or otherwise were:

| | | | |
|---|---|---|---|
| W. A. Aldrich | 50 shares by proxy | N. G. Kittle |
| V. C. Baird | 300 shares by proxy | B. H. Baird |
| ditto guardian | 900 shares by proxy | ditto |
| B. Brewster | 350 shares by proxy | J. B. Haggin |
| S. M. Chandler | 1500 shares by proxy | ditto |

| | |
|---|---|
| Mrs. J. C. Cebrian | 325 shares by proxy M. A. de Laveaga |
| Peter Decker | 166 shares |
| du Pont de Nemours Company | 4995 shares by proxy J. B. Haggin |
| J. O. Earl | 51 shares |
| Mrs. M. E. Fagan | 333 shares by proxy J. F. Lohse |
| J. B. Haggin | 499 shares |
| Samuel Hort | 100 shares by proxy N. G. Kittle |
| N. G. Kittle | 250 shares |
| M.E. de Laveaga | 225 shares by proxy M. A. de Laveaga |
| Ignacio de Laveaga | 325 shares by proxy ditto |
| M. A. de Laveaga | 285 shares by proxy ditto |
| J. V. de Laveaga | 361 shares by proxy ditto |
| Mrs. E. K. Latham | 250 shares by proxy H. King |
| G. T. Lawton | 200 shares |
| N. Luning | 166 shares |
| W. Loaiza | 25 shares by proxy N. G. Kittle |
| G. A. Low | 50 shares by proxy N. G. Kittle |
| Mrs. J. T. Moss | 150 shares by proxy N. G. Kittle |
| M. Meyer | 255 shares |
| C. Ortiz | 75 shares by proxy N. G. Kittle |
| Abby M. Parrott | 1167 shares by proxy M. Godly |
| F. Sundell | 25 shares by proxy M. A. de Laveaga |

13,378 shares Forward

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Forward 13,378 shares.

| | |
|---|---|
| D. F. Talent, estate of | 200 shares by proxy John McKee |
| Mrs. S. A. Trevor | 417 shares by proxy John McKee |
| The estate of A. H. Wilcox | 450 shares by proxy John Bermingham |
| C. A. Williams | 100 shares by proxy G. T. Lawton |

Total 14,495 shares

Which constituting a majority of the stock of the Company, the meeting was called to order by the President.

The minutes of the last annual meeting were read and approved.

The annual report of the Secretary and Treasurer was next in order. Ordered placed on file.

The election of officers for the ensuing year being next in order, Mr. M. A. de Laveaga, duly seconded by Mr. J. O. Earl, moved that the following gentleman constituting the old Board of Directors to wit: Mr. N. G. Kittle, Mr. G. T. Lawton, Mr. J. B. Haggin, Mr. N. Luning and Mr. B. Peyton be placed in nomination and re-elected.

There being no other nominations and no objections, the Secretary was ordered to cast the ballot for the above named, which being done, the ticket was declared duly elected for the ensuing year.

No further business, the meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 1 February 1886

## Trustees Meeting

A meeting of the newly elected Board of Trustees was called this day for organization, when were present Messrs. Haggin, Kittle, and Lawton.

Mr. J. B. Haggin was called to the Chair, J. F. Lohse acting as Secretary.

The minutes of the last meeting were read and approved.

Nominations for officers for the ensuing year being now in order, Mr. G. T. Lawton nominated Mr. N. G. Kittle for President, who was duly elected no other nominations having been made.

Mr. Haggin placed Mr. Lawton's name for Vice President, and no other nominations, Mr. Lawton was duly elected.

Mr. B. Peyton the Superintendent, and John F. Lohse Secretary and Treasurer were next placed in nomination and duly elected.

No further business, meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 11 February 1886

## Trustees Meeting

Present Messrs. Kittle, Lawton, Luning, and Haggin.

Upon coming to order, the minutes of the last meeting were read and approved.

Mr. G. T. Lawton brought to notice of the meeting the resolution of the Standing Committee past 13 November 1885 relative to existing contracts for deliveries of dynamite at scheduled prices adopted in June 1884, and claimed that the returns as made by the Giant and Vulcan Powder Companies on 30 September last are incorrect. After due deliberation the matter was referred back to Capt. Lawton for settlement on late basis.

A letter from Mr. Alfred Dewitt of Kittle and Company, New York under date of 12 December 1885, in reply to request made of them to furnish original invoices of goods purchased for account of this Company was referred to the President and Vice President for reply.

No further business, the usual monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 March 1886

## Trustees Meeting

Present Messrs. Kittle, Lawton, Luning, Haggin, and Peyton.

Minutes of last meeting read and approved.

The president informed the board that Mr. W. A. Scott had resigned the agency at Tucson, and that he had appointed Mr. W. G. Whorf a resident of said city in his stead, whereas;

Resolved, that W. G. Whorf a bona fide resident of Tucson in the County of Pima Territory of Arizona be and is hereby appointed the agent of the Corporation "The California Powder Works" in said territory of Arizona upon whom any and all notice and processes running to or against said Corporation, including service of summonses, may be made, and when so served the same shall be deemed, taken and held to be a lawful personal service on said Corporation for all purposes whatever. And said W. G. Whorf is also appointed as the Agent of said Corporation in the Territory of Arizona, in accordance with the laws of said Territory requiring foreign corporations doing business therein to appoint an agent resident in said territory with the authority and for all the purposes required under the laws of said territory.

And the President and Secretary are hereby authorized and instructed to make, execute and acknowledge as the act of this Corporation any instrument or instruments, in writing necessary in the premises.

On motion of Mr. Haggin, seconded by Mr. N. Luning, the resolution was unanimously carried.

The monthly dividend of 1% on the capital stock of the company was next declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 13 April 1886

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Haggin, Luning, and Peyton.

Upon coming to order, the minutes of the last meeting were read, and on motion duly seconded, approved.

The following was offered by Mr. J. B. Haggin, and seconded by Mr. N. Luning, and unanimously adopted, viz:

Resolved, that John S. Swift a bona fide resident of Silver city in the County of Grant in the Territory of New Mexico is hereby constituted and appointed the Agent of the Corporation "The California Powder Works" in said Territory of New Mexico upon whom any and all notices and processes running to or against said Corporation, including services of summonses, may be served, and when so served, the same shall be deemed, taken and held to be a lawful personal service on said Corporation for all purposes whatsoever. Be it also further resolved that the said town of Silver City in the said County of Grant is hereby designated as the principal place where the business of said Corporation shall be carried on in said territory of New Mexico. Furthermore that said John S. Swift is hereby constituted and appointed the financial agent of this Corporation The California Powder Works to bring suits and collect and receive monies due unto said Corporation The California Powder Works; and the President and Secretary are hereby authorized and instructed to make, execute and acknowledge any instrument or instruments in writing necessary in the premises.

The following resolution was offered by Mr. J. B. Haggin and seconded by Mr. G. T. Lawton was unanimously adopted.

Resolved that E. G. Kelton of Mazatlan, State of Sinaloa and Republic of Mexico, be and is hereby appointed a lawful attorney of this Corporation to collect, recover and received any and all sum or sums of money, debts due accounts or claims whatsoever now or hereafter due.…

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… and owing to the Corporation by any person or persons residing were being in the Republic of Mexico, with full power to bring and prosecute to final determination any suit action or proceeding at law for the recovery thereof, and this Corporation to represent and appear for it before any court or officer of the law in said Republic of Mexico, and to sign, execute and deliver any and all receipts, releases, or other instruments in writing usual, necessary or convenient in the premises.

That said E. G. Kelton is also hereby constituted and appointed the Agent of this Corporation in said Republic of Mexico upon whom any and all notices and processes running to or against this Corporation, including surface of summonses, may be served, and when so served, the same shall be deemed, taken and held to be a lawful personal service on this Corporation for all purposes whatsoever, and he, said E. G. Kelton is also hereby appointed as the agent of this Corporation in said Republic of Mexico as required by the law of said Republic and with all the powers and for all the purposes prescribed by the laws of said Republic of Mexico relating to foreign corporations doing business therein, having resident Agent therein. And the President and Secretary are hereby authorized and instructed to make execute and acknowledge any instrument or instruments in writing necessary in the premises.

Mr. Peyton stated that the town of Santa Cruz had applied for right of way across the company's premises on the beach at Santa Cruz, for a carriage road.

On motion, duly seconded, referred to Mr. Peyton to act and report that next meeting of this board.

On motion, duly seconded, resolved that a dividend of 1% on the capital stock of this company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 May 1886

## Trustees Meeting

Present Messrs. Kittle, Lawton, Luning, and Peyton.
Minutes of last meeting read and approved.

Upon motion of Mr. N. Luning, seconded by Mr. G. T. Lawton it was, resolved, that Mr. B. Peyton be authorized to proceed East, as requested by the Neutral Belt Committee, which committee shall pay all his traveling expenses, and also his salary during his absence. That Mr. Peyton be requested to investigate the condition of the dynamite trade in the Neutral Belt and to report upon the expediency of manufacturing dynamite at the Colorado Works near

Denver; -- that Mr. Peyton be authorized to make the best arrangement in his power with the Forcite Powder Works of New Jersey to prevent further losses through their competition both in the Neutral Belt and on the Pacific Coast.

Resolution unanimously carried.

The regular dividend of 1% of the capital stock of the company was then declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 14 June 1886

## Trustees Meeting

Present, Messrs. Kittle, Lawton, &, Luning.
Minutes last meeting read and approved.

Dividend of 1% on the capital stock of the company declared payable on and after the 15th instant.

Meeting adjourned

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 25 June 1886

## Trustees Meeting

A special meeting of the Board of Trustees was called for this day by the President, when were present Messrs. Kittle, Lawton, Luning and Peyton.

After reading the minutes of the last meeting which on motion duly seconded, were approved. Mr. Peyton read the agreement made by him with the Eastern Powder Companies relative to sustaining prices there and in Neutral Belt. The same was approved, and agreement ordered placed on file.

Mr. Peyton offered the following resolution, which was seconded by Capt. Lawton, and on vote was passed, viz:

Resolved, that the intention of this Company is to observe honestly the letter and spirit of the agreements made with various other powder companies and that any officer or employee of this Company who may violate any of the said agreement shall thereby incur the displeasure of this Board and shall furthermore himself pay any fine or fines imposed on this Company for such violations.

No other business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 30 June 1886

## Trustees Meeting

A special meeting of the Board of Trustees was called for this day when were present Messrs. Kittle, Lawton, Luning, and Peyton.

Upon coming to order the minutes of the last meeting were read and approved.

The President stated the object of the meeting was to take into consideration or propriety of starting the Colorado Works, so as to compete with the Companies which are there now established. The President stated that at a meeting of the Neutral Belt Committee held on the 25th instant, a resolution to that effect was passed whereupon on motion of Mr. Luning, seconded by Mr. Lawton, the action of the Neutral Belt Committee was unanimously approved.

A letter from the Selby Smelting & Lead Works under date of 19 instant in regard to the cartridge business and the use of this Company's powder for filling same was referred to Mr. Peyton to report that next meeting.

No other business, the meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 July 1886

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day when were present Messrs. Kittle, Lawton, Haggin, Luning, and Peyton.

Upon coming to order the minutes of the last meeting were read and approved.

The President read a letter from Mr. Joseph Powning tendering his resignation to take effect on and after 1 August 1886. On motion, the same was ordered laid on the table.

On motion, seconded, resolved that the monthly dividend of 1% on the capital stock of the company is hereby declared payable on and after the 15th instant.

Meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 12 August 1886

## Trustees Meeting

The regular monthly meeting of the Board of Directors was held this day when were present Messrs. Kittle, Lawton, Haggin, & Luning.

Upon coming to order the minutes of the last meeting were read and approved.

No particular business before the meeting other than declaring the monthly dividend, the same was ordered payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 6 September 1886

## Trustees Meeting

A special meeting of the Board of Trustees was called for this day when were present Messrs. Kittle, Lawton, Luning, and Kittle.

Upon coming to order, the minutes of the last meeting were read and approved.

The object of the meeting as stated by the President was to consider the request made by Du Pont & Co. in letter under date of 25 August that a representative of this Company be sent East to confer with the powder companies there with power to adjust all matters with regard to the Pacific Coast and Neutral Belt.

After due deliberation and on motion of Mr. Lawton, seconded by Mr. Luning, Mr. B. Peyton was empowered to proceed East and make the best arrangements relative to the black powder trade, and to best interests of the Company.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 13 September 1886

## Trustees Meeting

Present, Messrs. Kittle, Lawton, & Luning.
Minutes of last meeting, read and approved.

The President presented a petition from the residence of Redding, requesting aid in their contest for removal of the County Seat to their town. On motion, duly seconded laid on the table.

On motion, seconded, proposition relative to appointment of settlement of accounts Positive and Neutral Belt, be left with Standing Committee.

The death of Theodor Burns, Foreman of the Acid Works at Pinole, was announced by the President, when on motion duly seconded, resolved that resolutions be drafted and copy of same be sent to his widow.

On motion, seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 October 1886

## Trustees Meeting

Present Messrs. N. G. Kittle, G. T. Lawton, N. Luning, & B. Peyton.
Upon coming to order, the minutes of the last meeting were read and approved.

Mr. Peyton reported that he had attended the convention of manufacturers of black powder, held in New York, 21st, 22nd, 23 September 1886 and had affected an agreement with the Eastern Manufacturers upon the following basis, viz:

1st. The California Powder Works may sell their goods in all parts of the United States under the rules of the Association for that part which lies east of the Neutral Belt.

2nd. The Eastern manufacturers altogether may sell west of the Neutral Belt to the extent of 16,000 kegs under the rules of the California Powder Works.

3rd. The trade of the Neutral Belt to be pooled according to the sales of the Company's trading there in the years 1882, 1883, 1884, subject to a quota to the Ohio companies.

4th. The agreement to continue in force until 31 December 1889. Said agreement to be written up a copy sent to this Company.

Upon motion, duly seconded, the report was accepted and ordered spread on the minutes.

On motion, duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 12 November 1886

## Trustees Meeting

Present Messrs. Lawton, Haggin, Luning, and Peyton.

Upon coming to order the minutes of the last meeting were read and approved.

Mr. Peyton stated that he had made an agreement subject to ratification by the California Powder Works -- with the Du Pont, Hazard, and Laflin & Rand Companies to purchase 5000 shares of the Utah Powder Company's stock at five dollars per share for their common accounts, the four parties to pay for the same in the proportions of their quotas interest in the Neutral Belt trade which for the California Powder Works is about twenty percent (20%).

He also presented an exhibit of the assets and liabilities of the Utah Powder Company dated November 1 instant, guaranteed correct by Mr. Sutro, President of the Company.

After consideration of the subject, Mr. Haggin moved that Mr. Peyton be authorized to make the said purchase on the terms made. Carried unanimously.

On motion, duly seconded, resolved that the monthly dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned, subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco, 24 November 1886

## Trustees Meeting

A special meeting of the Board of Directors was held this day, when were present Messrs. Lawton, Haggin, Luning, and Peyton and Mr. Lawton in the Chair.

Upon coming to order the minutes of the last meeting were read and approved.

Mr. Lawton then announced the demise of Mr. N. G. Kittle, late President which took place on the 15th instant at 4:20 AM.

On motion of Mr. Haggin, seconded by Mr. N. Luning, Mr. M. A. De Laveaga was nominated as Trustee to fill the vacancy occurring in the Board and was duly elected.

On motion of Mr. Haggin, seconded by Mr. Luning, resolved that sections 1 and 2 of article 1 of the bylaws of the Company relative to its corporate powers and appointment of a Vice President was amended at a meeting of the Board of Trustees held on the 12th day of February 1876 be and is hereby repealed, and that said section in their original form be and are hereby re-enacted, which are as follows:

**Article 1**

Section 1. The Corporate powers of the Company shall be seated in a board of five trustees and the Officers of the Company shall be a President, Treasurer and Secretary.

The trustees shall be elected by ballot at the annual meeting of the shareholders, to serve for one year, and until their successors are elected. Their terms of office shall began immediately after election, but no person shall be eligible or continue to hold office as a trustee unless he owns at least five shares of the Capital Stock of the Company standing in his name on its books.

Section 2. The trustees shall elect one of their number to act as President and in case of his absence, death or disability, they shall declare the office vacant, and the vacancy shall be filled by the Board. The President shall preside at all meetings of the Company and of the Board of Trustees when present, if temporarily absent, the Board shall appoint one of….

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… their number, as interim, to act in his stead. The President shall sign, and the Secretary shall countersign a certificate of stock of the Company. Unanimously carried.

On motion of Mr. Haggin, seconded by Mr. Luning, Mr. G. T. Lawton was duly elected President, when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 12 December 1886

## Trustees Meeting

Present Messrs. Lawton, Haggin, Luning, Laveaga and B. Peyton.

Upon coming to order the minutes of the last meeting were read and approved.

The President reported that at the Sheriff sale of the Blue Tent Mines Company held on the 9th instant, the property was bought in for the Company for the sum of $60,000. Also, that the title to the Georgia Hill property had been settled and stood now in the name of the Company. Approved.

Under the following resolution passed at a meeting of the Neutral Belt Committee, Mr. Peyton was authorized to proceed to Denver to examine into the conditions and prospects of the dynamite business etc. Said resolution read as follows:

Resolved that Mr. Peyton be and he is hereby requested to proceed to Denver, Colorado on behalf of the Companies represented in this committee for the purpose of examining into the condition and prospects of the dynamite business in Colorado with the view of extinguishing the competition now existing or about to commence there, provided in his judgment such a proceeding shall appear practicable and desirable after he has informed himself of the actual conditions of affairs. Hereby, giving to Mr. Peyton full power of behalf of said companies to enter into any arrangements for that purpose that he may deem for the general interests.

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And further, for the purpose of examining into the arrangements for running the Colorado Powder Works and for selling the products thereof with power to make or modify such arrangements as in his judgment may appear desirable.

As the matter was considered of great importance, the Secretary was requested to take the Ayes and Noes and upon the call of their names, each responded with and Aye including Messrs. Judson, Jacobs and Lukens who voted by request.

The resolution was therefore declared carried unanimously by and in connection with this resolution it was mutually agreed that all Mr. Peyton's expenses should be borne by this committee including the re-imbursement of the California Powder Works for accruing salary.

Signed Julian V. Harris, Secretary

Upon motion, seconded, dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant.

Meeting adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 12 January 1887

## Trustees Meeting

Present Messrs. Lawton, Luning, Haggin, Laveaga, and Peyton.

Minutes of last meeting read and approved

Mr. Peyton reported that he had visited Denver as per resolution passed at meeting held 12 December last, and that he had thoroughly looked into the conditions and prospects of the dynamite business there, and he did not consider it expedient to purchase the Venture Powder Works. Approved.

On motion, seconded resolved that all contracts authorized by the Board be executed by the President.

After declaring the monthly dividend of 1% on the capital stock of the company payable on and after the 15th instant, meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 7 February 1887

## Stockholders Meeting

The annual meeting of the stockholders of the California Powder Works was held this day in pursuance of the bylaws of the company and by notice of a call duly advertised in the Alta California newspaper.

The total number of shares represented by proxy or otherwise were:

| | | |
|---|---|---|
| Aldrich, W. A. | By proxy G. T. Lawton | 50 shares |
| Baird, B. H. est. | By proxy B. H. Baird | 1200 shares |
| Bermingham & Spence | By proxy J. Bermingham | 56 shares |
| Bull, Alfeus | | 51 shares |
| Chandler, S. M. | By proxy B. Peyton | 1500 shares |
| Cebrian, Mrs. J. C. | By proxy M. A. de Laveaga | 325 shares |
| Cutler, Coleman W. | By proxy G. T. Lawton | 50 shares |
| du Pont de Nemours E. J. | By proxy B. Peyton | 4995 shares |
| Fagen, Mrs. M. E. | By proxy J. F. Lohse | 333 shares |

| | | |
|---|---|---|
| Haggin, J. B. | | 499 shares |
| Hort, Samuel | by proxy G. T. Lawton | 100 shares |
| Laveagas de (the) | by proxy M. A. de Laveaga | 1196 shares |
| Latham, Mrs. E. K. | By proxy H. L. King | 150 shares |
| Lawton, G. T. | | 200 shares |
| Low, G. A. | By proxy G. T. Lawton | 15 shares |
| Luning, N. | | 166 shares |
| Longsheet, M. W. | By proxy J. Bermingham | 28 shares |
| Meyer, M. | | 255 shares |
| McKee, J. Trustee | | 200 shares |
| Parrott, Mrs. A. M. | By proxy M. de Giugne | 1167 shares |
| Peyton, B. | | 5 shares |
| Sundell, F. | By proxy M. A. de Laveaga | 50 shares |
| Williams, C. A. | By proxy G. T. Lawton | 100 shares |
| Wilcox, Fanny | By proxy J. Bermingham | 28 shares |
| Wilcox, Maria A. | By proxy J. Bermingham | 338 shares |
| | | Total represented 13,092 shares |

which consisting a majority of stock of the company the meeting was called to order by the President.

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The minutes of the last annual meeting were read and approved.

The annual report of the Secretary and Treasurer was next in order. On motion duly seconded ordered placed on file.

The election of officers for the ensuing year being next in order, on motion of Mr. H. King, seconded by Mr. J. Bermingham that the old Board of Trustees to wit Messrs. G. T. Lawton, J. B. Haggin, N. Luning, M. A. de Laveaga and B. Peyton be placed in nomination and reelected.

There being no other nominations and no objections, the Secretary was ordered to cast a ballot for the above named gentlemen, which being done, the ticket was declared duly elected for the ensuing year.

No further business the meeting then adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 7 February 1887

## Trustees Meeting

A meeting of the newly elected Board of Trustees was held this day when were present Messrs. G. T. Lawton, J. B. Haggin, N. Luning, M. A. de Laveaga and B. Peyton.

Mr. J. B. Haggin was called to the Chair, J. F. Lohse acting as Secretary.

The minutes of the last meeting were read and approved. Nominations for officers for the coming year being next in order, Mr. Haggin nominated Mr. G. T. Lawton for President, who was duly elected, no other nominations having been made.

Mr. B. Peyton as Superintendent and J. F. Lohse as Secretary and Treasurer were next placed in nomination and duly elected.

On motion of Mr. Haggin, seconded by Mr. Luning, resolved that the President's salary be and is hereby……..

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… fixed at $300 per month. Approved.

A letter from Mr. Du Pont under date 24 January 1887 relative to purchase Utah Powder stock was next read, accepted, and referred to Mr. B. Peyton for future action.

On motion duly seconded, a monthly dividend of 1% on the capital stock of the company was next declared payable on and after the 15th instant and when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 11 March 1887

## Trustees Meeting

The regular monthly meeting was held this day when were present Messrs. G. T. Lawton, J. B. Haggin, N. Luning, M. A. De Laveaga, and B. Peyton.

Upon coming to order the minutes of the last meeting were read and approved.

The President reported that as per resolution passed at the last meeting, he had purchased the Utah Powder stock etc.

Mr. Haggin offered the following: Resolved, that Messrs. Lawton and Peyton be authorized to represent the California Powder Works in all negotiations for a renewal of the existing agreement between the dynamite companies, all acts of theirs to be subject to ratification by this Board.

On motion, seconded, resolved that a monthly dividend of 1% on the capital stock of the Company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 23 March 1887

## Trustees Meeting

Present Msssrs. Lawton, Haggin, Luning, de Laveaga, and Peyton.

Upon coming to order, the reading of the last minutes were dispensed with.

The meeting as stated by the President was for the purpose of considering the expediency of continuing the contract with the Neutral Belt Committee.

After mature consideration, it was on motion of Mr. Haggin seconded by Mr. Luning, resolved that this Company give notice to the Companies interested that it will withdraw from the compact entered into from on and after the 31st instant.

No further business, the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 13 April 1887

## Trustees Meeting

Present Messrs. Lawton, Haggin, Luning, de Laveaga, and Peyton.
The meeting being called to order, the last minutes were read and approved.

Mr. B. Peyton stating that he had an offer for a portion of the Company's land near the wharf at Santa Cruz, it was resolved that the President and Secretary of the California Powder Works be authorized to convey to D. K. Abeel in consideration of the sum of $8000, a lot of land situated in the city of Santa Cruz and known on the official map thereof as Lot number one block 25 measuring 138.60 feet on Second Street by 306.20 feet on Main Street, also to convey to the Pacific Avenue Railroad Company in consideration of the sum of $300 the right of way through the beach lot in the city of Santa Cruz belonging to the California Powder Works being the same way occupied now by the said…

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… Pacific Avenue Railroad Company and measuring feet in width throughout the length of said lot.
On motion, duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.
No further business, the meeting adjourned subject to call

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 5 May 1887

## Trustees Meeting

A special meeting of the Board of Trustees was called for this 10:00 AM when were present Messrs. Lawton, Haggin, Luning, de Laveaga, and Peyton.
Upon coming to order the reading of the minutes were dispensed with.

The object of the meeting as stated by the President (Mr. Lawton), was for the purpose of taking action on the contract entered into with the Neutral Belt Committee, it was, after mature deliberation resolved, that this board stand upon the original notice as given on the 23 March 1887. The eyes and nose being called for Mr. Lawton, Haggin, Luning and de Laveaga voted Aye and B. Peyton, No.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 5 May 1887

## Trustees Meeting

A special meeting of the Board of Trustees was called this 4 PM, full Board present.
Minutes of last meeting dispensed with.

On motion of Mr. Haggin, duly seconded, resolved that the notice given this day to Secretary of Standing Committee of Neutral Belt, be temporarily withdrawn.
Meeting adjourned. John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 May 1887

## Trustees Meeting

Present, Messrs. Lawton, Haggin, Luning and de Laveaga.
Upon coming to order, the minutes of the last meeting were read and approved.

The President requested of the Board their opinion as to whether the Company should subscribed towards the relief of the Nanaimo sufferers -- an explosion having occurred at the mines by which many lives were lost, and families left and distressed. On motion duly seconded, resolved that the sum of $250 be appropriated towards said relief.

On motion, seconded, resolved that a monthly dividend of 1% on the capital stock of the Company be and is hereby declared payable on and after the 16th instant.

Meeting then adjourned

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 19 May 1887

## Trustees Meeting

Present, Messrs. Lawton, Luning, de Laveaga, B. Peyton.
Upon coming to order the reading of minutes of last meeting were dispensed with.

Mr. Peyton of the Committee representing this Company in negotiations with the dynamite companies of California for a pool to go into effect at the expiration of the existing agreement with said Companies reported that the Committee had held many conferences with representatives of those Companies without any valuable result and that in his opinion it is not possible to make any agreement with them that would be satisfactory to this Company. Mr. Peyton therefore asked that the Committee be discharged and that he be relieved from any further representation of this Company in matters relating to dynamite.

The report was unanimously accepted and adopted.

Mr. Luning offered the following resolution, seconded by Mr. Peyton. That a Special Committee consisting of de Laveaga and Joseph Powning be appointed to negotiate with the Dynamite Companies a new agreement for regulation of the business. Carried.

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Also, proposed by Mr. Luning, seconded by Mr. de Laveaga that Mr. Peyton be authorized to sell the remaining Santa Cruz town property for the best price of obtainable, but for not less than $15,000. Carried.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 13 June 1887

## Trustees Meeting

Present, Messrs. Lawton, Luning, de Laveaga and B. Peyton.
The meeting coming to order the last minutes were read and approved.

Mr. Peyton stated that he had sold a lot 54' x 125' purchased from E. S. West in the town of Santa Cruz to Mr. D. K. Abeel for the sum of $1000. This subject to the approval of the Board. Upon motion of Mr. Luning, seconded by Mr. de Laveaga, the sale was approved of and the Secretary authorized to draw up the necessary papers.

On motion, duly seconded, the monthly dividend of 1% on the capital stock of the company was the declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

**(Minutes Page 400)**

## Office of the California Powder Works

San Francisco 12 July 1887

## Trustees Meeting

Present Messrs. Lawton, Luning, de Laveaga and Peyton.
Upon coming to order, the minutes of the last meeting were read and approved.

A letter from Mr. E. I. du Pont under date of 14 June protesting against the recent action by the majority of the Directors with reference to the dynamite agreement, was read and ordered placed on file.

On motion of Mr. Luning, seconded by Mr. de Laveaga, that Capt. Lawton respond to the letter above mentioned, and give the reasons for the said action of the Board.

Mr. Peyton stated that he had an offer from Messrs. Ralph and Albert Miller for a piece of beach property at Santa Cruz and belonging to the company for the sum of $1200 that is: $300 payable on 1 August 1887 and the balance of $900 payable in three yearly installments of $300 on 1 August 1888, 1889 & 1890 -- they to pay all taxes and assessments henceforth which may be levied on the same. Upon motion duly seconded, resolved that the above offer be and is hereby accepted, and that the necessary papers be drawn up by the Secretary.

On motion duly seconded, the monthly dividend of 1% on the capital stock of the Company was declared payable on and after the 15th instant.

Adjourned.

John F. Lohse, Secretary

**(Minutes Page 401)**

## Office of the California Powder Works

San Francisco 12 August 1887

## Trustees Meeting

Present Messrs. Lawton, Luning, de Laveaga and B. Peyton.
Minutes of last meeting read and approved.

Mr. Peyton stated that he had made the following sale of the Company's property at the beach at Santa Cruz, subject to ratification of the Board of Trustees to wit: The piece of land adjoining the Millers, to Mr. Blackburn for the sum of $600. On motion duly seconded, the sale was approved of and the President and Secretary authorized to give a quick claim deed for same to Mr. Blackburn.

Mr. Peyton further stated having sold to F. A. Hihn - also subject to the approval of the Board, the hill lot, together with so much of the beach property which remains undisposed of,

for the sum of $15,000 whereupon it was resolved, that the President and Secretary of this Corporation are hereby authorized and directed to execute in the name of the Corporation and delivered to F. A. Hihn of Santa Cruz a quit claim deed to the remainder of its land in lots 6 and 7 block 21 as laid down upon the official map of the town of Santa Cruz (comprising all it ever owned in said lots with the exception of 450 feet waterfront of Lot number 6 by the depth thereof heretofore sold or leased to other parties) upon receipt from the said F. A. Hihn of $15,000 lawful money of the United States.

On motion duly seconded, the monthly dividend of 1% on the capital stock of the Company was declared payable on and after the 15th instant whereupon there being no further business before the board, the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 September 1887

## Trustees Meeting

Present Messrs. G. T. Lawton, J. B. Haggin, N. Luning, M.A. de Laveaga and B. Peyton. Upon coming to order the minutes of the last meeting were read and approved.

Mr. Peyton stated that the sale of property at Santa Cruz to Mr. F. A. Hihn, authorized at the last meeting of the Board, had been accomplished and the sum of $15,000 -- received therefore, turned over and deposited to the credit of the Company.

Upon motion duly seconded, Resolved that the Presidents report in relation thereto, be spread upon the minutes of the Company. And a certified copy thereof be sent to Mr. F. A. Hihn - said report read as follows:

Gentleman.

I have to report that in accordance with the resolution of your Board passed on the 12th day of August 1887 and your instruction given me, I have delivered to F. A. Hihn of Santa Cruz a deed of this Company to the tract of the land situated and being in the City and County of Santa Cruz State of California and bounded and described as follows to wit:

Beginning at the South East corner of Main and Second Street thence running along the East side of Main St., South 20° 45' minutes east 10-$^{20/100}$ chains. Thence north 64 $^{1/2}$° East 5-$^{32/00}$ chains to the Southwest corner of the land this day conveyed by the party of the first part, to Harriet M. Blackburn, thence North 17 $^{1/4}$° West along the South Western line of the said lands of Blackburn to the south westerly quarter thereof, thence South 72° 27' minutes West 4-$^{12/100}$ chains or thereabouts to the southwest corner of lot number 5 in block number 21 as designated on official map be of the town of Santa Cruz: thence along the western boundary of said lot 5 North 7°-15' minutes west 3-$^{48/100}$ chains to the South side of 2nd Street 1-$^{91/100}$ chains to the place of beginning: composing lot number 7 and part of…..

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… lot number six in block number 21 as laid down on official map be of the town of Santa Cruz.

And have received from him the sum of $15,000 therefore which amount has been deposited to the credit of this company. G. T. Lawton President.

On motion it was resolved that the report be received approved and spread in full on the minutes.

John F. Lohse Secretary of the California Powder Works hereby certify that the foregoing is a correct abstract from the minutes of the proceedings of its board of trustees at a regular meeting held on the 12th day of September 1887.

Witness my hand and the seal of the Company.

John F. Lohse, Secretary

On motion duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

No further business, the meeting then adjourned subject to call.

John F. Lohse, Secretary

**(Minutes Page 404)**

## Office of the California Powder Works

San Francisco 12 October 1887

## Trustees Meeting

Presen,t Messrs. G. T. Lawton, J. B. Haggin, M. A. De Laveaga, and B. Peyton.
Minutes of last meeting read and approved.

No particular business before the meeting, on motion duly seconded, resolved, that a dividend of 1% on the Capital Stock of the Company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned, subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 14 November 1887

## Trustees Meeting

Present, Messrs. G. T. Lawton, J. B. Haggin, N. Luning, M. A. De Laveaga, & B. Peyton.
Upon coming to order, the minutes of the last meeting were read and approved.

There being no business before the meeting further then the declaring of the monthly dividend and, resolved that a dividend of 1% on the Capital Stock of the Company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 December 1887

## Trustees Meeting

Present, Messrs. G. T. Lawton, N. Luning, M. A. de Laveaga, & B. Peyton.
Minutes of last meeting read and approved.

Mr. N. Luning offered the following resolution to wit: Resolved, that the books of this Company be submitted to the examination of Mr. J. B. Harries upon the receipt of this Company

of the balance due it under the dynamite agreement of June 1884 and upon the execution of bonds by all the Companies parties to that agreement, binding them to abide by the results of the Harries examination of the books of all of the said Companies, and to settle each Company with the others for all the violations of said agreement that may be discovered by Mr. Harries.

After due discussion, on motion of Mr. Luning, seconded by Mr. de Laveaga, the same was approved, and the Secretary instructed to so notify Mr. Harries.

The President stating that the funds in the treasury amounted to and $194,989.96 it was on motion of Mr. Luning seconded by Mr. Laveaga, Resolved that the regular monthly dividend of 1% on the Capital Stock of the Company be and is hereby declared payable on and after the 15th instant -- and that three extra dividends of 1% each be also declared payable on and after the same date. Carried unanimously.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 January 1888

## Trustees Meeting

Present Messrs. Lawton, Haggin, Luning, de Laveaga, and Peyton.

Upon coming to order, the minutes of the last meeting read and approved.

No particular business before the meeting, on motion duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 16th instant.

Meeting then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 6 February 1888

## Stockholders Meeting

The annual meeting of the stockholders of the California powder works was held this day in pursuance of the bylaws of the company and by notice of a call duly advertised in the Alta California newspaper.

The total number of shares represented by proxy or otherwise were 14,750, this:

| | |
|---|---|
| Aldrich, W. A. | 50 shares by proxy G. T. Lawton |
| Baird, V. C. Mrs. | 300 shares by proxy G. T. Lawton |
| " guardian | 900 shares by proxy G. T. Lawton |
| Bull, Alpheus | 51 shares by proxy G. T. Lawton |
| Cutler, C. W. | 50 shares by proxy G. T. Lawton |
| Decker, Peter | 166 shares by proxy G. T. Lawton |
| Fagan, Mrs. M. E. | 333 shares by proxy G. T. Lawton |
| Hort, Samuel | 100 shares by proxy G. T. Lawton |
| Lawton, G. T. | 200 shares by proxy G. T. Lawton |
| Low, G. A. | 50 shares by proxy G. T. Lawton |

| | |
|---|---|
| Moss, Julia T. | 150 shares by proxy G. T. Lawton |
| Ortiz, C. | 75 shares by proxy G. T. Lawton |
| Williams, C. A. | 100 shares by proxy G. T. Lawton |
| Bermingham & Spence Trustees | 56 shares by proxy J. Bermingham |
| Hartshorne, B. M. | 500 shares by proxy J. Bermingham |
| Longstreet, M. W. | 28 shares by proxy J. Bermingham |
| Wilcox, Fanny | 28 shares by proxy J. Bermingham |
| Wilcox, Maria A. | 338 shares by proxy J. Bermingham |
| Brewster, B. | 350 shares by proxy J. Bermingham |
| McKee, trustee J. | 172 shares by proxy J. Mc Kee |
| McKee, John | 28 shares by proxy J. Mc Kee |
| Mrs. S. A. Trevor | 417 shares by proxy J. Mc Kee |
| Chandler, S. M. | 1500 shares by proxy B. Peyton |
| DuPont de Nemours | 4995 shares by proxy B. Peyton |
| Peyton, B. | 5 shares by proxy B. Peyton |
| Haggin, J. B. | 499 shares |
| Latham, E. K. Mrs. | 150 shares by proxy H. L. King |

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| | |
|---|---|
| Cyprian, Mrs. J. C. | 325 shares by proxy M. A. de Laveaga |
| Laveaga M. C. de | 225 shares by proxy M. A. de Laveaga |
| Laveaga Ignacio de | 125 shares by proxy M. A. de Laveaga |
| Laveaga M. A. de | 285 shares by proxy M. A. de Laveaga |
| Laveaga J. V. de | 361 shares by proxy M. A. de Laveaga |
| Meyer, M. | 225 shares by proxy M. A. de Laveaga |
| Sundell, F. | 50 shares by proxy M. A. de Laveaga |
| Luning, N. | 166 shares by N. Luning |
| Parrott, A. M. | 1167 shares by proxy Mr. de Giugne, Atty. |

Total 14,750 shares

... which constituting a majority of the stock of the Company the meeting was called to order by the President.

The minutes of the last annual meeting were read and approved.

The annual report of the Secretary and Treasurer was then presented, and on motion, duly seconded, ordered placed on file.

Election of officers for the ensuing year being next in order, on motion of Mr. Bermingham, seconded by Mr. J. McKee, the old Board of Trustees viz: Messrs. G. T. Lawton, J. B. Haggin, N. Luning, M. A. de Laveaga and B. Peyton were placed in nomination. There being no other nominations and no objections, the Secretary was ordered to cast the ballot for the above named gentlemen, which being done, the ticket was declared duly elected for the ensuing year.

Mr. J. McKee offered the following, to wit: Resolved, that the Board of Directors be requested to take into consideration the expediency of loaning from time to time for account of this Company any surplus money that may be in the treasury of this Corporation, against such securities and upon such terms and conditions as said board shall determine.

Carried unanimously.

No further business, the meeting adjourned subject to call. John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 6 February 1888

## Trustees Meeting

A meeting of the newly elected Board of Trustees was held this day when were present Messrs. G. T. Lawton, J. B. Haggin, N. Luning, M. A. de Laveaga and B. Peyton.

Mr. J. B. Haggin was called to the Chair, John F. Lohse acting as Secretary.

The minutes of the last meeting were read and approved.

Nominations for officers for the ensuing year being next in order, Mr. Haggin nominated Mr. G. T. Lawton for President, who was elected, no other nominations having been made.

Mr. B. Peyton for Superintendent and John F. Lohse as Secretary were next nominated and duly elected.

On motion of Mr. Haggin, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 March 1888

## Trustees Meeting

Present Messrs. Lawton, Haggin, Luning, de Laveaga and Peyton.

Upon coming to order, the minutes of the last meeting were read and approved.

The President stated that an offer of $750 having been made by the Durango Land Company for the three-acre magazine site at or near Denver City, Colorado, the same was accepted by him, and a deed duly executed by himself as President of the Company, and the Secretary also as such, on 15 February last and asked of the Board that his and the Secretary's actions be duly ratified and confirmed -- whereupon, upon motion of Mr. J. B. Haggin, seconded by Mr. N. Luning, Resolved, that the report of President upon the execution of the deed as above stated, be and is hereby ratified and approved.

On motion, duly seconded, resolved that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

No further business, the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 April 1888

## Trustees Meeting

Present Messrs. Lawton, Luning, de Laveaga and Peyton.

Minutes of last meeting read and approved.

President stated that there was a balanced due to the Neutral Belt Committee of $11,400.98 for term ending 15th of June 1887 and asked for the pleasure of the Board. On motion duly seconded, resolved that said sum of $11,400.98 be paid over to Mr. William Du Pont, duly authorized to receipt for same.

On motion, seconded, the monthly dividend of one dollar ($1.00) per share was ordered payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 14 May 1888

## Trustees Meeting

Present Messrs. Lawton, Luning, Haggin, de Laveaga, and Peyton.
Upon coming to order, the minutes of last meeting were read and approved.

No business other before the meeting, resolved that the monthly dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

Meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 June 1888

## Trustees Meeting

Present, Messrs. Lawton, de Laveaga and Luning.
Minutes of last meeting read and approved.

Monthly dividend declared payable on and after the 15th instant.

Meeting adjourned. John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 July 1888

## Trustees Meeting

Present Messrs. Lawton, Luning, de Laveaga, and Peyton.
Minutes of last meeting read and approved.

The President offered the following resolution to wit: Resolved, that the resolution passed heretofore to wit: on the 26th day of April A.D. 1882, appointing W. A. Scott Jr. the Company's Resident Agent at Tucson A. T. (Arizona Territory) and the subsequent appointment of W. G. Whorf of Tucson, A. T. (Arizona Territory) on the 25th day of March 1886 as said Resident Agent and representative of this Company, be and hereby rescinded, and their appointments as Agents are rescinded and recalled.

Resolved, that the President and Secretary of this Corporation are hereby authorized and directed to execute in the name of this Corporation, a deed to the Portland and Williamette Railway for 100 acres situated in the County of Multnomah, Oregon, and also to ratify the agreement entered into with them on 21 November 1887.

Upon motion duly seconded, said resolutions were carried unanimously.

After declaring the monthly dividend of 1% on the capital stock of the company payable on and after the 16th instant, the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 August 1888

## Trustees Meeting

Present, G. T. Lawton, N. Luning, M. A. De Laveaga, B. Peyton.
Minutes of last meeting read and approved.

The President stated that the Tennent estate was about to be divided among the heirs, and that they owned property adjoining the Company's Works at Pinole, he deemed it prudent that the Company should secure a portion of said land so as to save annoyance in the future from neighbors on account of their close proximity to the Works.

On motion, duly seconded, it was resolved, that the President act in the matter, and that he purchase such land as he may deem best for a Company's further security, price of said land to be left to the discretion of the President.

On motion, duly seconded, the regular monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant.

Meeting adjourned.

John F. Lohse, Secretary

**Office of the California Powder Works**

San Francisco 12 September 1888

## Trustees Meeting

Present Messrs. Lawton, Luning, de Laveaga, and Peyton.
Minutes of last meeting read approved.

President reports purchase of 156 1/2 acres of land at Pinole, as per resolution of the Board, passed 12 August and that the title having been found perfect, the sum of $15,646.72 had been paid over to the heirs of the estate of Dr. Tennent. Approved.

The usual dividend of 1% being declared upon the Capital Stock of the Company, payable on and after the 15th instant. Meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 October 1888

## Trustees Meeting

Present Messrs. Lawton, Haggin, Luning, de Laveaga, and Peyton.
Minutes of last meeting read and approved.

Monthly dividend of 1% on capital stock declared payable on and after the 15th instant.

Meeting adjourned. John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 November 1888

## Trustees Meeting

Present Messrs. Lawton, Haggin, Luning, de Laveaga and Peyton.

Minutes of last meeting read and approved.

On motion of Mr. Haggin, seconded by Mr. Luning, it was resolved that Mr. B. Peyton and J. H. Read examine the financial accounts and make a detailed statement of cost of black powder and dynamite, and to make an analysis of accounts for the year 1888 -- also to make estimate to cover losses by bad debts or otherwise, in each separate department.

On motion duly seconded, the President and Mr. Peyton were appointed to confer with Mr. William Du Pont in regard to sale of dynamite in Mexican Territory.

On motion duly seconded, the regular monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant.

Meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 December 1888

## Trustees Meeting

Present Messrs. Lawton, Luning, de Laveaga, B. Peyton.
Minutes of last meeting read and approved.

In regard to the sale of dynamite in the Mexican Territory it was resolved that the following telegram be sent to Mr. Du Pont viz:

William Du Pont,
239 Broadway New York New York

The California Powder Works authorizes you to sign for them in pursuance of your telegram 10th to Peyton, expecting you to guard their interests. They would prefer Mexican prices to be not higher than $.18 (per pound) net here.

The President stating that cash on hand and loaned -- amounted to a little over $203,000 -- it was on motion of Mr. Luning, seconded by Mr. de Laveaga, Resolved, that are regularly monthly dividend of one dollar per share be declared payable on and after the 15th instant, and also that three extra dividends of one dollar each, be also declared payable on and after said date. The Ayes and Nose being called for, Messrs. Lawton, Luning and de Laveaga voted Aye, Mr. B. Peyton, No. The resolution was then declared carried, and the meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 14 January 1889

## Trustees Meeting

Present Messrs. Lawton, Luning, Haggin, de Laveaga, and Peyton.
Upon coming to order, the minutes of the last meeting were read and approved.

The President offered an agreement drawn up between the several European and Eastern Companies and the California Powder Works and others of California -- which was read and a copy ordered placed in the archives of this Company -- and asked the pleasure of the Board in regard to the same.

On motion of Mr. Haggin, seconded by Mr. de Laveaga, Resolved, that the President be and is hereby authorized, and instructed to signed in the name of the Company, the agreement aforesaid relative to the sale of dynamite in Mexico, Central America, and South America, and that the Secretary affix the seal of the Company there to. Further, Resolved, that Mr. du Pont be requested to act for the Company's interest in the matter.

On motion duly seconded, resolved, that the usual monthly dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant.

No other business before the meeting, adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 1 February 1889

## Stockholders Meeting

The annual meeting of the stockholders of the California Powder Works was held this day in pursuance of the Bylaws of the Company and by notice of a call duly advertised in the Alta California Newspaper.

The total number of shares represented by proxy or in person were but is: 8124 shares.

| | |
|---|---|
| Aldrich, W. A. | 50 shares |
| Ahumada, J. M. | 9 shares by G. T. Lawton, Proxy |
| Baird, V. C. Trustee | 1200 shares by G. T. Lawton, Proxy |
| Bermingham & Spence | 56 shares by G. T. Lawton, Proxy |
| Brewster, B. | 350 shares by G. T. Lawton, Proxy |
| Bull, Alpheus | 51 shares by G. T. Lawton, Proxy |
| Cagigal, V. | 20 shares by G. T. Lawton, Proxy |
| Cutler, Coleman W. | 50 shares by G. T. Lawton, Proxy |
| Decker, Peter by executor | 166 shares by G. T. Lawton, Proxy |
| Fagan, Mrs. M. E. | 333 shares by G. T. Lawton, Proxy |
| Haggin, J. B. | 499 shares by G. T. Lawton, Proxy |
| Hartshorne, B. M. | 500 shares by G. T. Lawton, Proxy |
| Hort, Samuel | 100 shares by G. T. Lawton, Proxy |
| King, H. L. | 9 shares by G. T. Lawton, Proxy |
| Latham, Mrs. E. K. | 150 shares by G. T. Lawton, Proxy |
| Lawton, G. T. | 200 shares by G. T. Lawton, Proxy |
| Low, G. A. | 50 shares by G. T. Lawton, Proxy |
| Longstreet, M. W. | 28 shares by G. T. Lawton, Proxy |
| Meyer, M. | 264 shares by G. T. Lawton, Proxy |
| Ortiz, Julia | 9 shares by G. T. Lawton, Proxy |
| Williams, C. A. | 100 shares |
| Cebrian, Mrs. J. C. | 325 shares by M. A. de Laveaga, Proxy |
| Laveagas, (The) | 1205 shares by M. A. de Laveaga, Proxy |
| Sundell, F. | 50 shares by M. A. de Laveaga, Proxy |
| Kittle, J. G. | 250 shares by Joseph Powning, Proxy |

| | |
|---|---|
| Luning, N. | 166 shares |
| McKee, J. Trustee | 200 shares |

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| | |
|---|---|
| Moss, Mrs. J. T. | 150 shares by G. T. Lawton proxy |
| Parrott, Mrs. A. M. | 1167 shares by Godly, proxy |
| Trevor, Mrs. S. A. | 417 shares by J. McKee, proxy |
| | Total 8124 shares. |

Upon which constituting a majority of the stock of the Company, the meeting was called to order by the President.

Upon reading the minutes of the last annual meeting, which were duly approved, the Secretary and Treasurer then presented his annual report, which on motion, duly seconded, was ordered placed on file, and subject to the inspection of the Stockholders.

The election of Officers for the ensuing year being next in order, on motion of Mr. Godly, proxy, seconded by Mr. J. McKee, the old Board of Trustees, viz: G. T. Lawton, J. B. Haggin, N. Luning, M. A. De Laveaga, B. Peyton were placed in nomination. There being no other nominees, and no objections, the Secretary was directed to cast a ballot for the above named gentlemen, which being done, the ticket was duly elected for the ensuing year.

Mr. J. McKee -- no further business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

**(Minutes Page 419)**

## Office of the California Powder Works

San Francisco 4 February 1889

## Trustees Meeting

A meeting of the newly elected Board of Trustees was held this day, when were present Messrs. Lawton, Luning, de Laveaga, absent Mr. Haggin, and Peyton.

Mr. Laveaga was called to the Chair, J. F. Lohse acting as Secretary.

The minutes of the last meeting were read and approved.

Nominations for officers for the ensuing year being next in order, Mr. Luning nominated Mr. G. T. Lawton for President who was declared duly elected, no other nominations having been made.

Mr. B. Peyton as Superintendent, and John F. Lohse as Secretary, were respectively placed in nominations, and duly elected.

No further business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 February 1889

## Trustees Meeting

Present, Messrs. Lawton, Luning, de Laveaga and Peyton.

Upon coming to order, the minutes of the last meeting were read and approved.

On motion, duly seconded, the regular monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant.

Meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 March 1889

## Trustees Meeting

Present Messrs. Lawton, Luning, and de Laveaga.
Upon coming to order, the minutes of the last meeting were read and approved.
Upon motion, duly seconded, the monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when, there being no further business before the board, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 April 1889

## Trustees Meeting

Present Messrs. Lawton, Luning, de Laveaga, and B. Peyton.
Upon coming to order, the minutes of the last meeting were read and approved.

The President reported an explosion of the Nitroglycerin House at the works at Pinole, on the 8th instant and also reported that the reconstruction of same had been commenced, and it was expected that the works would be in full operation again within the next 40 or 50 days.

On motion duly seconded, resolved that a dividend of 1% on the Capital Stock of the Company be and is hereby declared payable on and after the 15th instant.

Meeting then adjourned subject to call of the President.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 15 May 1889

## Trustees Meeting

Present Messrs. Lawton, Luning, de Laveaga and B. Peyton.
Minutes of last meeting read and approved.

On motion, duly seconded, a dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when, there being no further business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 June 1889

## Trustees Meeting

Present, Messrs. Lawton, Haggin, Luning, de Laveaga and Peyton.
Minutes of last meeting were read and approved.

On motion duly seconded a monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant.

Meeting then adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 19 June 1889

## Trustees Meeting

Present Messrs. Lawton, Haggin, Luning, de Laveaga and B. Peyton.
Minutes of last meeting were read and approved.

The President stated the object of the meeting the consideration of the formation of a new pool between the several Powder Companies, when after due deliberation Messrs. Lawton and Peyton were appointed a committee of conference to report at a subsequent meeting.
Meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 2 July 1889

## Trustees Meeting

Upon call of the President, G. T. Lawton, a Special meeting of the Board of Trustees was held this day, when were present Messrs. Lawton, Luning, de Laveaga and Peyton.
Upon coming to order the minutes of the last meeting were read and approved.

The committee appointed to consider the formation of a pool between the different Powder Companies, reported the following as basis of percentages viz:

37 one half percent to the California Powder Works
37 one half percent to the Giant Powder Company
15% to the safety Nitro Company.
10% to the California Vigorit Company.
Total 100%

Also that subsidies should be paid pro rata and these to be left to the judgment of the Committee.

Furthermore, the Giant black powder works at Clipper Gap to be shut up, and this Company are to supply them with blasting powder at $1.40 per keg of 25 pounds.

After full deliberation, the Committee, Messrs. Lawton, and Peyton, was continued, with power to act, when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 July 1889

## Trustees Meeting

Present Messrs. Lawton, de Laveaga and Peyton.
Minutes last meeting read and approved.
On motion duly seconded, the monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when, there being no further business, the meeting adjourned subject to call. John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 August 1889

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day, when were present Messrs. Lawton, Luning, de Laveaga and Peyton.

Upon coming to order, the minutes of the last meeting were read and approved.

The Committee on formation of a Pool with the several dynamite companies, reported having succeeded upon the following changed basis -- from the one reported 2nd July, to wit:

37 one half percent to the California Powder Works
37% to the Giant Powder Company
16 1/2% to the Safety Nitro Company.
9% to the California Vigorit Company.
Say 100%.

Also that subsidies to the Vulcan Powder Company of $20,000 and to Western Mineral Company of $10,000 -- had been offered but in both instances refused. On motion duly seconded, the report was accepted, and the committee further requested to further act in the premises.

The President was requested to confirm with Mr. Bergen -- partner of the late Hal McAlister -- as to the employment of some other attorney or attorneys with him, in regard to the cases of Davis & Cowell versus this Company and to report at next meeting.

On motion, duly seconded, a dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, whereupon the meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 September 1889

## Trustees Meeting

Present Messrs. Lawton, Luning, de Laveaga, and Peyton.

Minutes of last meeting read and approved.

As to la Carbonera matter, the President reported having consulted with Mr. Bergin in reference to the employment of other attorneys in connection with him in the case and that Garber, Boalt, and Bishop were recommended by him. On motion, duly seconded, the matter was referred back to the President for further action.

On motion duly seconded, a monthly dividend on the capital stock of the company was declared payable on and after the 15th instant.

Meeting then adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 October 1889

## Trustees Meeting

Present Messrs. Lawton, Luning, de Laveaga, and Peyton.

Minutes of last meeting read and approved.

La Carbonera matter, referred to President, who asked for further time.

President reported that he was about to build another warehouse at Pinole for niter storage. Cost to be about $4000. Carried.

On motion duly seconded, a dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant.

Meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 November 1889

## Trustees Meeting

Present, Messrs. Lawton, Luning, de Laveaga and Peyton.
Minutes of last meeting read and approved.

The President reported having communicated with Messrs. Garber, Boalt and Bishop as to what their charges would be for conducting and arguing la Carbonera case before the Supreme Court of California, and that such charge would be $2500. On motion, duly seconded, resolved that the above named gentlemen be retained at the price mentioned.

The President also reported the desire of the Safety Nitro Company to purchase blasting powder from this Company, and desired the opinion of the Directors as to the price to be put on same.

After due discussion, the rate of $2.25 less 2% per keg, was decided upon.

A dividend of 1% on the capital stock of the company was then declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 25 November 1889

## Trustees Meeting

A special meeting of the Board was held this day upon call from the President, when were present Messrs. Lawton, Luning and de Laveaga. Minutes of last meeting read and approved.

The object of the call as stated by the President was to consult over the affair of the Mazatlan Agency, and his desire to at once send someone to investigate same as he deemed it to be important to the Company.

After consideration, it was resolved that E. A. Wettig be instructed to proceed to the Republic of Mexico to investigate the affairs of the Company with full powers to remove and appoint agents and to collect monies due this Company.

Meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 December 1889

## Trustees Meeting

Present Messrs. Lawton, Luning, de Laveaga, and Peyton.
Minutes of last meeting, read and approved.

In regard to sales of blasting powder to Safety Nitro Company -- as asked for by said Company -- the matter was by resolution left with the President to act upon with the proviso that the price be not less than $1.90 per keg.

On motion, duly seconded, the regular monthly dividend of one dollar ($1) per share, and three extra ones of one dollar ($1) each -- be declared payable on and after the 16th instant.

No further business, the meeting adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 13 January 1890

## Trustees Meeting

Present Messrs. Lawton, Luning, de Laveaga and Peyton.
Minutes of last meeting read and approved.

The President stated that Mr. E. A. Wettig had returned from Mazatlan whether he was sent as per resolution offered and passed 25th November last, and that finding the affairs of the Company Agent, Mr. E. G. Kelton in a most deplorable condition, he had revoked his powers, and turned them over to the firm of Hernandez, Medina & Co., subject to the pleasure of the Board.

On motion, duly seconded, the matter was referred over to Mr. de Laveaga to further report.

de Laveaga and Peyton were on duly seconded motion, appointed to investigate the propriety of protection to the Hercules works at Pinole, from fire, and to report at the earliest.

Monthly dividend of 1% declared payable on and after the 15th instant, when meeting adjourned, subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 16 January 1890

## Trustees Meeting

A Special meeting of the Board of Trustees was held this day to hear the report of Mr. de Laveaga in regard to the Mazatlan Agency, when were present Messrs. G. T. Lawton, N. Luning, and M. A. De Laveaga. Absent J. B. Haggin and B. Peyton.

The reading of the minutes of the last meeting were dispensed with.

Mr. de Laveaga then reported that he had prepared a power of attorney to be given to Hernandez and Medina & Co. of Mazatlan which was read, and the same being satisfactory to the members present, a copy of same -- in English -- was ordered placed on file. Thereupon the following resolution was offered by Mr. Luning, and being duly seconded, was unanimously adopted, and ordered spread upon the minutes, viz:

Resolved that Hernandez, Medina and Company of Mazatlan State of Sinaloa, and Republic of Mexico, be and they are hereby appointed the lawful attorneys of this Corporation to collect, recover and receive any and all sums of money, debts, new accounts or claims whatsoever now or hereafter due and owing to this Corporation by any person or persons residing or being in the Republic of Mexico, with full power to bring and prosecute to final determination any suit, action or proceedings at law for the recovery thereof, and for this Corporation, to represent and appear for it before any court or office of the law in said Republic

of Mexico, and to sign, execute and deliver any all receipts, releases, or other instruments in writing usual, necessary or convenient in the premises.

The said Hernandez, Medina and Company are also hereby constituted and or appointed the agents of this Corporation in said Republic of Mexico upon whom, any and all notices and processes running to or against this Corporation including service of summonses may be served, and when so served, the same shall be deemed taken and held to be a lawful personal service on this Corporation for all purposes whatsoever, and base, said Hernandez and Medina and company are also hereby appointed as the agents of this Corporation in…...

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… said Republic of Mexico as required by the laws of said Republic, and with all the powers and for all the purposes prescribed by the laws of said Republic of Mexico relating to foreign corporations doing business therein, and having resident agents therein. And the President and Secretary are hereby authorized and instructed to execute and acknowledge the instrument in writing as prescribed by Mr. de Laveaga and that same be forwarded to them, Messrs. H. M. & Co., as per instructions received from them under date of 24 December 1889.

The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 3 February 1890

## Stockholders Meeting

The annual meeting of the stockholders of the California powder works was held this day in pursuance of the bylaws of the Company and by notice of a call duly advertised in the Alta California Newspaper.

The total number of shares represented in person or by proxy were this: 8294 shares, as follows:

| | |
|---|---|
| Aldrich, W. A. | 50 shares G. T. Lawton, Proxy |
| Ahumada, J. M. | 9 shares G. T. Lawton, Proxy |
| Brewster**,** B. | 350 shares G. T. Lawton, Proxy |
| Bull, Jenny C. | 51 shares G. T. Lawton, Proxy |
| Cutler, C. W. | 50 shares G. T. Lawton, Proxy |
| Fagan, Mrs. M. E. | 333 shares G. T. Lawton, Proxy |
| Haggin, J. B. | 499 shares G. T. Lawton, Proxy |
| Hort, Samuel | 100 shares G. T. Lawton, Proxy |
| King, H. L. | 9 shares G. T. Lawton, Proxy |
| Latham, Mrs. E. K. | 150 shares G. T. Lawton, Proxy |
| Lawton, G. T. | 200 shares G. T. Lawton, Proxy |
| Moss, Julia T. | 150 shares G. T. Lawton, Proxy |
| Ortiz, Julia | 9 shares G. T. Lawton, Proxy |
| Williams, C. A. | 100 shares G. T. Lawton, Proxy |
| | 2069 shares |

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Forward 2069 Shares

| | |
|---|---|
| V. C. Baird | 300 shares B. H. Baird, Proxy |
| Baird, Guardian | 900 shares B. H. Baird, Proxy |
| B. H. Baird | 100 shares B. H. Baird, Proxy |
| Bermingham and Spence Trustees | 56 shares J. Bermingham, Proxy |
| Bermingham J. | 50 shares J. Bermingham, Proxy |
| Decker, Alice & J. M. | 166 shares by Mr. Jewett, Proxy |
| Hartshorne, B. M. | 450 shares J. Bermingham, Trustee |
| Longstreet, M. W. | 28 shares J. Bermingham, Trustee |
| Thannhauser C. | 20 shares J. Bermingham, Trustee |
| Turner, Daniel | 10 shares J. Bermingham, Trustee |
| Wilcox, Fanny | 28 shares J. Bermingham, Trustee |
| Wilcox, M. A. | 338 shares J. Bermingham, Trustee |
| Cebrian, Mrs. J. C. | 405 shares M. A. de Laveaga, Trustee |
| Laveaga, de | 1125 shares M. A. de Laveaga, Trustee |
| Meyer, M. | 264 shares M. A. de Laveaga, Trustee |
| Parrott, A. M. | 1167 shares M. A. de Laveaga, Trustee |
| Sundell, F. | 50 shares M. A. de Laveaga, Trustee |
| McKee, John | 28 shares J. McKee, Trustee |
| McKee John, Trustee | 172 shares J. McKee, Trustee |
| Trevor, Mrs. S. A. | 417 shares J. McKee, Trustee |

Total 8294 shares, which constituting a majority of the Stock of the Company, the meeting was called to order by the President.

Upon reading the minutes of the last annual meeting the Secretary and Treasurer then presented his annual report, which on motion duly seconded was ordered placed on file and duly subject to the inspection of the Stockholders.

Election of officers for the ensuing year being next in order, Mr. McKee proposed the following gentleman to serve as Trustees to wit: Messrs. G. T. Lawton, J. B. Haggin, B. Peyton, M. A. de Laveaga, and J. Bermingham. There being no other nominations, the Secretary was directed to cast a ballot for the above named gentlemen, which being done the ticket was duly declared elected for the ensuing year -- when no further business being before the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 3 February 1890

## Trustees Meeting

A special meeting of the newly elected Board of Trustees was called for this day when were present Messrs. G. T. Lawton, J. Bermingham and M. A. de Laveaga. Absent, Messrs. J. B. Haggin, and B. Peyton.

Mr. J. Bermingham was called to the Chair, J. F. Lohse acting as Secretary.

The minutes of last meeting were passed over when nominations for Officers for the ensuing year being next in order. Mr. Bermingham nominated Mr. G. T. Lawton for President, who was unanimously elected, there having been no other nominations made.

Mr. Lawton presiding, B. Peyton as Superintendent and J. F. Lohse as Secretary and Treasurer were then respectively placed in nomination, and unanimously elected.

No further business, the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 February 1890

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. G. T. Lawton, J. Bermingham, M. A. De Laveaga, and B. Peyton. Absent, Mr. J. B. Haggin. Upon coming to order, the minutes of the last two meetings were read and approved.

Upon motion of Mr. de Laveaga, seconded by Mr. Bermingham at the request of the President, the salary attached to the office was fixed at $500 per month.

Mr. Peyton on behalf of the Committee to investigate as to the protection of the Company's Works at Pinole, reported that the constant water supply at that place is sufficient for fire…

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… purposes, and suggested that sufficient mains, hydrants and hose be provided and at once set in place, and that a fire pump be located near the chambers.

There being quite a surplus on deposit in the bank, it was on motion duly seconded, resolved, that the sum of $30,000 be placed in such savings banks as Lawton and de Laveaga -- who were appointed a committee -- might select.

After declaring the monthly dividend of 1% on the capital stock of the company payable on and after the 15th instant, the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 17 February 1890

## Trustees Meeting

Upon call of the Secretary, a special meeting of the board of trustees was held this day when were present Messrs. J. Bermingham, M. A. de Laveaga, and B. Peyton. Absent, Mr. J. B. Haggin.

Mr. Peyton being called to the Chair, the Secretary announced the sudden-death of the late President, Capt. G. T. Lawton, which occurred in the Company's office on the 14th instant at 12:10 o'clock midday thus creating a vacancy in the Board.

On motion of Mr. de Laveaga, seconded by Mr. J. Bermingham, Mr. B. H. Baird - a Stockholder -- was nominated to fill the vacancy as trustee and no other nominations being made, was unanimously elected.

Mr. J. Bermingham was then placed in nomination for President by Mr. B. H. Baird, and being duly seconded was unanimously elected.

Upon Mr. Bermingham's taking the Chair, Mr. B. Peyton offered the following resolution upon the death of the late president, to wit:

At a special meeting of the trustees of the California Powder Works held the 17th February A.D. 1890, the following resolutions were ordered spread upon the minutes, to wit:

Resolved, that the Board of Trustees of the California Powder Works deplore the death of this late associate Capt. Gardner T. Lawton, who since its foundation has been in…..

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… the administration of the Company, and of late years has faithfully presided over it.

Resolved, that an engrossed copy of the foregoing resolution be sent to Mrs. Gardiner T. Lawton.

Mr. Bermingham, on motion duly seconded, was then appointed representative of the California Powder Works in the Standing Committee and Neutral Belt, in lieu of the late Capt. G. T. Lawton, and ordered that the Secretary thereof be so notified.

On motion, duly seconded, ordered that the securities of the Company be placed in the safe deposit and Company's vaults by the President and Secretary, and that the same can only be withdrawn by them jointly.

The President stated that on account of the death of Capt. Lawton, he had, as Director, signed the dividend checks issued for the 15th instant. And on motion duly seconded, said action was duly ratified.

No further business, the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 March 1890

## Trustees Meeting

Present Messrs. J. Bermingham, Baird, de Laveaga, and Peyton. Absent, J. B. Haggin. Upon coming to order, the minutes of the last meeting were read and approved.

The President reported having made a deposit with Safety Deposit Company of securities from Pacific Import Company for loan of $115,000 -- made -- said securities being their note for the amount with 1600 shares City Railroad stock attached.

In regard E. G. Kelton, same referred to the President, with power to act.

The necessity of two platinum stills or such parts as may be required for the protection of the sulfuric acid works at Pinole, - as explained by the President -- the matter was referred to him with power to act.

Salary of R. M. Born, on motion, duly seconded, raised to $300 per month.

On motion duly seconded, the monthly dividend of 1% on the capital stock of the Company was declared payable on and after the 15th instant. Adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 11 April 1890

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was called for this day by President at request of Mr. B. Peyton, when were present Messrs. J. Bermingham, M. A. de Laveaga, B. H. Baird, and B. Peyton. Absent, Mr. J. B. Haggin.
Upon coming to order the minutes of the last meeting were read and approved.

The President reported having made the following contracts viz: for 100 tons saltpeter of Parrott & Co. at $4.85 per 100 pounds -- the same to leave Calcutta on or about the 1st May next -- and for 1000 tons sulfur of Grace & Co. at $19 per ton September shipment. On motion, duly approved, both contracts approved of.

The President also reported having ordered a new platinum still and bottom, as required, and as explained to the Board at its last session.

On motion of Mr. de Laveaga, seconded by Mr. Baird, resolved that the full amount of salary viz: $500 for the month of February last be allowed the widow of the late President Gardner T. Lawton and that a check for $250, balance due, be handed to her. So ordered.

On motion of Mr. B. H. Baird, seconded by Mr. de Laveaga, salary of the Secretary was placed at $400 -- the same to take effect from on and after the 1st May 1890.

A letter from the American Powder Packing Company, in regard to certain patents held by them, was read by the President, who stated that one of the machines made by them, was now in use at the Pinole works and their offer for use of the same for the sum of $2500 per year. Referred to the President to report at next meeting.

On motion, duly seconded, the monthly dividend of 1% was declared payable on and after the 15th instant, when meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 6 May 1890

## Trustees Meeting

A special meeting was called for this day by the President, when were present Messrs. J. Bermingham, M. A. De Laveaga, B. H. Baird, and B. Peyton. Absent, J. B. Haggin.
The meeting coming to order, it was on motion, duly seconded, resolved that the reading of the last minutes be dispensed with.

The President stated that the object of the meeting was to take into consideration a proposition from Mr. J. B. Haggin by letter under date third instant, of which the following is a copy viz:

California Powder Works

Dear Sirs:

I find that I am paying too much for powder both at Butte City, and at Salt Lake. I propose that the price at Butte city should be reduced to $.21 delivered there, and at Salt Lake at 17 1/2 cents.

I would like an answer as soon as possible to this proposition as I do not propose to negotiate with anyone else until I hear from you.

Yours truly, (Signed) J. B. Haggin

The proposition coming into conflict with the agreement entered into with the “Pool” on 12 August 1889, and after full consideration by the Board, the matter was upon motion duly seconded and referred to the President with power to act.

No further business, the meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 13 May 1890

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day, when were present, Messrs. Bermingham, Haggin, M. A. De Laveaga, Peyton, and B. H. Baird.

Upon coming to order the minutes of the meetings held on the 11th April and sixth instant, were read and approved.

The President reported approval by the Pool, of the proposition made by Mr. J. B. Haggin on third instant, as to future supplies of powder at Butte City, Montana and Salt Lake City.

In regard to the demand of the American Powder Packing Company of $2500 -- for use of their patents, the matter was referred to the President to take counsel, and to act accordingly.

The claim against the Blue Tent Hydraulic Mines, was also referred to the President -- as well as that of Mr. Wettig for and advance of salary.

The President was authorized to purchase land covered by water, and adjoining the present works at Pinole Station -- said land belonging to the Tennent Estate -- and at a sum not to exceed $2500.

On motion, duly seconded, a dividend of 1% on the Capital Stock of the Company was declared payable on and after the 15th instant, when, there being no further business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 June 1890

## Trustees Meeting

Present, Messrs. J. Bermingham, M. A. De Laveaga, B. H. Baird, and B. Peyton. Absent Mr. J. B. Haggin.

Upon coming to order the minutes of the last meeting were read and approved.

The President stated that he had not as yet accomplished the purchase of tideland at Pinole, but he expected to have the same settled prior to next monthly meeting. Also that the American Powder Packing Co. matter remains still in abeyance.

The following letter from Mr. J. B. Haggin was then read viz:

To the President and Directors of the California Powder Works.

I hereby tender my resignation as a director or trustee of the California Powder Works. Dated, Anaconda Montana, 20 may 1890.

Respectfully, J. B. Haggin

The resignation of Mr. Haggin being duly accepted, on motion of Mr. B. Peyton, duly seconded, Mr. J. G. Kittle was nominated in his stead, and elected, and the Secretary directed to so notify him.

On motion, seconded, the monthly dividend of 1% on the capital stock of the company was declared payable on and after the 16th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 July 1890

## Trustees Meeting

Present Messrs. J. Bermingham, J. G. Kittle, B. H. Baird, and B. Peyton. Absent, M. A. De Laveaga.

The meeting being called to order by the President Mr. Bermingham, the minutes of the last meeting were read and approved.

The President reported having completed the purchase of the piece of tideland at Pinole, as authorized by the Board of Trustees at their meeting held on the 13th May last, and at the price of $2500.

Upon motion duly seconded, the purchase was approved of.

The President further reported that the Carbonera case had been decided against the Company by the Supreme Court of the State, whereupon, after full deliberation, it was on motion of Mr. Kittle, seconded by Mr. Peyton, resolved, that our attorneys in the case Messrs. Garber and Bishop, be authorized to carry the same up to the Supreme Court of the United States and that the President confer with them and sign such papers as may be necessary in furtherance of this object. There being no objections, the resolution passed unanimously.

The President further reported that there had been several meetings of the standing committee in regard to the appointment of a Controller to examine into complaints made against the agents of several companies interested in the pool, and that one had been appointed, and that he asked the Board to ratify his action in the matter.

Mr. Peyton then offered the following resolution which was unanimously adopted to wit: resolved, that the actions of the Standing Committee of the Positive and Neutral Belt Committees in appointing a Controller with duties and powers assigned to them be and is hereby approved -- and that the salary of said controller shall not exceed the sum of $500 per month, and traveling expenses -- each Company in the pool to bear its ratio of the same. Further directed that the Secretary informed the Secretary of the Standing Committee of the passage of said resolution.

No further business before the meeting, the regular monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 August 1890

## Trustees Meeting

Present Messrs. J. G. Kittle, M. A. de Laveaga, B. H. Baird, and B. Peyton. Absent, President J. Bermingham.

In the absence of President Bermingham, Mr. B. Peyton was called to the Chair, and the meeting coming to order, the last monthly minutes, were read and approved.

A letter from President Bermingham under date 6th instant from Denver, was presented and read by the Secretary. As the same referred to the condition of affairs in Colorado, in connection with the powder trade, it was referred to the next meeting of the Board, or until return of the President, for further consideration thereof.

Upon motion duly seconded, resolved that the monthly dividend of 1% on the capital stock of the company be declared payable on and after the 15th instant, when there being no further business before the board, it adjourned subject to call.

John F. Lohse, Secretary

**Office of the California Powder Works**

San Francisco 12 September 1890

## Trustees Meeting

Present Messrs. J. Bermingham, J. G. Kittle, M. A. De Laveaga, B. H. Baird, and B. Peyton. Upon coming to order, the minutes of the last meeting were read and approved.

The President read the report of Col. Mendenhall on the proposed dam site near the Hercules Works, which was ordered placed on file. He also stated that the supply of fresh water, by pumping from Pinole Creek, was abundant and under present arrangements would undoubtedly continue so until next June.

He further reported having contracted with Messrs. J. W. Grace & Co. for two cargoes of nitrate of soda -- one of 1000 tons November or December…..

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… sailing at $1.62 1/2 cents per 100 pounds and one of 700 tons about March sailing at $1.67 ½ cents -- both of which were approved of by the board.

The matter of change of agency of this company at Denver Colorado was referred to the President with power to act.

Upon motion duly seconded, resolved, that a dividend of 1% on the capital stock of the company be and is hereby declared payable on and after the 15th instant. No further business, the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 14 October 1890

## Trustees Meeting

Present Messrs. J. G. Kittle, M. A. de Laveaga, B. H. Baird, and B. Peyton. Absent, Mr. J. Bermingham.

Mr. Peyton being called to the Chair, the meeting came to order and the last minutes were read, and on motion, seconded approved.

The Secretary reported two telegrams from the President from New York -- relative to his visit at the East in interests of the Company. Same ordered placed on file subject to the return of the President for further information.

Letter from Edward Green, Secretary of the Gunpowder Trade Association, under date of 18 September, giving notice that the agreement entered into between the several powder companies in September A.D. 1886 would terminate on and after 31 December 1890. The Secretary was directed to reply to same and to accept the proposition.

On motion, duly seconded, the regular monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when there being no further business, before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 November 1890

## Trustees Meeting

Present Messrs. J. Bermingham, J. G. Kittle, M. A. de Laveaga, B. H. Baird, and B. Peyton. Upon coming to order the minutes of the last meeting were read and approved.

The President, J. Bermingham made a written report as to his visit East in the interest of the Company, which was duly read, and on motion, seconded, ordered placed on file.

An order from Parrott & Co. for 100 tons saltpeter -- in January sailing, was also reported by the President, and same confirmed.

Upon motion duly seconded, the regular monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when the meeting adjourned, subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 December 1890

## Trustees Meeting

Present Messrs. J. Bermingham, J. G. Kittle, M. A. de Laveaga, and B. H. Baird. Absent, B. Peyton.

Upon coming to order, the minutes of the last meeting were read and approved.

The President reported having purchased about 1700 tons of nitrate of soda ship “Arthurston” at $1.55 -- vessel to arrive in April next. Also having made a contract with Messrs. Kittle and Company for 50 drums of glycerin per month by sail from Europe commencing in January 1891 and ending in December 1891 -- at 9 3/8 cents in bond here which together with a duty of 4 1/2 cents per pound will cost us 13 7/8 cents -- or 8 cents less per pound then we now pay and that powder from this glycerin for export would be entitled to a drawback. Confirmed.

The President reported business is good, but collections tardy and that in his judgment owing to the inability to gather in…..

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… several large accounts now ordered and for the reason that the new Judson Dynamite Company are about to enter the field -- there being a disturbing element in the high explosive business -- he believed it but just to the Stockholders of the Company, to not pay the extra dividend of $3 as has been the custom for the past three years. On motion of Mr. Kittle, seconded by Mr. de Laveaga, resolved, that the usual dividend of one dollar per share on the Capital Stock of the Company be declared payable on and after the 15th instant -- and that the discussion as to an extra dividend be postponed until after the New Year.

No further business, the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 January 1891

## Trustees Meeting

Present Messrs. J. Bermingham, J. G. Kittle, M. A. de Laveaga, B. H. Baird, and B. Peyton. Upon coming to order the minutes of the last meeting were read and approved.

The President reported that pursuant to authority given him at an informal meeting held on the 6th instant, he offered a resolution on the 7th instant suspending Pool rates in the Neutral Belt, which was carried.

Mr. Dibblee alone voting in the negative, and that at a meeting of the Positive Belt Committee held on the same day, a resolution suspending Pool rates in the Positive Belt was carried unanimously as a consequence of suspension in the Neutral Belt -- this virtually ending at once the subsidies paid to the Vulcan Powder and Western Mineral Companies.

The President further reported having received notice from the Giant Powder Company of their withdrawal from the agreement entered into to keep closed their black powder mill at Clipper Gap.

Upon motion, seconded, resolved that the above reports are satisfactory and duly approved by the Board.

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The President also reported that an accident occurred at the works at Pinole on 8th instant, by which the new Champion plant was destroyed, and causing the death of two Whites and one Chinaman. He recommended the reconstruction of safer and larger works for the manufacture of the new Champion Powder as the same had proven by actual tests in the field to be much superior to the celebrated Judson Powder so extensively used in railroad and other work, and which has in a great measure displaced our black powder.

The President stated that Mr. Sherwood was desirous of borrowing 200 tons of Japan sulfur, at $20 per ton -- the same costing the company $19 per ton. On motion, seconded, the matter was left to the discretion of the President.

Mr. Peyton presented for the consideration of the Board schedule of cost and other papers showing the operations of the Standard Cartridge Company of Chicago and stated, that the Company is working under a patent belonging to Messrs. du Pont & Co. who favor the construction of cartridge works by this company and have agreed for that purpose to set off the entire Pacific Slope. That when certain litigation over the patent is concluded, they will issue a

license to the C. P. Works covering the Pacific Slope upon the same terms as they will accord to the Standard Company of Chicago, which company is composed of the DuPont, Hazard, Laflin & Rand, Oriental and other works, name forgotten.

On motion of Mr. Kittle, seconded by Mr. Baird, the same be referred to Messrs. Bermingham and Peyton for further investigation and to be reported upon at their earliest.

On motion, seconded, a dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when the meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 2 February 1891

## Stockholders Meeting

The annual meeting of the Stockholders of the California Powder Works was held this day pursuant to the bylaws of this company and by notice of a call duly published in the Alta California Newspaper.

The total number of shares represented in person or by proxy or 12,813, as follows:

| | |
|---|---|
| Aldrich, W. A. | 50 shares by J. Bermingham, Proxy |
| Ahumada, J. M. | 9 shares by J. Bermingham, Proxy |
| Bermingham & Spence | 56 shares by J. Bermingham, Proxy |
| Brewster, B. | 300 shares by J. Bermingham, Proxy |
| Bull, Jenny C. | 51 shares by J. Bermingham, Proxy |
| Cutler, C. W. | 50 shares by J. Bermingham, Proxy |
| Hartshorne, B. M. | 450 shares by J. Bermingham, Proxy |
| Hort, Samuel | 100 shares by J. Bermingham, Proxy |
| Lawton, G. T. | 200 shares by J. Bermingham, Proxy |
| Longstreet, M. W. | 28 shares by J. Bermingham, Proxy |
| Meyer, M. | 264 shares by J. Bermingham, Proxy |
| Moss, Mrs. J. T. | 150 shares by J. Bermingham, Proxy |
| Ortiz, Julia | 9 shares by J. Bermingham, Proxy |
| Thannhauser, C. | 40 shares by J. Bermingham, Proxy |
| Turner, Daniel | 10 shares by J. Bermingham, Proxy |
| Williams, C. A. | 100 shares by J. Bermingham, Proxy |
| Wilcox, Fanny | 28 shares by J. Bermingham, Proxy |
| Wilcox, Maria A. | 338 shares by J. Bermingham, Proxy |
| Baird, B. H. | 100 shares by B. H. Baird, Proxy |
| Baird, V. C. | 200 shares by B. H. Baird, Proxy |
| Baird, Guardian | 900 shares by B. H. Baird, Proxy |
| Bermingham, J. | 50 shares |
| Cebrian, Mrs. J. C. | 405 shares by M. A. de Laveaga, Proxy |
| Laveaga, M. C. de | 310 shares by M. A. de Laveaga, Proxy |
| Laveaga, M. A. de | 365 shares by M. A. de Laveaga, Proxy |
| Laveaga, J. V. de | 450 shares by M. A. de Laveaga, Proxy |
| Parrott, A. M. | 1167 shares by M. A. de Laveaga, Proxy |

forward 6180 shares

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forward 6180 shares

| | |
|---|---|
| Du Pont & Co. | 4995 shares by B. Peyton, proxy |
| Giselman, William | 499 shares |
| King, H. L. | 9 shares by H. L. King, Proxy |
| Latham, Mrs. E. K. | 150 shares by H. L. King, Proxy |
| Kittle, J. G. | 250 shares |
| McKee, J. | 72 shares by J. McKee, Proxy |
| McKee, J. Trustee | 128 shares by J. McKee, Proxy |
| Trevor, Mrs. S. A. | 417 shares by J. McKee, Proxy |
| Sundell, T. | 50 shares |

Total 12,813 shares,

which constituting a majority of the Company stock, the meeting was called to order by the President.

Upon reading the minutes of the last annual meeting, and the minutes of the meeting of the Board of Trustees held on the 17th February, reports of the President and Secretary and Treasurer were respectively presented and on motion duly seconded were ordered placed on file, and duly subject to the inspection of the Stockholders.

The election of officers for the ensuing year being next in order, Mr. J. McKee proposed the reelection of the present Board of Directors viz: Messrs. J. Bermingham, J. G. Kittle, M. A. de Laveaga, B. H. Baird, and B. Peyton. There being no other nominations, the Secretary was directed to cast the ballot for the above named gentlemen. Giselman and King were appointed tellers, whereupon the Secretary cast the ballot for said gentleman as directed, when they were duly declared elected for the ensuing year.

No further business before the meeting, it then adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 2 February 1891

## Trustees Meeting

A meeting of the newly elected board was held this day when were present Messrs. J. Bermingham, J. G. Kittle, M. A. de Laveaga, B. H. Baird, and B. Peyton.

Mr. B. Peyton was called to the Chair, J. F. Lohse acting as Secretary.

The reading of the last minutes was dispensed with when nominations for officers for the ensuing year being next in order.

Mr. J. G. Kittle nominated Mr. J. Bermingham for President, who was duly elected, there being no other nominations.

Mr. J. Bermingham been presiding, Mr. B. Peyton for Superintendent and John F. Lohse as Secretary and Treasurer were then respectively nominated and unanimously elected.

No further business, the meeting then adjourned subject to call

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 February 1891

## Trustees Meeting

Present, Messrs. J. Bermingham, J. G. Kittle, M. A. de Laveaga, B. H. Baird, and B. Peyton. Upon coming to order, the minutes of the last meeting were read and approved.

The President reported having loaned 200 tons sulfur to Mr. Sherwood, at five dollars per ton.

He further reported having visited with Mr. Peyton the cartridge works Selby Station and that Mr. Ralston offered the plant for $25,000 -- which was refused. Orders for machines have been sent East, the same to cost $1000 each. Approved.

The regular dividend of 1% then declared payable on and after the 16th instant when there being no further business before the board, it adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 March 1891

## Trustees Meeting

Present, Messrs. Bermingham, J. G. Kittle, M. A. De Laveaga, B. H. Baird, and B. Peyton. Upon coming to order, the minutes of the last meeting were read and approved.

The President's monthly report was next read, and ordered placed on file.

As to the suggestions therein made in reference to glycerin, it was on motion of Mr. J. G. Kittle, seconded by Mr. M. A. de Laveaga, resolved, that the President be and is hereby authorized to proceed East, and investigate the glycerin plant of the house of Laist & Hochstetter at Cincinnati, with a view to purchase same at an outlay of $5000 - if deemed it expedient -- and to attend to such matters in connection therewith as he thought best for the interests of the Company.

The funds on hand, as stated by the Secretary, amounting to $128,078.61 it was on motion of Mr. de Laveaga seconded by Mr. J. G. Kittle, resolved, that the President be authorized to place $50,000 of same, in sums of $10,000 each in five different savings institutions, subject to call.

Mr. Peyton announced that the Millers who hold a lot at the beach at Santa Cruz, were ready to pay the balance of $300 due the Company, it was on motion duly seconded that the President and Secretary execute the necessary quitclaim deed to them upon payment of said balanced amount and so ordered.

The usual monthly dividend of 1% on the capital stock of the company was then declared payable on and after the 16th instant when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 13 April 1891

## Trustees Meeting

Present Messrs. J. Bermingham, J. G. Kittle, M. A. de Laveaga, B. H. Baird, and B. Peyton.

The meeting coming to order, the last minutes were read, and on motion duly seconded, approved.
The President having returned from his Eastern visit, handed a written report covering the result of his visit there.

A contract made by him with Mr. Otto Laish for one year to superintend construction of a new glycerine [sic] plant in Cincinnati, to come out here and erect the same, on a salary of $416.66 per month, was on motion duly approved.

In regard to the cartridge machines as authorized to be purchased at a meeting of the Board held 12th of February, the President stated that he had thoroughly investigated the matter during his visit east and that upon consultation with the Messers. du Pont, he had notified Manager Rice of the Standard Cartridge Company to defer shipment until further instructions.

The President further reported having placed $10,000 -- each in the following savings institutions viz: German Savings & Loan, San Francisco Savings & Loan, French Savings & Loan Society, Security Savings, and the Clay Street Savings & Loan Society -- on call. Approved.

Upon motion duly seconded, the monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 15 April 1891

## Trustees Meeting

Present Messrs. Bermingham, Kittle, de Laveaga, Baird, and Peyton.

The reading of the last minutes being dispensed with, the President informed the Board that he had called this special meeting for the purpose of consulting over an offer that had been made to him for the purchase of a cargo of nitrate of about 1200 tons at a price not to exceed 2 1/8 cents per pound, to arrive here on or about first July 91.

After full deliberation, considering the present condition of the nitrate market, the President was authorized to make the purchase referred to, when the meeting then adjourned.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 May 1891

## Trustees Meeting

Present Messrs. Bermingham, Kittle, de Laveaga, Baird, and Peyton.
Upon coming to order the minutes of the last meeting were read and approved.
The President's monthly report was then read and on motion duly seconded and ordered placed on file.

A proposition from Mr. Wheeler who has bonded land and water rights on Pinole Creek -- as mentioned in the President's report -- after due discussion, was referred to the President, Mr. Kittle and Mr. de Laveaga for further action.

The Southern Pacific Company having requested this Company to send in bids for their requirements of explosives for the next two years, with the privilege of two years more at same prices, Messrs. Bermingham, Peyton and Read, were appointed to formulate prices for said term.

On motion duly seconded, resolved that the sum of……

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… Two-hundred-fifty ($250) dollars be and is hereby contributed towards the construction of arch in commemoration of the centennial of the founding of the Missions at Santa Cruz.

On motion duly seconded, the monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 June 1891

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. Bermingham, Kittle, de Laveaga, Baird, and Peyton.

Upon coming to order, the minutes of the last meeting were read and approved.

The President's monthly report was then read and ordered placed on file.

The President reported having been unsuccessful as to contract with the Southern Pacific Company for their requirements of explosives for the ensuing two years, the same having been awarded to the Judson Dynamite Powder Company.

On motion, duly seconded, the monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 13 July 1891

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. Bermingham, Kittle, Laveaga, Baird, and Peyton.

Upon coming to order, the minutes of the last meeting were read and approved.

The President's monthly report was next read and ordered placed on file.

The contract with Mr. E. G. Wheeler -- referred to therein -- for delivery of fresh water from Pinole Creek to the Hercules Works, was on motion duly seconded, approved of.

The magazine site at Portland, also referred to, was on motion, duly seconded, left with the President for action in the matter.

The monthly dividend of 1% on the capital stock of the company was then declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 August 1891

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present, Messrs. J. Bermingham, M. A. de Laveaga, B. H. Baird, and B. Peyton. Absent, Mr. J. G. Kittle.
Upon coming to order, the minutes of the last meeting were read and approved.
The report of the President and Secretary were next read and on motion seconded, ordered placed on file.

The President in his report stated that owing to having offers being made by a rival powder company, to Oscar W. White, our traveling agent for Montana and the Northern…..

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… states -- to enter into a contract with them for from 3 to 5 years, he had consented to place his salary at $400 per month, which on motion duly seconded was approved of.

The President also stated that he had contracted with Parrott & Co. for two shipments of saltpeter -- 100 ton lots -- December and January sailing from Calcutta -- at $2.90 per 100 pounds. Approved.

On motion, duly seconded, the monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 14 September 1891

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day when were present, Messrs. Bermingham, Kittle, de Laveaga, Baird, and Peyton.
Being called to order the minutes of the last meeting were read and approved.
The reports of the President and Sec. were next read and on motion duly seconded ordered placed on file.

The purchase of 5 acres of land at Denver for $1000 and erection of a magazine thereon at an additional expense of $525 as reported by the President, was on motion duly seconded, approved of.

The purchase of the necessary land at or near Portland for the erection of a magazine thereon was referred to the President with power to act.

Upon motion, seconded, the monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 October 1891

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. J. Bermingham, J. G. Kittle, M. A. De Laveaga, B. H. Baird, and B. Peyton.

Upon coming to order the minutes of the last meeting were read and approved.

The President and Secretary's reports were received and read and on motion duly seconded ordered placed on file.

The purchase of 5 acres of land, six miles from Portland Oregon for a magazine site, at $500 per acre, was on motion, seconded, duly approved of and ratified.

On motion, duly seconded, the monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when there being no further business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 November 1891

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. J. Bermingham, J. G. Kittle, M. A. De Laveaga, B. H. Baird, and B. Peyton.

Upon coming to order the last meetings minutes were read and approved.

The President's and Secretary's were then received, read and ordered placed on file.

On motion, duly seconded, a dividend of 1% on the capital stock of the company was declared payable on and after the 16th instant when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 14 December 1891

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. Bermingham, Kittle, M. A. de Laveaga, Baird, and Peyton.

Upon coming to order the minutes of the last meeting were read and approved.

The reports of the President and Secretary were received read and ordered placed on file.

On motion duly seconded, a dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when there being no further business before the board, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 January 1892

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. J. Bermingham, J. G. Kittle, M. A. de Laveaga, B. H. Baird, and B. Peyton.

Upon coming to order the minutes of the last meeting were read and approved.

The reports of the President and Sec. were next read and ordered placed on file.

On motion, duly seconded, the monthly dividend of 1% was declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 1st February 1892

## Stockholders Meeting

The annual meeting of the stockholders of the California Powder Works was held this day pursuant to the bylaws of the company and by notice of a call duly published in the daily report newspaper.

The total number of shares represented in person or by proxy were 14,284 as follows:

| | |
|---|---|
| W. A. Aldrich | 50 shares by proxy, J. Bermingham |
| J. M. Ahumada | 9 shares by proxy, J. Bermingham |
| Jenny C. Bull | 51 shares by proxy, J. Bermingham |
| J. C. Cebrian | 405 shares by proxy, J. Bermingham |
| C. W. Cutler | 50 shares by proxy, J. Bermingham |
| Alice Decker | 83 shares by proxy, J. Bermingham |
| Fagen Mrs. M. E. | 333 shares by proxy, J. Bermingham |
| B. M. Hartshorne | 450 shares by proxy, J. Bermingham |
| Samuel Hort | 100 shares by proxy, J. Bermingham |
| Mrs. E. K. Latham | 150 shares by proxy, J. Bermingham |
| M. E. Lawton | 100 shares by proxy, J. Bermingham |
| T. E. Lawton | 100 shares by proxy, J. Bermingham |
| M. W. Longstreet | 28 shares by proxy, J. Bermingham |
| George A. Low | 50 shares by proxy, J. Bermingham |
| J. B. Merritt | 25 shares by proxy, J. Bermingham |
| M. Meyer | 239 shares by proxy, J. Bermingham |
| T. E. Miner | 28 shares by proxy, J. Bermingham |
| J. G. Ortiz | 9 shares by proxy, J. Bermingham |
| Julia T. Moss | 150 shares by proxy, J. Bermingham |
| Abbey M. Parrott | 1167 shares by proxy, J. Bermingham |
| Mrs. S. A. Trevor | 417 shares by proxy, J. McKee |
| Thannhauser, Company | 40 shares by proxy, J. Bermingham |
| Daniel Turner | 10 shares by proxy, J. Bermingham |
| C. A. Williams | 100 shares by proxy, J. Bermingham |
| Fanny Wilcox | 28 shares by proxy, J. Bermingham |
| M. A. Wilcox | 338 shares by proxy, J. Bermingham |
| Bermingham & Spence trustees | 28 shares by proxy, J. Bermingham |
| | 4,538 shares |

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Forward 4,538 Shares

| | |
|---|---|
| V. C. Baird | 200 shares by B. H. Baird |

| | |
|---|---|
| Baird Guardian | 900 shares by B. H. Baird |
| B. H. Baird | 100 shares by B. H. Baird |
| J. Bermingham | 50 shares |
| S. M. Chandler | 1500 shares by B. Peyton |
| E. I. Du Pont de Nemours | 4995 shares by B. Peyton |
| B. Peyton | 5 shares by B. Peyton |
| W. Giselman | 499 shares |
| H. L. King | 9 shares |
| J. G. Kittle | 250 shares |
| M. A. De Laveaga | 310 shares by M. A. de Laveaga |
| M. C. De Laveaga | 365 shares by M. A. de Laveaga |
| J. V. De Laveaga | 450 shares by M. A. de Laveaga |
| F. Sundell | 50 shares by M. A. de Laveaga |
| E. L. G. Steele | 63 shares |

Total 14,284 shares,

which constituting a majority of the stock, the meeting was called to order by the President.

Upon reading the minutes of the last annual meeting, the reports of the President and of the Secretary Treasurer were respectively presented and on motion duly seconded were ordered placed on file and duly subject to the inspection of the Stockholders.

The following resolution passed at Stockholders meeting held 6 February 1888, was again offered by Mr. J. McKee to wit: Resolved that the Board of Directors be requested to take into consideration in their judgment of loaning from time to time for account of this Company any surplus money that may be in the treasury of this Corporation, against such securities and upon such terms and conditions as said board shall determine and that no personal, responsibility attach to the President or any Trustee for any loss to this. Carried unanimously. Company resulting therefore.

The election of officers for the ensuing year being next in order, Mr. McKee proposed the re-election of the present Board of Directors, viz: J. Bermingham, J. G. Kittle, M. A. De Laveaga, B. H. Baird, and B. Peyton. There being no further nominations, the Secretary was directed to cast the ballot for the above named gentlemen. Steele and Giselman were appointed Tellers, whereupon the Secretary cast the ballot for said gentleman as directed, when they were declared duly elected for the ensuing year.

No further business before the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 1 February 1892

## Trustees Meeting

A meeting of the newly elected Board of Trustees was held this day, when were present Messrs. J. Bermingham, J. G. Kittle, M. A. De Laveaga, B. H. Baird, and B. Peyton.
Mr. J. G. Kittle was called to the chair, J. F. Lohse acting as Secretary.

The reading of the minutes of the last meeting were dispensed with, when nominations for officers for the ensuing year being next in order. Mr. M. A. de Laveaga, nominated Mr. J.

Bermingham for President, who was unanimously elected, there being no other nominations made.

Mr. J. Bermingham then presiding. Mr. B. Peyton as Superintendent, and John F. Lohse for Secretary and Treasurer were then respectively nominated and unanimously elected.
The meeting then adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 February 1892

## Trustees Meeting

A meeting of the Board of Trustees was held this day when were present Messrs. J. Bermingham, J. G. Kittle, M. A. de Laveaga, B. H. Baird, and B. Peyton.
Upon coming to order, the minutes of the last meeting were read and approved.
The President and Secretary's reports were then read, and ordered placed on file.

The monthly dividend of 1% on the capital stock of the company was duly declared payable on and after the 15th instant, after which there being no further business before the meeting, adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 14 March 1892

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. J. Bermingham, J. G. Kittle, M. A. De Laveaga, B. H. Baird, and B. Peyton.
Upon coming to order, the minutes of the last meeting were read and approved.
The President's and Secretary's reports were next read and on motion duly seconded, ordered placed on file.

The monthly dividend of 1% on the Capital stock of the Company was then declared payable on and after the 15th instant, when, there being no further business before the board, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 April 1892

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. J. Bermingham, J. G. Kittle, M. A. De Laveaga, B. H. Baird, and B. Peyton.
Upon coming to order the minutes of the last meeting were read and approved.

The President reported the explosion of the Nitro Glycerine [sic] House on the 28th ultimo, fortunately without loss of life. He expected the same two rebuilt within the next three weeks, and the works resume full operations again.

The Secretary's report was next read, and ordered placed on file.

On motion duly seconded. The monthly dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when there being no further business. The meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 May 1892

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day when were present, Messrs. John Bermingham, J. G. Kittle, M. A. De Laveaga, B. H. Baird, and B. Peyton.
Upon coming to order, the minutes of the last meeting were read and approved.
The reports of the President and Secretary were then read and ordered placed on file.

The President verbally reported that Mr. E. G. Wheeler had requested of him an extension of time on his water contract. On motion duly seconded the same was left to the direction of the President.

Mr. Peyton offered the following resolution viz: A form of agreement between the United Cologne Rottweil Powder Works of the first part, and E. I. Du Pont de Nemours Company, and the California Powder Works of the second part, conferring upon the California Powder Works license to manufacture Brown Prismatic Powder, and Ammonia Powder by the process of the party of the first part, and to sell the same in United States, having been submitted to this Board; also a form of agreement between the California Powder Works, and E. I. Du Pont de Nemours and Company relating to the transaction of business under said license having been submitted to this Board; it was on motion of Mr. J. G. Kittle, seconded by Mr. M. A. de Laveaga: resolved, that the named agreements are hereby ratified, and that the President and Secretary of this Company execute them by their hands and the seal of the Company under this date.

No other business being offered, the monthly dividend of 1% on the capital stock of the company was declared payable on and after the 16th instant, when the board adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 13 June 1892

## Trustees Meeting

Present, Messrs. J. Bermingham, J. G. Kittle, M. A. De Laveaga, B. H. Baird, and B. Peyton.
Upon coming to order the minutes of the last meeting were read and approved.
The reports of the President and Secretary were next read and on motion duly seconded, ordered placed on file.

The President reported verbally that he had granted Mr. E. G. Wheeler an extension of time to 1 January 1893 on his water contract, which on motion, duly seconded, was approved of.

On motion of Mr. Kittle, seconded by Mr. de Laveaga, the usual dividend of 1% on the capital stock of the Company was declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

Resolved: that the President and Secretary of the Corporation be and they are hereby authorized in consideration of the sum of $425, to assign and transferred to H. R. Lounsbury all its right, title and interest in, to and under a certain judgment and agree of foreclosure of material man's lien recorded by this Corporation on May 3, 1892, in the Superior Court of Amador, against the Amador Gold Mine the sum of $467.29, together with costs etc., and to agree to permit the said Lounsbury to enforce the payment of said judgment in any lawful manner, but at his own cost, expense and risk, he to save this Corporation from all liability and damage by reason of his acts in the premises.

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## Office of the California Powder Works

San Francisco 12 July 1892

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. Bermingham, Kittle, de Laveaga, Baird, and Peyton.

Upon coming to order the minutes of the last meeting were read and approved.

The reports of the President and Secretary were next read, and ordered placed on file.

The President advising the building of an additional dynamite magazine at Pinole, and as remote as possible from the other magazines, it was on motion duly seconded, resolved that the President be authorized such a magazine as he may deem proper for the future safety of the works at Pinole.

Mr. Peyton reported that the total destruction of the Giant Powder Works plant at Point Fleming on the morning of the 9th, and offered the following resolution to wit: Resolved, by the Board of Trustees of the California Powder Works: that we sincerely regret the great misfortune of the Giant Powder Company, and that we tender our aid to that Company to the full extent of our ability in dynamite at cost. Said resolution being duly carried, Secretary was instructed to communicate same to the Giant Powder Company, and to name 40% dynamite at cost price of 9 1/2 cents per pound in carload lots, and at $.10 per pound in smaller quantities.

No other business before the board, a dividend of 1% on the capital stock of the company was declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 10 August 1892

## Special Trustees Meeting

A special meeting of the Board of Trustees was called for at this 11 AM, when were present Messrs. Bermingham, Kittle, de Laveaga, Baird, and Peyton.

The President stated that this meeting was called for the purpose of considering the advisability of the consolidation of the California Powder Works with the Giant Powder Company, and that some of the Trustees and himself, have recently had a number of interviews with President Dibblee of the Giant Powder Company relating to same. After much

deliberation, we concluded that we were entitled to 75% in such a combination. Mr. Dibblee suggested that his directors might consent to a consolidation on the basis of 27% to the Giant Powder Company, and 73% to the California Powder Works, thus making a difference of 2% between the ideas of the representatives of the two companies.

After much discussion, Mr. Kittle offered the following resolution, to wit: that the President of the company and Mr. Peyton be authorized to negotiate with the Giant Powder Company for a consolidation on the basis of 75% to this company, and 25% to the Giant Powder Company subject to the approval of the legal number of shares in each Company.

Mr. Kittle's resolution being seconded by Mr. Baird, Mr. de Laveaga moved as an amendment thereto, that Mr. Kittle be authorized to act with the President and Mr. Peyton in any negotiations with the Giant Powder Company.

Mr. de Laveaga's amendment being accepted, the resolution was put and carried by a unanimous vote.

The meeting then adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 August 1892

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day when were present Messrs. Bermingham, Kittle, de Laveaga, Baird, and Peyton.

Upon coming to order the minutes of the last two meetings were read and on motion duly approved.

The reports of the President and Secretary were then read and ordered placed on file.

The President, on behalf of the committee on conference with the Giant Powder Company, appointed at the last meeting, reported, that directly after the aforesaid meeting, they had an interview with President Dibblee of the Giant Powder Company, and reported to him the decision of this Board as to the terms we would accept, viz.: 75% to the California Powder Works to 25% for the Giant Powder Company, subject to the approval of the necessary number of shareholders in each Company, to which President Dibblee replied that such terms could not be entertained by the Giant Powder Company, since which time we have heard nothing from him. Report approved.

The President reported that an offer had been made for the Georgia Hill Mining ground in Placer County, California by one Jim Kee, on motion of Mr. de Laveaga, seconded by Mr. Kittle, resolved that the President and Secretary of this Company be and are hereby authorized to execute a deed in escrow of the Georgia Hill Mining Company to said Jim Kee for the sum of $3500, $1000 cash and balance on or before 1 July 1893.

On motion duly seconded, a dividend of 1/2 of 1% was declared payable on and after the 15th instant when the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 September 1892

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Kittle, de Laveaga, Baird, and Peyton.

In the absence of Mr. J. Bermingham, Mr. Peyton was called to the chair, when the minutes of the last meeting were read and approved.

A letter from the President from Highlands New Jersey under date 4th instant was then read and on motion duly seconded ordered placed on file.

The Secretary's report was next read and ordered on file.

On motion, seconded, the monthly dividend of $.50 per share on the capital stock of the company was declared payable on and after the 15th instant, upon which, there being no further business before the board, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 October 1892

## Trustees Meeting

Present Messrs. J. Bermingham, B. H. Baird, and B. Peyton. Absent, Messrs. J. G. Kittle, and M. A. de Laveaga.

Upon coming to order, the minutes of the last meeting were read and approved.

The report of the President and Secretary were then read and on motion seconded ordered placed on file.

The President stated that Mr. de Laveaga's absence was owing to the demise of Mrs. de Laveaga, and requesting Mr. Peyton to occupy the Chair temporarily, offered the following preamble and resolution viz: whereas our friend and co-director of this Company. Mr. M. A. de Laveaga, has been called upon to endure the severest of human afflictions in the loss of his beloved wife, whose affection has…..

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… for many years enhanced the pleasures and soften the disappointments of his life, be it: Resolved, that we do hereby tender to our respected, co-director our heartfelt sympathy in his painful bereavement, trusting that he may find consolation in the belief that this separation will not be permanent, but that she has been released from trouble and suffering here only to proceed him for a little while, and prepare for him a greater home in that better country, were pain and parting shall be known as no more.

Resolved, that the foregoing be spread upon the minutes, and an engrossed copy thereof be presented to our friend and associate.

The above being duly concurred in, on motion, seconded, the monthly dividend of $.50 per share on the capital stock of the company was declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 14 November 1892

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day, when were present Messrs. J. Bermingham, M. A. de Laveaga, B. H. Baird, and B. Peyton. Absent, Mr. J. G. Kittle.
Upon coming to order, the minutes of the last meeting were read and approved.
The reports of the President and Secretary were then read and on motion duly seconded, ordered placed on file.

The President in his report suggests the enlargement of the nitric and sulfuric acid works. This enlargement is necessary, and is owing to the increased and continued demand for Hercules Powder. He further submits a report on this subject from Mr. Quinan together with Mr. Guttman of London relative to acids, glycerin etc. Taken under advisement.

The President also recommended the construction of a reservoir at the works at Pinole sufficient to hold 2,000,000 gallons……

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… thus enabling the company to tide over the dry season.

To avoid further explosions in the nitroglycerin house, the President refers to the putting in of a refrigeration plant, and although not now prepared to advise the outlay for such a machine, say about $20,000, will give it further attention, and report at a future meeting.

A letter from the American Powder Packing Company, asking a rental of $300 apiece for each of the five packing machines purchased by us subsequent to the formation of that Company, and now in service, was submitted. On motion, duly seconded, a letter was referred to our attorney. Mr. Y. L. Boone.

Purchases of nitrate in three lots, about 2750 tons have been made, to arrive prior to June 93 as also sufficient sulfur, 2300 tons, and equivalent to 1000 tons glycerin, is on hand and under engagement to arrive prior to May next.

Owing to erection of large iron works, and shipyard adjoining our magazine at North Beach, the same will have to be removed and water connections with the Hercules Magazine resorted to for our City trade.

The suit of Mrs. Highton remains unsettled.

On motion duly seconded, a dividend of $.50 per share was declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 12 December 1892

## Trustees Meeting

Present Messrs. J. Bermingham, M. A. de Laveaga, B. H. Baird, and B. Peyton. Absent, Mr. J. G. Kittle.
Upon coming to order, the minutes of the last meeting were read and approved.
The reports of the President and Secretary were next read and on motion duly seconded, ordered placed on file.

The President stated having engaged the services of Mr. Wrampelmeir [*sic*] as chemist at the Hercules works at $200 per month during the Board's pleasure.

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…. a cargo of nitrate of soda -- about 900 tons -- has been purchased from Grace & Company -- December sailing -- ex. "Robert Sudden" at $1.75 per 100 pounds, FOB here.

The subject of making nitrate of ammonia powder was discussed and the matter laid over for further consideration.

Nothing definite has yet been decided upon as to the thickness of the walls of proposed reservoir at Hercules. An elaborate report, upon same has been prepared by Mr. Quinan for submission to Col. Mendel or Mr. Shussler, neither of whom has yet been consulted owing to Mr. Wheeler, who obtained a bond on the water rights of Pinole Creek, having assured that work will commence on his dam next March -- which the President thinks doubtful.

On motion, duly seconded, a dividend of $.50 per share on the capital stock was declared payable on and after the 15th instant, when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco, 12 January 1893

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. J. Bermingham, M. A. de Laveaga, B. H. Baird, and B. Peyton. Absent, Mr. J. G. Kittle.

Upon coming to order the minutes of the last meeting were read and approved.

The reports of the President and Secretary were next read and on motion ordered placed on file.

The President reported that this Company have the option of taking half the right for the making nitrate ammonia powder on this coast under the Penniman patent for the sum of $5000 -- the Giant Powder Company taking the other half at same rate -- recommends that this Company join the Giant Powder Company in the purchase of same, and that we proceed to manufacture that powder as early as practicable.

On motion of Mr. de Laveaga, seconded by Mr. Peyton it was…….

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….. resolved, that the President be authorized to purchase in connection with the Giant Powder Company the rights to manufacture nitrate ammonia powder under the Penniman Patent on this coast, for the sum of $10,000 or say $5000 for each Company.

On motion, duly seconded, carried unanimously.

On motion, seconded, a dividend of $.50 per share on the capital stock of the company was declared payable on and after the 16th instant when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 6 February 1893

## Stockholders Meeting

The annual meeting of the stockholders of the California powder works was held this day pursuant to the bylaws of the company and by notice of a call duly published in the evening bulletin newspaper of the city.

The total number of shares represented in person or by proxy were as follows:

| | |
|---|---|
| W. A. Aldrich | 50 shares |
| J. M. Ahumada | 9 shares |
| J. Bermingham | 50 shares |
| Bermingham & Spence | 28 shares |
| Jenny C. Bull | 51 shares |
| Coleman W. Cutler | 50 shares |
| Alice Decker | 83 shares |
| M. E. Fagen | 333 shares |
| B. M. Hartshorne | 450 shares |
| Samuel Hort | 100 shares |
| J. G. & M. A. Kittle | 250 shares |
| M. E. & F. E. Lawton | 200 shares |
| M. W. Longstreet | 28 shares |
| J. B. Merritt | 25 shares |
| M. Meyer | 239 shares |

Forward 1946 shares represented by J. Bermingham

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Forward 1946 shares

| | |
|---|---|
| F. E. Miner | 28 shares by J. Bermingham |
| Julia T. Moss | 150 shares by J. Bermingham |
| Thannhauser & Co. | 40 shares by J. Bermingham |
| Daniel Turner | 10 shares by J. Bermingham |
| C. A. Williams | 100 shares by J. Bermingham |
| Fanny Wilcox | 28 shares by J. Bermingham |
| M. A. Wilcox | 338 shares by J. Bermingham |
| V. C. Baird et al. | 1200 shares by B. H. Baird |
| W. Giselman | 499 shares by B. H. Baird |
| S. M. Chandler | 1500 shares by B. Peyton |
| du Pont de Nemours | 4995 shares by B. Peyton |
| B. Peyton | 5 shares by B. Peyton |
| J. C. Cebrian | 405 shares by M. A. de Laveaga |
| de Laveagas | 1125 shares by M. A. de Laveaga |
| Abbey M. Parrott | 1167 shares by M. A. de Laveaga |
| Frederick Sundell | 50 shares by M. A. de Laveaga |
| H. L. King | 9 shares by H. L. King |
| Mrs. E. K. Latham | 150 shares by H. L. King |
| E. L. G. Steele | 63 shares by H. L. King |

Total 13,808 shares which constituting a majority of the stock, the meeting was called to order by the President.

Upon reading the minutes of the last annual meeting which were duly approved out, the reports of the President end of the Secretary and Treasurer were respectively presented and on motion duly seconded or ordered placed on file, and duly subject to the inspection of the Stockholders.

Mr. E. L. G. Steele offered the following resolution, which was seconded by Mr. H. L. King to wit: Resolved that the Board of Directors be requested to take into consideration the expediency of loaning from time to time for account of this Company any surplus money that may be in the Treasury of this Corporation against bonds of City, County, State, US bonds or other local bonds, and Hibernia, German & French Savings, Savings-and-Loan and Security Savings Bank - duly carried resulting therefrom.

The next regular business of the meeting being the nomination of officers for the ensuing year, Mr. Steele seconded by Mr. H. L. King….

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… proposed the reelection of the present officers viz: J. Bermingham, J. G. Kittle, M. A. de Laveaga, B. H. Baird, and B. Peyton.

There being no further nominations, the Secretary was directed to call the ballot for the above named gentlemen.

Upon the appointment of Mr. King as Teller, the ballot was duly cast by the Secretary, whereupon the above named gentlemen were declared elected for the ensuing year.

No further business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 6 February 1893

## Trustees Meeting

A meeting of the newly elected Board of Trustees was held this day when were present Messrs. J. Bermingham, M. A. De Laveaga, B. H. Baird, and B. Peyton. Absent, J. G. Kittle.

Mr. B. Peyton was called to the Chair, J. F. Lohse acting as Secretary.

The reading of the minutes of the last meeting were dispensed with, when nominations for officers for the ensuing year being next in order, Mr. de Laveaga nominated Mr. J. Bermingham for President, who was unanimously elected, there being no other nominations made.

Mr. Bermingham then presiding, Mr. B. Peyton as Superintendent, and John F. Lohse for Secretary and Treasurer, were then respectively nominated and unanimously elected.

Meeting then adjourned subject to call

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 13 February 1893

## Trustees Meeting

Present Messrs. J. Bermingham, M. A. De Laveaga, B. H. Baird, and B. Peyton. Absent Mr. J. G. Kittle.

Upon coming to order, the minutes of the last meeting were read and approved.

The Secretary's report was received and ordered placed on file.

The President reported having notified Mr. Dibblee of the Company's acceptance of the Penniman patent for making Nitrate of Ammonia Powder and that Mr. Dibblee had so written East for the same.

On motion duly seconded, the monthly dividend of $.50 per share on the Capital Stock of the company was declared payable on and after the 15th instant when the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 13 March 1893

## Trustees Meeting

Present Messrs. J. Bermingham, M. A. de Laveaga, B. H. Baird, B. Peyton. Absent J. G. Kittle.

Minutes of last meeting read and approved.

President and Secretary's report next submitted, and placed on file.

President reported purchase of 1000 tons nitrate, August sailing -- price $1.70 per 100 pounds.

Also on hand under engagement about 5700 tons, last to arrive about next November.

As yet no reply has been received from Mr. Dibblee in regard to the Penniman patent.

A letter from Selby & Co. in regard to supply of shot to this company was referred to the President with power to act.

Dividend of $.50 per share then declared upon the capital stock of the company payable on and after the 15th instant when the meeting adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 April 1893

## Trustees Meeting

Present Messrs. J. Bermingham, M. A. de Laveaga, B. H. Baird, and B. Peyton. Absent Mr. J. G. Kittle.

Upon coming to order the minutes of the last meeting were read and approved.

The reports of the President and Secretary were read and on motion ordered placed on file.

The President notified the Board officially of the death in New York on the 10th instant of Mr. J. G. Kittle, a Trustee and one of the founders of this Company.

On motion of Mr. de Laveaga, seconded by Mr. B. Peyton, Mr. John McKee, Stockholder, was nominated and unanimously elected as trustee in place of Mr. J. G. Kittle, deceased.

A dividend of $.50 per share was next declared on the capital stock of the company payable on and after the 15th instant.

The following preamble and resolutions offered by Mr. B. Peyton were ordered spread on the minutes of the company, to wit:

At the regular meeting of the Board of Trustees of the California Powder Works held 12th of April 1893, Mr. Peyton made the painful communication that Mr. Jonathan G. Kittle had yielded op his life in the city of New York after a long illness.

Mr. Peyton said that Mr. Kittle was one of the founders of this Corporation, that he had aided it at all times with wise and honorable counsel, and that of late years he had served in the Board of Trustees with ability and fidelity -- whereupon it was unanimously, Resolved, that the Trustees of the California Powder Works deplore the loss of their late friend and associate, and in token of their respect and sympathy for his stricken family, it was further, resolved, that a Minute of these proceedings be engrossed, and presented to Mrs. J. G. Kittle and, resolved that this meeting adjourned without the transaction of further business. Adjourned.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 May 1893

## Trustees Meeting

The monthly meeting of the Board of Trustees of the California Powder Works was held this day when were present Messrs. John McKee, M. A. De Laveaga, B. H. Baird, and B. Peyton. Absent, President J. Bermingham.

Mr. Peyton being called to the chair, the minutes of the last meeting were then read and on motion duly seconded, approved.

A report from the President, under the date 4th instant was then read and ordered placed on file.

The Secretary's report was also read and ordered placed on file.

In his report "above mentioned" the President stated that after considerable inquiry as to the value of the old magazine property at Portland, Oregon, he has given a bond for 60 days to one Sturges, to sell him the property for $4000 -- net cash. Approved.

Also that he had extended to the end of 1893 the agreement with E. G. Wheeler for furnishing the Hercules plant with fresh water. Approved.

On motion duly seconded a dividend of $.50 per share on the capital stock of the company was declared payable on and after the 15th instant, when there being no further business, before the meeting it was adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 June 1893

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day when were present Messrs. J. Bermingham, John McKee, M. A. De Laveaga, B. H. Baird, and B. Peyton.

Upon coming to order, the minutes of the last meeting were read and approved.

The reports of the President and Secretary were then read and on motion, duly seconded, ordered placed on file.

The sale of the Georgia Hill Mine as reported by the……

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… President for $3800 -- $1000 cash and $1400 in six and 12 months each, was on motion duly seconded, approved.

The necessity of a special power of attorney being required by Mr. H. Mel -- the Company's traveling agent in Mexico -- for the settlement and adjustment of all accounts and claims against the firm of Ramonet, Chavez & Co. of the city of Mexico, the following preamble and resolution was offered by Mr. J. McKee duly approved of by a unanimous vote, to wit:

At a meeting of the Board of Directors of the Corporation named the California Powder Works held at the offices of said Corporation at number 230 California St., in the city and County of San Francisco state of California in the United States of America, by a unanimous vote of all the directors of said Corporation, the following resolution and order was made and adopted, viz.:

Resolved, that this Corporation do and it hereby does constitute and appoint Mr. Henry Mel, attorney in fact and representative of the said Corporation in the Republic of Mexico, and that they give and confer upon him, said Henry Mel, as such attorney in fact and representative of said Corporation, full power and authority, such as may be required by law in order that he may represent said Corporation, the California Powder Works in the Mexican Republic, and in order that he may in its name, examine, settle, adjust and approved all accounts of said Corporation, with the firm of Ramonet, Chavez & Company, which firm is composed of G. Ramonet, Miguel Chavez and Lewis Gayou, as co-partner's, of the City of Mexico in the Republic of Mexico, and with each and every and all the members of said firm, and also in order that he may negotiate and conclude such compositions and agreements of settlement as to him made seem expedient and proper in and about the business of said Corporation with said firm of Ramonet, Chavez and Company and the members thereof, and in order that he may ask, demand, collect and receive all manner of goods, chattel, debts, claims, demands, money and property whatsoever now due or hereafter to become due, or owing, or receivable by said Corporation from said firm or at the members thereof, and in order that he may make, give, execute and deliver in the name of said Corporation or in his own name, all acknowledgments, and agreements, and all other instruments in writing, necessary or proper in and about settling all accounts and business matters.

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… remaining unsettled between said Corporation and said firm of Ramonet, Chavez & Co. and the members thereof, and also that he may in the name of said Corporation commenced and prosecute any and all suits and actions and other legal proceedings for any goods, chattels, debts, demands, monies, matters, property, causes and things whatsoever, due or belonging, or to become due or belonging to or receivable by said Corporation or its attorney in fact by virtue of any relation heretofore or now or hereafter held by said Corporation with said firm of Ramonet, Chavez and company, or any, or either, or all of the members thereof, or otherwise become or by virtue of any matter or thing whatsoever and he in order that he may do on behalf of the matters aforesaid whatsoever the said Corporation might or could do if personally present, and that the President and Secretary of this Corporation be, and they are hereby authorized and directed, to make execute, acknowledge, and delivered to said Henry Mel, a proper power of attorney, in writing in accordance with this resolution in due and legal form.

On motion, seconded, the monthly dividend of $.50 per share on the capital stock of the company is hereby declared payable on and after the 15th instant.

The meeting then adjourned subject to call. John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 July 1893

## Trustees Meeting

Present, J. Bermingham, J. McKee, M. A. de Laveaga, B. H. Baird, B. Peyton.
Upon coming to order, the minutes of the last meeting were read and approved.
The reports of the President and Secretary were next presented and ordered placed on file.

A letter from Ira B. Sturges to whom a bond was given for sale of magazine property in Portland, in May last for $4000 -- was read. Mr. Sturgis asking for a reduction of one third on above price, the matter was left to the discretion of the President.

No further business, the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 August 1893

## Trustees Meeting

Present Messrs. Bermingham, J. McKee, M. A. de Laveaga, B. H. Baird, and B. Peyton.
Upon coming to order, the minutes of the last meeting were read and approved.
The reports of the President and Secretary were next presented and ordered placed on file.

The Company having been notified by Wells Fargo & Co. Bank, that no overdrafts will be allowed from on and after the first day of September next, excepting against its "the Company's note or notes", it was on motion of Mr. J. McKee, seconded by Mr. M. A. de Laveaga:

Resolved, that the President and Treasurer of this Company be authorized to execute the Company's note or notes for a sum not to exceed $25,000, to be deposited in the bank of Wells Fargo & Co. to this Company's credit to meet its current obligations, and that a copy of this resolution certified to by the Secretary, accompany such note or notes as may be given. Unanimously adopted.

No further business before the meeting it adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 September 1893

## Trustees Meeting

Present, J. Bermingham, John McKee, M. A. De Laveaga, B. H. Baird, and B. Peyton.
Upon coming to order, the minutes of the last meeting were read and approved.
The reports of the President and Secretary were then received and ordered placed on file.

The President was requested to investigate and interview the fuse and cap Companies as to scale of prices, and report at next meeting.

No further business, the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 October 1893

## Trustees Meeting

Present, J. Bermingham, M. A. de Laveaga, B. H. Baird, and B. Peyton. Absent John McKee.
Upon coming to order the minutes of the last meeting were read and approved.
The reports of the President and Secretary were next read and ordered placed on file.

In regard to interviewing the fuse and cap companies, the President reported that upon investigation he found that at this time it was for the best interests of the Company to continue (to) purchase these articles -- and giving his reasons therefore in his report.

No further business, the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 13 November 1893

## Trustees Meeting

Present, J. Bermingham, M. A. The Laveaga, B. H. Baird, and B. Peyton. Absent John McKee.
Upon coming to order, the minutes of the last meeting were read and approved.
The reports of the President and Secretary were then received and ordered placed on file.

The President in his report, stated that the contracts for the joint authority of the Giant Powder Company and ourselves to use the nitrate of ammonia patents had been signed to accomplish the whole agreement -- and that it only remains for the Giant Powder Company to join us in sending the $10,000 to the owners of the patents.

No further business before the board, the meeting adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 December 1893

## Trustees Meeting

Present Messrs. J. Bermingham, M. A. de Laveaga, and B. H. Baird. Absent Messrs. McKee and B. Peyton.
Upon coming to order, the minutes of the last meeting were read and approved.
The reports of the President and Secretary were next read and ordered placed on file.

The President reported that payments on the Penniman patent had been executed.

Upon suggestions made by the President in his report as to fixing the date of the Stockholders Annual Meeting, and giving his reasons therefore, it was on motion from Mr. de Laveaga and seconded by Mr. B. H. Baird viz:

Resolved that notice is hereby given that it is the….

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…. intention of this Board at its next monthly meeting to amend article 7, section one of the Bylaws of this Company relating to the time for holding the Stockholders Annual Meeting, by

striking out the words first Monday in February, and substituting therefore the words third Monday in February. Carried.

No further business before the board, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 January 1894

## Trustees Meeting

Present, Messrs. Bermingham, de Laveaga, Baird, and Peyton. Absent Mr. McKee.
Upon coming to order, the minutes of the last meeting were read and approved.

Reports of the President and Secretary were next read, and on motion duly seconded, ordered placed on file.

The President reported a vacancy in the Board, owing to the death of Mr. John McKee, one of its late members; when on motion of Mr. de Laveaga, Mr. C. de Guigni was proposed as a Trustee to fill the vacancy. Being seconded by Mr. Peyton, Mr. de Guigni was unanimously elected to fill the unexpired term of office.

Mr. M. A. de Laveaga offered the following resolution in regard to a contract of indemnity to be delivered to the airs of such John McKee and Jonathan G. Kittle, to wit:

Resolved that the President and Secretary of this Corporation and its corporate name and under corporate seal, execute and deliver to the heirs, executors, administrators and legal representatives of each John McKee and Jonathan G. Kittle, a contract of indemnity in the words and figures following viz.:

This agreement entered into this 12th day of January 1894 by and between the California Powder Works, a Corporation organized…..

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… and incorporated under the laws of the state of California, the party of the first part, and their heirs, executors, administrators and legal representatives of each John McKee and Jonathan G. Kittle late of San Francisco, deceased the parties of the second part, witnesseth:

Whereas, on or about the 29th day of July 1890 the party of the first part, in the case of Willis E. Davis, administrator of the estate of Isaac E. Davis, deceased, plaintiff, versus the California Powder Works defendant, sued out a writ of error from the Supreme Court of the United States to the Supreme Court of the State of California, from the decision and judgment of the Supreme Court of the State of California in said case; and,

Whereas to effectuate said writ of error, the said party of the first part was called upon to give and did give a supersedeas [sic] and stacy bond which resulted the following condition viz:

The condition of this obligation is such that whereas the California Powder Works, a Corporation duly organized and existing under and by virtue of the laws of the state of California, has prosecuted and is prosecuting a writ of error from the Supreme Court of the United States to the Supreme Court of the State of California, to review, re-examine and reverse the judgment rendered in the above entitled suit by the Supreme Court of the State of California; and whereas the Chief Justice of the said Supreme Court of the State of California has allowed said writ of error and fixed the amount of the bond to operate as a supersedeas

and stay of proceedings in said writ pending the determination of the said writ of error, in the sum of $10,000.

And provided that if said Corporation, the California Powder Works, should prosecute its said writ of error to effect and answer all damages and costs if it fail to make good its plea, then the said obligation to be void, otherwise the same should be and remain in full force and virtue; and,

Whereas, the said John McKee and Jonathan G. Kittle become sureties on said bond and execute the same as such sureties, and the same was accepted and approved by the Supreme Court of the State of California on the 29th day of July 1890: and,

Whereas the party of the first part desires to indemnify…….

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…. and save harmless their heirs, executors, administrators and legal representatives of each of the said John McKee and the said Jonathan G. Kittle, of and from all liability, damages and costs for or on account of or by reason of the said bond and of each and every of its provisions:

Now therefore, the said Corporation, party of the first part, in consideration of the signing, execution and delivery of said Bond, and of one dollar to it in hand paid, the receipt whereof is hereby acknowledged, does hereby covenant, promise, and agree to and with the airs, executors, administrators and legal representatives of each of the said John McKee, and the said Jonathan G. Kittle, that the party of the first part will at all times hereafter well and sufficiently save harmless and keep indemnified the said parties of the second part and each and every of them, from and against all manner of costs, charges, expenses and damages which they, the said parties of the second part or any or either of them at any time or times hereafter may bear sustain or be put into, for or concerning the bond or any of the terms thereof, or the delivery thereof, as aforesaid:

In witness whereof, the said Corporation has caused these presents to be subscribed and its corporate seal to be affixed by the hands of its President and Secretary who are thereunto duly authorized.

Signed the California Powder Works
by, John Bermingham, President
The California Powder Works
by John F. Lohse, Secretary.

The above resolution being duly seconded by Mr. Peyton, the contract of indemnity was duly approved of and ordered that a copy of same be spread upon the minutes.

The resolution offered by Mr. de Laveaga at the last meeting of the board fixing the day of the annual election of the stockholders for the third Monday in February instead of the first Monday of February as heretofore, was then read, and unanimously approved of, whereupon the meeting adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 12 February 1894

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day, when were present Messrs. J. Bermingham, M. A. de Laveaga, C. de Guigni, D. H. Baird, and B. Peyton.
Upon coming to order the minutes of the last meeting were read, and on motion, duly seconded approved.

The annual meeting taking place on the 19th instant, no report was received from the President and from the Secretary merely a statement of sales and profits for the last month.

The President notified the Board that the Supreme Court of the United States had rendered its decision in La Carbonera case against the Company – cause, for want of jurisdiction.

Now business of importance being before the board, it adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 19 February 1894

## Stockholders Meeting

The annual meeting of the stockholders of the California Powder Works was held this day, pursuant to the bylaws of the company, and by notice of a call duly published in the daily report newspaper of the city.
The total number of shares represented in person or by proxy were as follows:

| | |
|---|---|
| W. A. Aldrich | 50 shares by J. Bermingham |
| J. M. Ahumada | 9 shares by J. Bermingham |
| J. Bermingham | 59 shares by J. Bermingham |
| Bermingham & Spence trustees | 28 shares by J. Bermingham |
| Alice Decker | 83 shares by J. Bermingham |
| E. I. Du Pont de Nemours | 4995 shares by J. Bermingham |
| J. G. Kittle, estate | 125 shares by J. Bermingham |
| M. E. & E. T. Lawton | 200 shares by J. Bermingham |
| M. W. Longstreet | 28 shares by J. Bermingham |
| T. E. Miner | 28 shares by J. Bermingham |
| Frederick Sundell | 50 shares by J. Bermingham |
| Daniel Turner | 10 shares by J. Bermingham |
| C. A. Williams | 100 shares by J. Bermingham |
| Fanny Wilcox | 28 shares by J. Bermingham |
| M. A. Wilcox | 338 shares by J. Bermingham |
| B. M. Hartshorne | 450 shares by J. Bermingham |
| V. C. Baird | 200 shares by B. H. Baird |
| Baird Guardian | 900 shares by B. H. Baird |
| B. H. Baird | 100 shares by B. H. Baird |
| Mrs. J. C. Cebrian | 405 shares by M. A. de Laveaga |
| M. A. de Laveaga | 310 shares by M. A. de Laveaga |
| M. C. de Laveaga | 365 shares by M. A. de Laveaga |
| J. V. de Laveaga | 450 shares by M. A. de Laveaga |
| Mrs. M. E. Fagen | 333 shares by M. A. de Laveaga |
| Emily A. Hort | 100 shares by John F. Lohse |

H. L. King 9 shares by H. L. King
Mrs. E. K. Latham 150 shares by H. L. King
Forward 9903 shares

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Forward 9903 shares
W. Giselman 499 shares
E. L. G. Steele 63 shares by George A. Moore

total 10,465 shares, which constituting a majority of the stock, the meeting was called to order by the President.

Upon reading the minutes of the last annual meeting which were duly approved of, the report of the President and of the Secretary and Treasurer were respectively presented, and on motion duly seconded, were ordered placed on file, and duly subject to the inspection of the stockholders.

Mr. W. Giselman offered the following resolution which was seconded by Mr. King, viz:

Resolved, that the Board of Trustees be authorized to take into consideration and in their judgment, of loaning from time to time for account of this Company, any surplus money that may be in the treasury of this Corporation, against such Surtees, and upon such terms and conditions as said board shall determine and that no personal responsibility attached to the President or any Trustee for any loss resulting to the Company there from.

Resolution was then duly approved.

The next regular business of the meeting being the nomination of officers for the ensuing year, on motion of Mr. King, seconded by Mr. Boardman proposed that the present Board of Trustees, viz: J. Bermingham, M. A. de Laveaga, C. Guigni, B. H. Baird, and B. Peyton be reelected. There being no further nominations, the Secretary was directed to cast the ballot for the above named gentlemen.

Upon the appointment of Mr. Giselman as Teller, the ballot, consisting of 10,465 shares, was cast by the Secretary whereupon the above named gentlemen, were duly declared elected for the ensuing year.

There being no further business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco 19 February 1894

## Trustees Meeting

A meeting of the newly elected Board of Trustees was held this day when were present Messrs. J. Bermingham, M. A. de Laveaga and B. H. Baird. Absent Mr. C. Guigni and B. Peyton. Upon coming to order, Mr. de Laveaga was called to the chair, J. F. Lohse acting as Secretary.

The reading of the last minutes were dispensed with when nominations for office for the ensuing year being in order, Mr. Baird nominated Mr. J. Bermingham for President, was unanimously elected, there being no other nominations made.

Mr. J. Bermingham then presiding, Mr. B. Peyton for Superintendent, John F. Lohse for Secretary and Treasurer were respectively nominated, and unanimously elected.

The board then adjourned, there being no further business before it.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 March 1894

## Trustees Meeting

The regular monthly meeting of the Board of Trustees was held this day, when were present Messrs. J. Bermingham, M. A. de Laveaga, C. Guigni, B. H. Baird, and B. Peyton.

Upon coming to order, the minutes of the last two meetings were read, and on motion, seconded, approved.

The reports of the President and Secretary were then read and ordered placed on file.

Upon recommendation of the President, as explained in his report, the following resolution was offered by Mr. Guigni, seconded by Mr. Baird, and unanimously carried, viz.:

Resolved, that the President of this Company be and is……

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… hereby authorized to lease for a term not to exceed five years the Blue Tent Mining Property of this Company situated in Nevada County, California, for the purpose of drift gravel mining on a royalty to this Company of 30% of the gross proceeds of the bullion recovered by the lessee, whose sphere of operation will be governed by stipulations particularly set forth in a lease to be drawn by the attorney of this company.

Mr. B. Peyton presented a letter from Mrs. Celia Miller asking that the Company make over a deed to her -- as the surviving heir of C. F. Miller deceased -- to certain beach property leased to said C. F. Miller on 25 February 1884.

Upon motion of Mr. M. A. de Laveaga, seconded by Mr. Baird:

Resolved, that the President and Secretary of this Company be authorized to issue a deed to Mrs. Celia F. Miller of Santa Cruz, surviving heir of C. F. Miller deceased, to certain property leased by the company to said C. F. Miller on 25 February 1884 -- as described in an agreement of that date, now on file. Carried.

On motion of Mr. Baird, seconded by Mr. de Laveaga, Messrs. Bermingham and Peyton were appointed a committee to confer with the Giant Powder Consolidated Company -- such, as per request of Mr. Drexler of that Company.

No further business before the meeting, it adjourned subject to call.

John F. Lohse, Secretary

## Office of the California Powder Works

San Francisco 12 April 1894

## Trustees Meeting

The monthly meeting of the Board of Trustees was held this day. Present, Messrs. J. Bermingham, C. Guigni, M. A. de Laveaga, B. H. Baird, and B. Peyton.

Upon coming to order, the last monthly minutes were read and approved.

Reports of the Presidents and Secretary, received and ordered placed on file.

The President reported the lease of the Blue Tent Gravel Mines, as per resolution offered at last meeting, and also that no action had been taken with the Giant Powder Consolidated Company.

John F. Lohse, Secretary

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## Office of the California Powder Works

San Francisco May 14, 1894

The monthly meeting of the Board of Trustees was held this day at office of company 230 California St., San Francisco. Present Messrs. J. Bermingham, C. Guigne, M. A. de Laveaga, B. H. Baird, and B. Peyton, the President (Bermingham) in the Chair.

On motion of Mr. Laveaga, seconded by Mr. Baird, J. F. Nesmith was appointed Secretary pro tem, in absence of Mr. Lohse.

Minutes of last meeting April 12, read and approved. Report of President and Secretary received and ordered placed on file.

On motion of Mr. de Guigne, seconded by Mr. Laveaga resolved, that they President and Secretary of this Company be authorized to execute a deed to Jabez N. Burke, Ira N. Burke, Richard Thomas, Robert Burry and Joseph de. Buno or their assigns of the Kerr claim and Nougues Claim, in Placer County, California, belonging to this Company, pursuant to an agreement made with said parties by this Company on May 19, 1893, upon the completion of the payments and said agreement provided.

There being no further business, on motion the board adjourned.

J. F. Nesmith Secretary pro tem.

## Office of the California Powder Works

San Francisco June 12, 1894

The monthly meeting of the Board of Trustees was held this day at office of company 230 California St., San Francisco. Where present, Messrs. J. Bermingham, M. A. de Laveaga, B. H. Baird, and B. Peyton, the President Mr. Bermingham in the Chair.

Minutes of last meeting May 14 read and approved.

Reports of President and Secretary read and ordered placed on file.

On motion of Mr. Peyton, seconded by Mr. Laveaga, a dividend of $.50 per share was declared payable on the 15th instant.

No further business appearing, on motion adjourned.

J. F. Nesmith, Secretary pro tem

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## Office of the California Powder Works

San Francisco July 12, 1894

The monthly meeting of the board of trustees was held this day at office of company, 230 California St., San Francisco.

Present Messrs. J. Bermingham, M. A. de Laveaga, B. Peyton, C. de Guigne, and B. H. Baird. The president (Bermingham) presiding. Minutes of last meeting (June 12) read and approved. Reports of President and Secretary received and ordered placed on file.

Communication from Selby Smelting and Lead Company received and ordered on file.

On motion of Mr. Laveaga, seconded by Mr. Baird, a dividend of $.50 per share was declared payable on Monday the 16th instant.

No further business appearing on motion adjourned.

J. F. Nesmith Secretary pro tem.

## Office of the California Powder Works

San Francisco August 13, 1894

The monthly meeting of the Board of Trustees was held this day at office of company 230 California St., San Francisco.

Present Messrs. Bermingham, Baird, de Guigne, and Peyton. The President (Mr. Bermingham) presiding.

Minutes of last meeting (July 12) read and approved.

Report of President and Secretary received and ordered placed on file.

On motion of Mr. Baird, seconded by Mr. de Guigne, a dividend of $.50 per share was declared payable on Wednesday the 15th instant.

The president verbally reported having opened an account with the Tallant….

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… Banking Company. On motion this action was duly ratified and approved to the amount extent of $10,000.

On motion of Mr. Peyton, seconded by Mr. Baird, it was resolved that John Bermingham, President and J. F. Nesmith, Secretary pro tem, be, are hereby authorized, jointly or separately, to receive and receipt for any and all monies, checks, warrants and other securities and representatives of value and where any of such checks, warrants or other papers require endorsements in name of this company, to so Indies them, hereby ratifying such action by them, or either of them; this resolution to apply to all business generally of the Company, and especially to its transactions and dealings with the US government, in the Army, Navy and Treasury Departments, including all Custom House transactions.

There during no further business on motion adjourned.

J. F. Nesmith Secretary pro tem.

## Office of the California Powder Works

San Francisco September 12, 1894

The monthly meeting of the Board of Trustees was held this day at office of the Company, where present Messrs. Peyton, de Guigne, Laveaga, Bermingham, and Baird, the president (Bermingham) in the chair.

Minutes of last meeting August 13, 94 read and approved.

The reports of the President and Secretary read and ordered, upon motion, placed on file.

On motion of Mr. de Guigne seconded by Mr. Baird, a dividend of $.50 per share was declared payable on the 15th instant.

Their appearing no further business, on motion, adjourned.

J. F. Nesmith, Secretary pro tem

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## Office of the California Powder Works

230 California St. San Francisco

October 12, 1894

The monthly meeting of the Board of Trustees of this Company was held this day at office of the Company. Were present, Messrs. Laveaga, Baird, Peyton, de Guigne, and Bermingham, the President Bermingham in the Chair.

Minutes of last meeting September 12, 94 read and approved.

The reports of the President and Secretary read and upon motion, placed on file.

The President stated that the election of a Secretary, re. Mr. J. Lohse, deceased, was in order. Mr. Laveaga nominated J. F. Nesmith, Mr. Baird seconded the motion and a vote being taken, J. F. Nesmith was declared duly elected Secretary.

On motion of Mr. de Guigne, seconded by Mr. Laveaga, a dividend of $.50 per share was declared payable on the 15th instant.

Their appearing no other business, on motion, adjourned. J. F. Nesmith, Secretary, Office of the California Powder Works, 230 California St., San Francisco.

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## Office of the California Powder Works

230 California St. San Francisco

November 12, 1894

The monthly meeting of the Board of Trustees of this company was held this day at office of the company. Were present Messrs. the de Guigne, Peyton, Laveaga, Baird, and Bermingham, the president (Mr. Bermingham) in the Chair.

Minutes of last meeting (October 12) read and approved.

Reports of the President and Secretary received, read and approved on file.

On motion of Mr. de Guigne, seconded by Mr. Laveaga, a dividend of $.50 per share was declared payable on the 15th instant.

Their appearing no further business, on motion adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

December 12, 1894

The monthly meeting of the Board of Trustees of this Company was held this day at office of the Company. Were present Messrs. Laveaga, Baird, de Guigne, and Bermingham, the president (Mr. Bermingham) in the Chair.

Minutes of last meeting (November 12) read and approved.

The reports of President and Secretary received, read and ordered on file.

On motion of Mr. de Guigne seconded by Mr. Laveaga it is resolved that the President is requested and authorized to move in the matter of closing the Company's City magazine.

The President reports having sold the claim of the Company against the Young America Mining Company for part cash and part note received by mortgage. On motion of Mr. Baird, seconded by Mr. Laveaga……

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… the following was unanimously adopted;

Resolved, that the action of the President in selling the claim of this Company against the Young America Mining Company to Mrs. Landrum be and is hereby approved.

On motion of Mr. Laveaga, seconded by Mr. Baird, a dividend of $.50 per share was declared payable on the 15th instant.

On motion, there being no further business adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

January 14, 1895

The monthly meeting of the Board of Trustees of this Company was held this day at office of the Company, were present Messrs. de Guigne, Baird, and Laveaga.

On motion of Mr. de Guigne, seconded by Mr. Baird, Mr. Laveaga was called to the Chair.

Minutes of last meeting read and approved.

The report of President and Secretary received, read upon motion ordered on file.

The Secretary reports having made in assignment of the claims of the California Powder Works against the Hillsborough Mercantile Company of Hillsborough, New Mexico for the sum of $4719.12 and against the Standard Gold Mining Company of Hillsborough, New Mexico for the sum of $3992.33 to John Bermingham.

On motion of Mr. de Guigne, seconded by Mr. Baird, the action of the Secretary is approved and the assignment of said claims is ratified, approved and confirmed.

On motion of Mr. Baird, seconded by Mr. de Guigne, a dividend of $.50 per share was declared payable on the 15th instant.

There being no further business on motion adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco

February 12, 1895

The monthly meeting of the Board of Trustees of this Company was held this day at office of Company, where present, Messrs. Laveaga, Peyton, Baird, de Guigne, and Bermingham, the President (Mr. Bermingham) in the Chair.

Minutes of last regular meeting (January 14) read and approved.

The reports of the President and Secretary received, read and upon motion of Mr. Baird, seconded by Mr. Laveaga ordered on file.

On motion of Mr. de Guigne, seconded by Mr. Baird, it was resolved, that John Bermingham president and J. F. Nesmith, Secretary be and are hereby authorized jointly or severally to receive and receipt for any and all monies, checks, drafts, warrants and other securities and representatives of value anywhere any of such checks, drafts, warrants or other papers require endorsement in the name of this company, to so endorsed the same, hereby ratifying and confirming such action by them, or either of them; this resolution to apply to all business generally of the Company, and especially to its transactions and dealings with the United States Government in the Army, Navy, and Treasury Departments, including all Custom House transactions.

On motion of Mr. Laveaga, seconded by Mr. de Guigne, a dividend of $.50 per share was declared payable on the 15th instant.

The appearing no further business, on motion, the board adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco

February 18, 1895

## Stockholders Meeting

The annual meeting of the stockholders of the California Powder Works was held this day at office of the company pursuant to the bylaws of the company and notice duly published in the Evening Bulletin, a daily newspaper published in this city.

The total number of shares represented were as follows:

| | |
|---|---|
| B. H. Baird in person | 100 |
| B. H. Baird as proxy Mrs. V. C. Baird 100. dito as Guardian 900 shares. | 1100 |
| B. H. Baird as proxy Mrs. M. A. Lawton 100. Miss. T. D. Lawton 100. | 200 |
| John Bermingham in person | 59 |
| John Bermingham as proxy Mrs. M. E. Fagen 333. Mrs. Gieselman 248 | 581 |
| John Bermingham as proxy B. M. Hartshorne 450. Est. J. G. Kittle deed 125. | 575 |
| John Bermingham as proxy W. J. Keys as self & as Guardian | 127 |
| J. M. Cunningham in person | 41 |
| C. de Guigne in person 167. Proxy Mrs. A. M. Parrott 1000. | 1167 |
| H. L. King in person 9. Proxy Mrs. E. K. Kirkham 150. | 159 |
| M. A. de Laveaga in person 365. Proxy M. C. de Laveaga 310. | 675 |
| M. A. de Laveaga as proxy est. J. V. de Laveaga 450. & for Mrs. M. J. Cebrian 405. | 855 |
| M. A. de Laveaga as proxy F. Sundell 50. M. Meyer 239. | 289 |
| J. D. Merit in person | 25 |
| B. Peyton and person 5. Proxy E. I. Du Pont Nemours Company 6495. | 6500 |
| E. L. G. Steele & Co. in person, G. A. More | 63 |
| G. D. Tallant for Tallant & Co. 200 and. Mrs. L. A. Grover 417. | 617 |
| A. H. Wilcox in person 28. Proxy Mrs. M. A. Wilcox 338. Mrs. Y. W. Drake 28. | 394 |
| | 13,527 shares |

which constituting a majority of the stock of the Company, the meeting was called to order by the President.

Minutes of last annual meeting were read and approved.

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The reports of President and Secretary were reviewed, read and on motion of Mr. Baird seconded by Mr. Moore ordered on file subject to inspection of the stockholders.

The election of a board of five trustees to serve for the remaining year being next in order, Mr. Tallant nominated B. Peyton, C. de Guigne, B. H. Baird, M. A. de Laveaga and John Bermingham.

Mr. Moore seconded the nominations, no other nominations being made, on motion of Mr. King seconded by Mr. Merritt, the Secretary is instructed to cast the ballot of the meeting for the five gentleman above named.

Mr. Moore is appointed Teller by the President and the ballot being cast reports Messrs. B. Peyton, C. de Guigne, B. H. Baird, M. A. de Laveaga, and John Bermingham having received 13,527 votes each whereupon they are declared by the President as elected to serve the year as a board of trustees.

There appearing no further business on motion of Mr. Cunningham seconded by Mr. Baird adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

February 18, 1895

The newly elected Board of Trustees of the California Powder Works met at office to organize, were present Messrs. M. A. de Laveaga, John Bermingham, B. H. Baird, C. de Guigne and B. Peyton.

On motion of Mr. Peyton was called to the chair.

On motion duly seconded reading the minutes of last meeting was dispensed with.

On motion of Mr. de Guigne seconded by Mr. Baird, Mr. John Bermingham was elected President for the ensuing year. Capt. B. here took his seat as President.

On motion of Mr. Baird seconded by Mr. Laveaga Mr. B. Peyton was elected Superintendent for the ensuing year.

On motion of Mr. de Guigne seconded by Mr. Laveaga, J. F. Nesmith was elected Secretary and Treasurer for the ensuing year.

On motion of Mr. Baird, seconded by Mr. Laveaga, Mr. B. Peyton and...

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… Capt. Bermingham are appointed a Committee to meet any gentleman to concert measures for the benefit of the Company.

On motion adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

March 12, 1895

The regular monthly meeting of the Board of Trustees of this Company was held at the office of Company this day.

Were present, Messrs. de Guigne, Baird, Peyton, and Bermingham, the President (Capt. Bermingham) in the Chair.

Minutes of meetings February 12 and 18 read and approved.

On motion of Mr. de Guigne seconded by Mr. Baird, the report of the President and Secretary received and ordered on file.

On motion of Mr. de Guigne, seconded by Mr. Baird, a dividend of $.50 per share on the Capital Stock of the Company was declared payable 15th instant.

On motion, adjourned,

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

April 12, 1895

The monthly meeting of the Board of Trustees of this company was held this day at office of Company. Were present Messrs. Baird, de Laveaga, de Guigne, Peyton and Bermingham. The President (Capt. Bermingham) in the Chair.
Minutes of last meeting, March 12, read and on motion approved.

Reports of President and Secretary received and read and on motion of Mr. Baird seconded by Mr. de Laveaga ordered on file.

On motion of Mr. Laveaga, seconded by Mr. Baird, the following resolution was adopted to wit, Resolved, that W. R. Quinan of Pinole, Contra Costa County California be and is hereby appointed Foreman of the...

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The California Powder Works, a Corporation duly authorized under the laws of the State of California and having the place of business at 230 California St. in the said city and County of San Francisco state of California a Alexander Pollock is appointed assistant Foreman to act in place of Foreman Quinan in case of his absence.

On motion of Mr. Laveaga, seconded by Mr. Baird, the following resolution was adopted, to wit. Resolved, that John Bermingham President and J. F. Nesmith Secretary of this Company, be and they are hereby authorized to represent this Company, operating or conjointly, in all matters pertaining to drawback business at any Custom house in the United States and that as such representatives they, or either of them, are empowered to make, under oath, or otherwise, all declarations of manufacture or of exportation of articles manufactured or exported by this company, as now are or shall hereafter be required by the custom regulations or by the collection of customs at any port.

And be it further resolved, that the said John Bermingham and J. F. Nesmith, or either of them, are hereby authorized in behalf of this Company, at any customs house in the United States to execute in Companies name such bond or bonds as may be necessary to be executed to the United States or to the collector of customs in connection with the passing of entries through the customhouse at this or at any other port either for consumption, warehouse, exportation or for benefit of drawback, and also to receive in its name all sums of money which may become do it, by reason of overpayments or otherwise.

On motion of Mr. de Guigne, seconded by Mr. Baird, a dividend of $.50 per share was declared payable on the 15th instant.

On motion, adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco

May 13, 1895

The regular monthly meeting of the Board of Trustees of this company was held at office of the company this day. All of the members having been duly notified in writing, were present, Messrs. de Guigne, Laveaga, Baird, and Bermingham, the President, Capt. Bermingham, in the chair. Mr. B. Peyton absent in New York.
Minutes of last meeting, April 12, read and on motion approved.
Reports of President and Secretary received, read and on motion placed on file.

On motion of Mr. de Guigne, seconded by Mr. Laveaga the following resolution was unanimously adopted, to wit;

Resolved, that the President and Treasurer of this Company be authorized to execute the Company's note or notes for a sum not to exceed $20,000 US gold coin to be deposited in the Bank of Wells Fargo & Co. to this Company's credit to meet the current liabilities and that a copy of this resolution certified to by the Secretary accompanies such note or notes as may be given.

On motion of Mr. Laveaga, seconded by Mr. Baird, a dividend of $.50 per share was declared payable on the 15th instant.

On motion adjourned, J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco

June 12, 1895

The regular monthly meeting of the Board of Trustees of this company was held at office of the company this day, all of the members of the Board having been notified in writing. Their present Messrs. Baird, Laveaga and Bermingham, the President, Capt. Bermingham, in the Chair. B. Peyton in New York and de Guigne in route to Europe, being absent.

Minutes of last meeting, May 13, read and approved.

Report of President and Secretary received, read and on motion placed on file.

On motion of the board, seconded by Mr. Laveaga the following resolution was unanimously adopted to wit:

Resolved, that the President and Secretary of this Company be and are hereby authorized to execute promissory note or notes in the name of this Company for some not to exceed $40,000 US gold coin, the same to be deposited in the bank of Wells Fargo & Co. to the credit of this Company to meet the current liabilities and that a copy of this resolution, duly certified by the Secretary, accompany such note or notes as may be given.

On motion adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

July 12, 1895

The regular monthly meeting of the Board of Trustees of this Company was held at office of the Company this day, all the members of the board having been duly notified in writing. Were present, Messrs. de Guigne, Peyton, Laveaga, Bermingham, and Baird, the President, Capt. Bermingham, in the chair.

Minutes of last meeting, June 12, read and on motion approved.

Report of the President, received, read and on motion placed on file.

The President reports negotiations with Chinese Consul regarding settlement of any claims in behalf of nine Chinese killed in explosion of May 21, on motion of Mr. Laveaga, seconded by Mr. de Guigne, the matter was left in President Bermingham's hands to settle.

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On motion of Mr. de Guigne, seconded by Mr. Laveaga, the following resolution was unanimously adopted, to wit:

Resolved, that the President and Treasurer of this Company be and are hereby authorized to execute the Company's promissory note or notes for a sum not to exceed $50,000 US gold coin to make the current liabilities of the Company and that a copy of this resolution duly certified to by the Secretary accompany the note or notes as may be given.

On motion adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

August 12, 1895

The regular monthly meeting of the Board of Trustees of this Company was held at office of the Company this day, all the members of the Board having been duly notified in writing.
Were present, Messrs. Laveaga, Peyton, Baird, de Guigne, and Bermingham, the President, Capt. Bermingham, in the Chair.
Minutes of last meeting, July 12, read and on motion approved.
Reports of President and Secretary received, read and on motion placed on file.

On motion adjourned,

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

September 12, 1895

The regular monthly meeting of the Board of Trustees of this company was held at office of the company this day, all of the members of the board having been duly notified in writing.
Were present, Messrs. De Guigne, Peyton, Laveaga, Bermingham, and Baird, the president, Capt. Bermingham, in the Chair.
Minutes of last meeting, August 12, read and upon motion approved.
Reports of the President and Secretary received and upon motion ordered on file. There. No other business on motion, adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco

October 14, 1895

The regular monthly meeting of the Board of Trustees of this company was held at office of the company, this day, all of the members of the board having been duly notified in writing.
Were present: Messrs. Laveaga, Baird, Peyton, de Guigne, and Bermingham. The president, Capt. J. Bermingham, in the Chair.
Minutes of last meeting, September 12, read and on motion approved.
Reports of President and Secretary received and upon motion ordered on file.

The President reported having negotiated a contract with the Union oil Company for purchase of oil. On motion, duly seconded, the contract is approved and the President and Secretary are authorized and instructed to execute the same.

The President submitted a contract with the Rand Drill & Rackarock Company, negotiated with them by Mr. W. C. Quinby which the President and Secretary are authorized and instructed to execute the same.

On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

November 12, 1895

Regular monthly meeting of the Board of Trustees of this company was held at office of the Company this day, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Peyton, Bermingham, de Guigne, Laveaga, and Baird. Capt. Bermingham, the President, in the Chair.

Minutes of last meeting, October 14, read and on motion approved.

Reports of the President and Secretary received and on motion, duly seconded, ordered placed on file.

The President reported having executed a power of attorney, in favor of (Manning Brothers). Charles T. Manning authorizing him to collect on account of this Company from the government of Nicaragua the sum of $3800 and interest. On motion of Mr. Laveaga, seconded by Mr. de Guigne, this action is ratified and approved unanimously.

On motion, adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco

Thursday, December 12, 1895

The regular monthly meeting of the Board of Trustees of this Company was held at office of the Company, this day, all of the members of the board, having been duly notified in writing.

Were present, Messrs. de Guigne, Laveaga, Bermingham, Peyton, and Baird, the President, (Capt. J. Bermingham) in the Chair.

Minutes of last meeting, November 12, read and on motion approved.

Reports of the President and Secretary received, and on motion, duly seconded, ordered placed on file.

On motion of Mr. Peyton, seconded by Mr. Laveaga, the following resolution was unanimously adopted, viz.:

Resolved that Frank P. Pray a bona fide resident of the city of Denver in the County of Arapaho, in the state of Colorado, is hereby constituted and appointed the agent of this Corporation, the California Powder Works, in said state of Colorado, upon whom any and all notices and processes running to or against the said Corporation, including service of summonses, may be served, and when so served, the same shall be deemed, taken and held to be a lawful personal service on said Corporation for all purposes whatsoever, and as such agent to represent the business, pursuit and occupation of said Corporation within said state of Colorado, and in said state of Colorado to enter into any and all contracts on behalf of said Corporation, to collect any and all debts due said Corporation in said state of Colorado, and to sue for and on behalf of said Corporation in the courts of said state of Colorado.

Be it also further resolved that the said city of Denver in the said County of Arapaho is hereby designated as the principal place where the business of said Corporation shall be carried on in said state of Colorado.

On motion of Mr. Laveaga, seconded by Mr. de Guigne, the following resolution was unanimously adopted.

Resolved that the appointment of William Larned as agent for this Corporation in Colorado, be and is hereby resolved.

On motion adjourned, J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco

Monday, January 13, 1896

The regular monthly meeting of the Board of Trustees of this company was held at office of the company, this day, all of the members of the board, having been duly notified in writing.
Were present, Messrs. Peyton, Baird, Laveaga, and Bermingham. And the President, Capt. J. Bermingham, in the Chair.
Minutes of the last meeting, December 12, read and on motion duly seconded, approved.
Report of the President received and read and on motion duly seconded, placed on file.

Letters of Cake & Cake & Ehrman in regard to Astoria & South Coast Railroad, submitted and on motion of Mr. Peyton, seconded by Mr. Laveaga the matter was referred to the President with full powers to act.

The President, (Capt. J. Bermingham) reported having on January 8, 1896, borrowed from Daniel Meyer Esq. the sum of $20,000, for which amount a note was executed in the name of the Company.

On motion of Mr. Laveaga, seconded by Mr. Baird the action of the President and Secretary in making said loan is hereby unanimously ratified and confirmed.

On motion adjourned,

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

Thursday, February 13, 1896

The regular monthly meeting of the Board of Trustees of this company was held, at office of the Company, this day, all the members of the Board having been duly notified in writing.
Were present, Messrs. Laveaga, Peyton, Bermingham, and Baird, the President, Capt. Bermingham, in the Chair.
Minutes of last meeting, January 13, read and on motion, duly seconded, approved.
Report of the President, (verbal) and of the Secretary read.

On motion of Mr. Peyton, seconded by Mr. Baird, the following resolution was unanimously adopted, viz:

Resolved, that the Union Bank of Australia Limited is hereby constituted and appointed the true and lawful attorney...

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… of this Corporation, the California Powder Works, for it and in its name place and stead to inquire for, collect, and received, and to give receipts and acquittances for all monies, debts,

or credits, that may be due or owing this Corporation in Australia, and that said Union Bank of Australia, Ltd., is hereby given and granted full power and authority to do and perform all and every act and saying whatever requisite and necessary to be done, in and about the premises, as fully to all intents and purposes, as this Corporation might or could do itself, and that all that said attorney shall lawfully do or cause to be done as such return he is hereby ratified and confirmed.

On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

Monday, February 17, 1896

The annual meeting of the Stockholders of the California Powder Works was held this day at office of the Company, pursuant to the bylaws of and notice, a copy of which is here to annexed, duly published in the evening bulletin, a daily newspaper published in San Francisco and notices sent to each stockholder by mail.

The total number of shares represented were as follows.

| | | |
|---|---|---|
| J. M. Ahumada, representing his own name | 9 shares | |
| J. Bermingham, representing his own name | 59 shares | |
| by proxy B. Brewster, 350 shares, J. C. Drake, 28 shares | 378 shares | |
| by proxy M. E. Fagen, 333 shares. W. Giselman, 248 shares | 581 shares | |
| by proxy B. M. Hartshorne, 450 shares. W.L. Keye, 3 shares | 453 shares | |
| by proxy M.W. Longstreet Miner, 28 shares. Dan Turner 10 shares. | | 38 shares |
| by proxy M A. Wilcox 338 shares. A. H. Wilcox 28 shares (366 Shares) | | 2027 shares |
| C. de Guigne, representing his own name, (167 Shares) by proxy | | |
| A. M. Parrott, (1000 Shares) | | 1167 shares |
| H. L. King, representing his own name, | 9 shares | |
| by proxy E. K. Latham, 150 shares | | 159 shares |
| M. A. de Laveaga, representing his own name | 365 shares | |
| by proxy M.J. Cebrian 380 shares. M.C. de Laveaga 310 shares | 690 shares | |
| by proxy Estate of J.V. de Laveaga (450 shares) | | 1505 shares |
| E. McAllister represented by proxy Alice Decker, | | 83 shares |
| B. Peyton representing his own name | 5 shares | |
| by proxy E. I. Du Pont de Nemours Company | 6495 shares | 6500 shares |
| carried forward | | 11,450 shares |

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| | |
|---|---|
| Stockholders meeting February 17, 1896, shares carried forward | 11,450 shares |
| E. L. G. Steele & Co. represented by G. A. Moore of the firm. | 63 shares |
| T. Lundell representing in his own name, | 50 shares |
| J. D. Tallant representing in his own name, 32 shares | |
| as proxy George P. Tallant, 34 shares | |
| as proxy T. A. Trevor or, 417 shares | 483 shares |
| Total number of shares represented, | 12,046 shares |

which constituting a majority of the Stock of the Company, the meeting was called to order by the President, who announced a quorum present.
Minutes of last annual meeting February 18, 1895 read and approved.
Report of Secretary read and on motion of Mr. Tallant seconded by Mr. McAllister received and placed on file for inspection of the stockholders.
Report of the President read and on motion of Mr. Tallant, seconded by Mr. McAllister, received and placed on file.
On motion of Mr. Moore, seconded by Mr. King, it is resolved to go into the election of a Board of Trustees to serve the ensuing year.

Nominations being in order, Mr. Moore placed the following gentleman in nomination; B. Peyton, M. A. De Laveaga, C. de Guigne, M. D. Tallant, and J. Bermingham, the nominations were seconded by Mr. King. No other nominations being made, upon motion of Mr. King seconded by Mr. McAllister the nominations are declared closed. On motion of Mr. McAllister seconded by Mr. King, the Secretary is instructed to cast the ballot of the meeting for a five gentleman in nomination. This being done, on motion Messrs. McAllister and Moor were appointed Tellers, report that Messrs. B. Peyton, M. A. de Laveaga, C. de. Guigne, John D. Tallant and J. Bermingham have each received 12,406 votes and the President announced the said gentleman elected as a Board of Trustees to serve the ensuing year end until their successors are elected.

On motion of Mr. Moore, seconded by Mr. McAllister adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco
Monday, February 17, 1896

The newly elected Board of Trustees of the California Powder Works met this day at office of the Company to organize and were present Messrs. J. Bermingham, John D. Tallant, C. de Guigne, M. A. de Laveaga, and B. Peyton.

On motion Mr. Peyton was called to the Chair. On motion of Mr. de Guigne, seconded by Mr. Tallant, Capt. John Bermingham was elected President of the Board of Trustees and of the Company for the ensuing year.

On motion of Mr. de Guigne, seconded by Mr. Laveaga, J. F. Nesmith was elected Secretary and Treasurer for the ensuing year.

On motion of Mr. de Guigne, seconded by Mr. Laveaga, the following resolution was unanimously adopted.

Resolved, that the President and Treasurer of this Company be and are hereby authorized to execute the Company's note or notes for a sum or sums not to exceed $50,000 US gold coin, as may be needed in favor of Wells Fargo Company.

On motion of Mr. de Guigne, seconded by Mr. Laveaga, Mr. Peyton and Capt. Bermingham are appointed a committee to confer with committees for the other powder companies on consolidation etc.

On motion of Mr. Tallant, seconded by Mr. Peyton, the following resolution was unanimously adopted.

Resolved, that John Bermingham President and J. F. Nesmith Secretary and Treasurer be and are hereby authorized jointly or separately to received and receipt for any and all monies, checks, drafts, warrants, and other securities and representatives of value and where any of

such checks, drafts, warrants, or other papers require endorsement in the name of this Company to so render the same, hereby ratifying and confirming each action by them or either of them, this resolution to apply to all business generally of the Company, and especially to the transactions and dealings with the United States Government, in the Army, Navy and Treasury Departments, including all custom house transactions.

On motion, adjourned, J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco

Thursday March 12, 1896

The regular monthly meeting of this Company's Board of Trustees was held at office of the Company this day, all of the members of the board having been notified in writing.

Were present, Messrs. de Guigne, Tallant, Laveaga, Peyton, and Bermingham, the President, Capt. Bermingham, in the Chair.

Minutes read and on motion approved.

Reports of President and Secretary received and on motion of Mr. de Guigne, seconded by Mr. Tallant, ordered placed on file.

On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

Friday April 3, 1896

A Special Meeting of the Board of Trustees, held by order of the President, all of the members of the board having been duly notified in writing.

Present Messrs. Laveaga, de Guigne, Bermingham, and Tallant. Absent Mr. Peyton. The President, Capt. Bermingham, in the Chair.

Minutes of last meeting, March 12, 1896, read and on motion approved. The President stated that the special meeting has been called for the purpose of considering the claim against the estate of John F. Lohse, deceased, and its settlement.

On motion of Mr. Tallant, seconded by Mr. Laveaga, the following preamble and resolution was unanimously adopted. Whereas, this Corporation the California Powder Works, claims that John F. Lohse, formerly its Secretary, and late of Belvedere, Marin County, California, was at the time of his death indebted to this Corporation in a large amount for money of said Corporation converted to his own use, and that his widow Emma S. Lohse, and his two daughters Jessie C. Lohse and Emma E. Hall, wife of Robert C. Hall, are liable to this Corporation for such monies or some portion thereof and whereas the said window, without admitting any liability therefore on the part of herself or her daughters, has nevertheless made an offer to pay to this Corporation the sum of $2500 in lawful money of the United States provided this Corporation...

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… will accept that sum in full satisfaction and extinction of all its claims of every nature against said John F. Lohse and his estate, and against herself and the said daughters, and each of them, as well as against any property now owned or claimed or which may hereafter be owned

or claimed by them or any or either of them, and will release her and her said daughters and said property from all liability therefore and from all claims of every kind at present existing; now is hereby Resolved by the Board of Directors of said Corporation at this special meeting duly called, a quorum being present and acting and all the members thereof voting in favor of this resolution, that this Corporation do accept the said offer, and that upon the payment of said $2500 the same be accepted by this Corporation in full satisfaction and extinction as aforesaid and the President of this Corporation, John Bermingham, and its Treasurer, J. F. Nesmith, be and they hereby are authorized to execute in the name of this Corporation and under its seal a full and absolute release in accordance with said offer.

On motion adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

Monday, April 13, 1896

The regular monthly meeting of this Company's Board of Trustees was held at office of the Company this day, all of the members of the board having been duly notified in writing.

Were present, Messrs. Peyton, Laveaga, Bermingham, Tallant and de Guigne. The President, Capt. Bermingham, in the Chair.

Minutes read and on motion approved.

Reports of President and Secretary received and on motion of Mr. Laveaga, seconded by Mr. Tallant, ordered placed on file.

On motion of Mr. Tallant, seconded by Mr. de Guigne, the following resolution was unanimously adopted.

Resolved, that the President and Treasurer of this Company be and are hereby authorized to execute the Company's note or notes for the sum or sums not to exceed $50,000 US gold coin, as may be needed in favor of Wells Fargo & Co.

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On motion of Mr. Tallant, seconded by Mr. de Guigne, the following resolution was unanimously adopted.

Resolved, that the President and Treasurer of this company be and are hereby authorized to execute the company's note or notes the sum or sums not to exceed $25,000 US gold coin, as may be needed in favor of Donohoe, Kelly Banking Company.

On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

Monday, May 12, 1896

The regular monthly meeting of this Company's Board of Trustees was held at office of the Company this day, all of the members of the Board having been duly notified in writing.

Were present: Messrs. Laveaga, Tallant, Bermingham, and Peyton, absent Mr. de Guigne, the President, Capt. Bermingham, in the Chair.

Minutes of last meeting, April 13, read and approved.

The reports of President and Secretary received and on motion of Mr. Tallant, seconded by Mr. Laveaga, ordered on file.

The President submitted a communication from Messrs. Kittle and Company asking for a monthly salary of $125 as compensation for executing our commerce, this after general discussion is on motion of Mr. Peyton seconded by Mr. Tallant, declined and the President is requested to communicate with Messrs. Kittle.

On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

Friday, June 12, 1896

The regular monthly meeting of the Board of Trustees of this company was held at office of the Company this day, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Peyton, de Guigne, Bermingham, Laveaga, and Tallant, the President, Capt. Bermingham, in the Chair.

Minutes of last meeting, May 12th, read and approved.

Reports of President and Secretary read and on motion of Mr. Laveaga, seconded by Mr. de Guigne placed on file.

Communications from President Pund of the Giant Powder Company read and on motion of Mr. Peyton, seconded by Mr. Laveaga, the proposition was declined.

On motion, adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco

Thursday July 13, 1896

The regular monthly meeting of the Board of Trustees of this Company was held at office of the Company this day, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Tallant, and Peyton, Laveaga and Bermingham. Absent Mr. de Guigne. The President, Capt. Bermingham, in the Chair.

Reports of the President and Secretary received and upon motion of Mr. Laveaga, seconded by Mr. Tallant, placed on file.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

Wednesday August 12, 1896

The regular monthly meeting of the Board of Trustees of this Company was held at office of the Company this day, all of the members of the Board having been duly notified in writing.

Were present, Messrs. De Guigne, Laveaga, Peyton, Tallant, and Bermingham. The President, Capt. J. Bermingham.

Minutes of the last meeting, July 13, read and on motion approved.

Reports of President and Secretary, received and upon motion of Mr. de Guigne, seconded by Mr. Laveaga placed on file.

Their appearing no further business, on motion adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

Thursday August 13, 1896

A Special meeting of the Board of Trustees of this Company, was held at office of the Company this day by call of the President, all the members of the Board having been duly notified in writing.

Were present Messrs. Peyton, Tallant, Laveaga, and Bermingham, absent Mr. de Guigne, the President, Capt. Bermingham, in the Chair. Minutes of last meeting read and approved.

On motion of Mr. Peyton, seconded by Mr. Tallant, the following preamble and Resolution, were unanimously adopted.

Whereas on August 7, 1896 this Company, the California Powder Works gave to Wells Fargo Company a promissory note for the sum of $40,000 at one day after date, bearing interest of 6% per annum, duly executed by the President and Treasurer…

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… of said Company. Now therefore Resolved; that the action of the President and Secretary Treasurer in making said loan and executing said promissory note is hereby ratified and confirmed.

On motion of Mr. Laveaga, seconded by Mr. Tallant, the following resolution was unanimously adopted.

Resolved, that the President and Treasurer of this company be and are hereby authorized to execute the company's note or notes for the sum or sums not to exceed $30,000 in United States gold coin, as may be needed, in favor of Wells Fargo & Co.

On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

Monday September 14, 1896

The regular monthly meeting of the Board of Trustees of this Company, was held at office of the Company, this day, all the members of the Board having been duly notified in writing.

Were present, Messrs. Tallant, Laveaga, Peyton, de Guigne, and Bermingham, the President, Capt. Bermingham, in the Chair.

Minutes of last meeting, August 13, read and upon motion approved.

Reports of the President and the Secretary received and on motion of Mr. Laveaga, seconded by Mr. Peyton, ordered placed on file.

On motion of Mr. de Guigne, seconded by Mr. Tallant, it is Resolved that hereafter, the regular monthly meeting to be held on the 12th of each month, excepting when the 12th falls upon Saturday or Sunday, when it is to be held upon the following Monday, shall be called for at 3:00 PM.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

Monday, October 12, 1896

This being the appointed day for the regular monthly meeting and no quorum appearing, the meeting was adjourned until Thursday, October 15, 1896 at 3:00 PM by order of the President. J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco

Thursday October 15, 1896

The regular monthly meeting of the Board of Trustees of this Company, was held at office of the Company, this day, pursuant to adjournment, all of the members the Board having been duly notified in writing.

Were present, Messrs. Peyton, Laveaga, Tallant, de Guigne, and Bermingham, the President, Capt. J. Bermingham, in the Chair.

Minutes of September 14 and October 12 read and approved.

Reports of President and Secretary read and on motion received and ordered on file.

On motion of Mr. Tallant, seconded by Mr. de Guigne, it is Resolved that the regular monthly meeting of the Board of Trustees of this Company hereafter be held on the 14th day of each month at the hour of 3:00 PM, except when that day fall upon Saturday, Sunday or legal holiday, when it falls upon Saturday or Sunday the meeting to be held upon the following Monday, when it falls upon a legal holiday the meeting to be held upon the following day. Carried unanimously. On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

Monday, November 16, 1896

The regular monthly meeting of the Board of Trustees of this Company, was held at office of the Company, this day, all the members of the Board having been duly notified in writing.

Were present, Messrs. de Guigne, Laveaga, Peyton, and Bermingham, the President, Capt. Bermingham, in the Chair.

Minutes of October 12 and 15th read and on motion approved.

The reports of President and Secretary received and on motion ordered on file.

On motion of Mr. de Guigne, seconded by Mr. Laveaga, it was resolved that the President be empowered to bond the Elmore Hill Property for one year for the sum of $5000, carried unanimously.

On motion of Mr. de Guigne, seconded by Mr. Laveaga, the President is authorized to release the content property to J. H. Keller for five years or less, at a royalty or rental of 20% of the gross yield. Carried unanimously.

On motion, adjourned. J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco

Monday December 14, 1896

The regular monthly meeting of the Board of Trustees of this Company at its office this day, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Peyton, Tallant, Laveaga and Bermingham. Absent, Mr. de Guigne, the President, Capt. Bermingham, in the Chair.
Minutes of the meeting on November 16 read and on motion approved.

Resignation of Mr. C. de Guigne as a member of the Board read and upon motion of Mr. Peyton, seconded by Mr. Laveaga accepted.

Capt. A. H. Payson was placed in nomination as a member of the Board, to fill vacancy, vice Mr. de Guigne resigned, and upon motion of Mr. Laveaga, seconded by Mr. Tallant, Capt. A. H. Payson was unanimously elected a member the Board of Trustees. Capt. Payson being present here took his seat.

The reports of President and Secretary submitted and on motion received and ordered on file.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco
Thursday, January 14, 1897

The regular monthly meeting of the Board of Trustees of this Company, was held at the office, this day, all the members of the Board having been notified in writing.
Were present: Laveaga, Tallant, Payson, Peyton, and Bermingham, Capt. Bermingham, in the Chair.
Minutes of meeting December 14 read and approved on motion, duly seconded.
Report of the President read and on motion ordered placed on file.

On motion, adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco
Monday February 15, 1897

The annual meeting of the Stockholders of the California Powder Works was held this day at office of the Company pursuant to the bylaws of the Company and notice, a copy of which is hereunto in the next, duly published in the evening bulletin a daily newspaper published in San Francisco and notices sent each stockholder by mail.

On motion of Mr. Laveaga, after statement by the President that more time was necessary for the completion of the statement of the annual business of the Company, seconded by Mr. Hohwiesner the meeting was adjourned till Friday, February 19, 1897 at 1:00 PM.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco
Monday February 15, 1897

The regular monthly meeting of the Board of Trustees of this Company was held at the office this day, all of the members of the Board having been duly notified in writing.
Were present: Messrs. Payson, Tallant, Laveaga, and Bermingham, the President, Capt. Bermingham, in the Chair.
Minutes of last meeting January 14, read and approved.

Report of the President read and on motion duly seconded ordered on file.
On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St .San Francisco
Friday, February 19, 1897

The Annual Meeting of the Stockholders of the California Powder Works was held this day at the office of the Company, pursuant to the Bylaws of the Company and the adjournment from February 15, 1897 and notice, a copy of which is hereby attached, duly published in the Evening Bulletin, a daily newspaper published in San Francisco and written notices sent each Stockholder.

The President called the meeting to order and appointed Mr. F. Hohwiesner and Mr. E. McAllister Tellers, who reported the total number of shares of stock represented as follows, to wit:

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Stockholders meeting February 19, 1897; continued present,

| | | |
|---|---|---|
| John Bermingham representing his own name | 59 shares | |
| by proxy J. H. Ahmuda | 9 shares | |
| by proxy E. I. Du Pont de Nemours & Company | 6495 shares | |
| by proxy J. C. Drake | 28 shares | |
| by proxy M. E. Fagen | 333 shares | |
| by proxy B. M. Hartshorne | 450 shares | |
| by proxy M. W. Longstreet | 28 shares | |
| by proxy T. W. Miner | 28 shares | |
| by proxy A. M. Parrott | 1000 shares | |
| by proxy A. H. Payson | 167 shares | |
| by proxy D. Tuner | 10 shares | |
| by proxy M. A. Wilcox | 338 shares | |
| by proxy A. H. Wilcox | 28 shares | 8973 shares |
| | | |
| Elliott McAllister by proxy Alice Decker | 83 shares | |
| F. Hohwiesner in his own name | 74 shares | |
| M. A. de Laveaga representing his own name | 365 shares | |
| by proxy Mrs. J. C. Cebrian | 380 shares | |
| by proxy M. C. de Laveaga | 310 shares | |
| J. V. de Laveaga, estate of | 450 shares | 1505 shares |
| | | |
| J. B. Merritt, in his own name | 25 shares | |
| F. Sundell, in his own name | 50 shares | |
| John D. Tallant, in his own name | 34 shares | |
| by proxy for Tallant B Co. F. A. Trevor | 417 shares | |
| H. E. Monroe, by proxy George Tallant | 32 shares | |
| Hugo Duveneck Pres. Thannhäuser & Co. | 40 shares | |
| George Underhill, by estate H. L. King | 9 shares | |
| E. K. Latham, [Mrs. E. K. Latham] | 150 shares | |

Total 11,392 shares

and the President announced a quorum being present the meeting would proceed to business.

Minutes of last annual meeting February 17, 1896 end of meeting of January 15, 1897 read and on motion approved.

Report of Secretary received and ordered placed on file subject to inspection of stockholders.

Report of President read and on motion of Mr. Hohwiesner, seconded by Mr. Tallant, received and ordered on file.

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On motion of Mr. Merritt, seconded by Mr. Hohwiesner, it was unanimously resolved, that all agreements purchases, sales, payments, and all other acts of the board of directors, trustees of this company, of every nature, done, have and made and performed by said board, during the last year ensuing, and all acts of the officers of said company during said time, are hereby approved, ratified and confirmed. Unanimously adopted.

On motion duly seconded, it was resolved to go into in election of the Board of Trustees, and nominations being in order Mr. Duveneck nominated John Bermingham, B. Peyton, A. H. Payson, M. A. De Laveaga, and J. D. Tallant. Mr. Merritt seconded denominations. There being no other nominations upon motion they were declared closed.

On motion of Mr. Hohwiesner, seconded by Mr. Underhill the Secretary was instructed to cast the vote of the meeting for the five gentleman in nomination. This being done, the tellers Mr. Hohwiesner and McAllister reported that J. Bermingham, B. Peyton, A. H. Payson, M. A. De Laveaga, and J. D. Tallant had each received 11,392 votes and they were duly declared elected as a Board of Trustees to serve the ensuing year.

On motion of Mr. Underhill, seconded by Mr. Laveaga it was resolved to adjourn.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St.

San Francisco, Friday, February 19, 1897

The newly elected Board of Trustees of the California Powder Works met at this office of the company having been duly notified in writing to organize.

Were present, Messrs. Tallant, Bermingham, and Laveaga. Mr. Laveaga, on motion, was called to the Chair.

On motion duly seconded, Capt. John Bermingham was duly elected president of the Board of Trustees and of the company for the ensuing year.

Capt. Bermingham here took the Chair as President. On motion of Mr. Tallant, seconded by Mr. Laveaga, J. F. Nesmith was duly elected Secretary and Treasurer for the ensuing year. On motion of Mr. Laveaga, seconded by Mr. Tallant, B. Peyton is duly elected superintendent of the company for the ensuing year.

On motion, adjourned. J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco
Monday, March 15, 1897

The regular monthly meeting of the Board of Trustees of this Company was held at the office this day, all of the members of the Board having been duly notified in writing.
Were present, Messrs. A. H. Payson, Tallant, Laveaga, and Bermingham, the President, Capt. Bermingham, in the Chair.
Minutes of last meeting February 19, read and on motion approved.
Reports of the President and Secretary received and on motion of Mr. Tallant, seconded by Capt. Payson ordered placed on file.

On motion of Mr. Tallant, seconded by Mr. Laveaga, it was resolved, that the President be and is hereby authorized to execute in behalf of the Company by signing its corporate name and that the Secretary be and is hereby authorized to fix the Corporate Seal of the Company to a contract in writing between the California Powder Works, the Giant Powder Company, Consolidated the Judson Dynamite and Powder Company of California, and the Eastern Dynamite Company, organized under the laws of New Jersey and having its principal place of business in New York City, dated March 10, 1897 and having for its object the fixing of prices in the states of Montana, Colorado, Utah, and Wyoming and the Territory of New Mexico, known as the Neutral Belt, unanimously carried.

On motion of Mr. Laveaga, seconded by Mr. Tallant, the following preamble and resolution were adopted.

Whereas, a contract in writing between the California Powder Works, as party of the first part, the Giant Powder Company consolidated, as party of the second part, and the Judson Dynamite and Powder Company, as party of the third part, providing for the arranging and maintenance of reasonable rates of prices for goods manufactured and dealt in by the said Companies respectively has been agreed upon by said Companies and has been reduced to writing under the direction of the attorneys of said Companies and is now produced before this Board, now therefore it was;

Resolved, that the President be and is hereby authorized to execute the said contract, on behalf of the Company by signing its corporate name to said contract and that the Secretary be and is hereby authorized to affix the Corporate Seal of the Company to said contract.
Unanimously carried.

The President, submitted an agreement between the California Powder……

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…. Works, the Giant Powder Company, and the Judson Dynamite & Powder Company of California and the Eastern Dynamite Company of the State of New Jersey, the Aetna Powder Company of Gary, Indiana, arranging for the conduct of business in the Republic of Mexico.

On motion of Capt. Payson, seconded by Mr. Tallant, it was Resolved, that the President be and is hereby authorized to execute the said contract on behalf of this Company by signing its Corporate name thereto and that the Secretary be and is hereby authorized to affix the Corporate Seal to said contract.
Unanimously carried.

On motion of Capt. Payson, seconded by Mr. Tallant, it was Resolved, that the President and Treasurer of this Company be and hereby are authorized to execute Company's note or notes for sum or sums not to exceed $100,000 in United States gold coin in such amounts as may be required from time to time in favor of Wells Fargo & Co. Unanimously carried.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

Wednesday, April 14, 1897

The regular monthly meeting of the Board of Trustees of this Company was held at its office this day, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Peyton, Laveaga, Tallant and Payson. On motion of Mr. Laveaga, seconded by Mr. Tallant, Mr. Peyton was called to the Chair.

Minutes of last meeting, March 15, read and on motion approved.

Reports of President and Secretary submitted and read and on motion of Capt. Payson, seconded by Mr. Tallant, ordered placed on file.

On motion of Capt. Payson, seconded by Mr. Laveaga, it was resolved that William C. Quinby be appointed the Agent and Attorney for this Company for the following purposes and with the powers hereinafter enumerated, namely:

First: in its name, place and stead to sue for, collect and receive, and to give receipts and acquittances for, all monies debts or credits of every description whatever that may be due…

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… or owing to said California Powder Works in Australasia;

Second: to take possession, care for and dispose of any and all property of said California Powder Works in Australasia, and for that purpose, if necessary, to institute and prosecute actions for the recovery of the same;

Third: to transact any and all business for and on behalf of said California Powder Works with the firm of Rand Drill and Rackarock Company and to do all things which in his discretion may be proper or necessary on behalf of said California Powder Works touching a certain agreement between said Rand Drill and Rackarock Company and said California Powder Works dated August 22, A.D. 1895, and in that behalf to make such settlements, arrangements and new agreements with said Rand Drill and Rackarock Company and to modify and discharged said agreement of August 22, A.D. 1895 as he may be advised.

And the President and Secretary of this Company are hereby authorized and directed to make, execute and deliver, under the seal of this Corporation, to said William C. Quinby a power of attorney in writing and in conformity with this resolution.

Unanimously carried.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

Friday, May 14, 1897

The regular monthly meeting of the Board of Trustees of this Company was held at its office this day, all of the members of the Board having been duly notified in writing.

D. Laveaga and Tallant present, the President, Capt. Bermingham, and Messrs. Payson and Peyton absent.

On motion Mr. de Laveaga was called to the chair. They Secretary stated that Capt. Bermingham would return within two or three days and upon motion the meeting was adjourned until Tuesday, May 18, at 3:00 PM

J. F. Nesmith, Secretary

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## Office of the California Powder Works

230 California St. San Francisco

Tuesday May 18, 1897

The adjourned monthly meeting of the Board of Trustees of this Company was held at its office this day all the members of the Board having been duly notified in writing.

Were present Messrs. Peyton, Bermingham, Laveaga, Payson, and Tallant, the President, Capt. Bermingham, in the Chair.

Minutes of April 14 and it May 14 read and on motion approved.

Reports of President and Secretary submitted, and on motion of Capt. Payson, seconded by Mr. Laveaga, ordered placed on file.

On motion of Capt. Payson, seconded by Mr. Tallant, it was Resolved, that the President and Secretary be and are hereby authorized to lease certain premises, Northeast corner Battery and Bush streets, for the Company's use as an office at $150 per month, on such conditions as approved by them and the Company's attorney. Unanimously carried.

On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

230 California St. San Francisco

June 14, 1897

The regular monthly meeting of the Board of Trustees of this Company was held at the office this day, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Payson, Tallant, Laveaga, Peyton and Bermingham, the President, Capt. Bermingham, in the Chair.

Minutes of last meeting May 18, read and on motion approved.

Reports of the President and Secretary submitted and on motion of Capt. Payson, seconded by Mr. Tallant, received and ordered on file. The President submitted telegraphic correspondence with the Repauno Chemical Company upon the subject of negotiations with the European Dynamite Companies.

On motion of Capt. Payson, seconded by Mr. Laveaga resolved that the monthly meeting of the Board of Trustees of this Company shall be held on the 16th day of each month at 1:00 PM except when that day falls upon Sunday, Saturday or a legal holiday, in which event it shall be held upon the first following business day.

On motion, adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco
Friday, July 16, 1897

The regular monthly meeting of the Board of Trustees of the Company was held at the new office of the Company this day, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Laveaga, Payson, and Bermingham, the President, Capt. Bermingham, in the Chair.

Minutes of the last meeting, June 14, read and approved.

Report of the Secretary received and ordered on file.

On motion of Capt. Payson, seconded by Mr. Laveaga the President and Secretary are authorized to execute such power of attorney in favor of Daniel Turner to represent the Company in Mexico as our attorney, (Mr. Pillsbury, recommends). Carried unanimously.

The President submits contract between this Company and the Giant Powder Company in regard to Clipper Gap Mills, on motion of Mr. Laveaga, seconded by Capt. Payson, the same is ratified and confirmed.

The President reported that having found it necessary that this Company should be represented at the London conference of the American Explosive Companies with the Nobel Companies, Mr. Peyton had gone on and being joined by Mr. Eugene du Pont, arrived in London yesterday upon which day a meeting had been arranged. Not hearing from Mr. Peyton today indicates a favorable conclusion of the negotiations.

On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco
Friday, August 16, 1897

The regular monthly meeting of the Board of Trustees of this Company was held at the office of the Company this day all the members of the Board having been duly notified in writing.

Were present, Messrs. Tallant, Laveaga, and Bermingham, the President, Capt. Bermingham, in the Chair. Absent Messrs. Payson, out-of-town, and Peyton, in Europe on business for the Company.

Minutes of last meeting, July 16, read and on motion approved.

Reports of President and Secretary received and ordered on file.

Mr. Tallant offered the following resolution which was seconded by Mr. Laveaga.

Resolved, that the President of this Company be…

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… and is hereby authorized to sign the agreement arrived at in London, July 15, 1897, by and between the representatives of the American and European Explosive Companies named therein. More particularly set forth in the copy of said agreement which has been read at this meeting. Carried unanimously.

On motion of Director Laveaga, seconded by Director Tallant, it was unanimously, Resolved, that Daniel Turner, the Superintendent of Wells Fargo & Co. in the City of Mexico, in the Republic of Mexico, is hereby appointed the Agent and Attorney of this Company, with full power and authority for it and in its name, place and stead, within the said Republic of

Mexico, to ask, demand, sue for, recover, collect, and receive all such sum of money, debts, dues and other demands of every nature whatsoever as are now or shall hereafter become due, owing, payable or belonging to this Company; to Institute, conduct, prosecute and compromise suits on behalf of this company, satisfy and discharged any judgments rendered thereon, and to collect and receive all monies due said Company in said Republic, and give proper acquaintances therefore. Also for this Company and in its name, to demand, received and take any property in said Republic to it belonging, and institute and maintain actions at law for the possession thereof, and to give all such instruments in writing as may be necessary or proper in the full execution hereof. And that the President and Secretary of this Company are hereby authorized and empowered to execute under the seal thereof, a power of attorney to said Daniel Turner in accordance with this resolution. Carried unanimously.

On motion of Mr. Laveaga, seconded by Mr. Tallant, resolved, that the President and Treasurer of this Company be and are hereby authorized to execute the Companies note or notes for the sum or sums not to exceed $50,000 in US gold coin in favor of E. J. Le Breton, with interest at the rate of 5% per annum, payable monthly. Carried unanimously.
On motion, adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco
Thursday, September 16, 1897

The regular monthly meeting of the Board of Trustees of this Company was held at the office of the Company this day, all of the members of the Board having been notified in writing.
Were present, Messrs. Bermingham, Laveaga, and Payson, the President, Capt. Bermingham, in the Chair. Absent Messrs. Tallant and Peyton, out of the state.
Minutes of the last meeting, August 16, 1897 read and on motion approved.
Reports of the President and Secretary submitted, accepted and ordered on file.

On motion of Director Capt. Payson, seconded by Director Laveaga, it was unanimously, Resolved: that Daniel Turner, the Superintendent of Wells Fargo & Co. in the city of Mexico in the Republic of Mexico, is hereby appointed the Agent and Attorney of this Company, with full power and authority for it and in its name, place and stead, within the said Republic of Mexico, in ample representation of the said company, to collect and receive the amounts of money, goods and values which are owing to it, and to give for what he receives the necessary receipts, cancellations and discharges; to demand, give and liquidate accounts; two approved of them or to reject them, naming, whence are required, the necessary experts for their formation; to enter into compacts and compromises upon the rights of the Company, whether or not they be in litigation; to appear before the officers and courts of the Federation and of the States, to institute prosecute and defend all kinds of actions and claims of any kind; to accuse and to contest accusations; to challenge or to submit to the jurisdiction of the court, to challenge judges, magistrates and other persons that are challenge of all; to form interrogatories put to witnesses in the course of legal proceedings, and to waive questions and answers of interrogatories; to examine signatures and documents; two render all kinds of evidence; to make deeds; to start incidental questions and incidents; to consent to degrees and judgments, or interpose against them all the ordinary recourses and their derogatory is, as also the

extraordinary ones of responsibility, protection and repeal; to desist from the intended acts and recourses interposed; to enter into ordinary contracts to renew obligations formally contracted; to substitute contracts; to substitute this power in whole or in part, and to revoke such substitutions as he may have made. And that the President and Secretary of this Company are hereby authorized and empowered to execute a power of…..

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….. Attorney to said Daniel Turner in accordance with this resolution. Carried unanimously.

On motion of Capt. Payson, seconded by Mr. Laveaga it was Resolved: that the President of this Company be and is hereby authorized to purchase for account of said Company the right of redemption of J. H. Tennent to certain pieces or parcels of land containing about 385 acres situated adjoining the Village of Pinole, Contra Costa County, California, more particularly described in a certain deed given by Kate Cousins et al. to said James H. Tennent, dated November 20, 1888, which lands were mortgaged to Bernardo Fernandez, January 4, 1892, and sold under execution by the Sheriff of Contra Costa County to said Fernandez in August last for the sum of $14,000. Carried unanimously.

On motion of Mr. Laveaga, seconded by Capt. Payson, Resolved, that the President and Treasurer of this Company be and are hereby authorized to execute the Company's note or notes for a sum or sums not to exceed $20,000 in United States gold coin, in favor of E. J. Le Breton, with interest at the rate of 5%, per annum payable monthly. Carried unanimously.

On motion of Capt. Payson, seconded by Mr. Laveaga, Resolved, that the President and Treasurer of this Company be and are hereby authorized to execute the Company's note or notes for a some or sums not to exceed $50,000 in United States gold coin in favor of Wells Fargo & Co. Bank.

Carried unanimously.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Monday, October 18, 1897

The regular monthly meeting of the Board of Trustees of this Company was held at the office this day, all the members of the Board having been duly notified in writing.

Were present, Messrs. Bermingham and Laveaga, the President, Capt. Bermingham, in the Chair. There being no quorum present, on motion adjourned till Tuesday, October 19, 1897 at 1 PM.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco

Tuesday, October 19, 1897

The adjourned monthly meeting of the Board of Trustees of this company was held at the office of the company, this day, all of the members of the board having been duly notified in writing.

Were present, Messrs. Payson, Laveaga, and Bermingham, the President, Capt. Bermingham, in the Chair. Peyton and Tallant out of the State. Minutes of meetings September 16 and October 18 read and upon motion approved.
Reports of President and Secretary received and upon motion of Capt. Payson, seconded by Mr. Laveaga, ordered on file.

On motion of Capt. Payson, seconded by Mr. Laveaga, Resolved, that the action of President Bermingham paying $2500 more to protect the title of the Tennant's ranch then provided for in the resolution of September 16, 1897 be and is hereby ratified and approved, carried unanimously.

On motion of Mr. Laveaga, seconded by Capt. Payson, Resolved, that the action of the President and Treasurer of the Company on October 15, 1897 borrowing from the Donohoe Kelly Banking Company, the sum of $35,000 US gold coin at one day after date and executing the Company's note for the same at 5% per annum, is hereby ratified and approved of. Carried unanimously.

On motion of Mr. Laveaga, seconded by Capt. Payson, the action of President Bermingham in opening a bank account with the Donohoe Kelly Banking Company was ratified and approved. Carried unanimously. On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco
Tuesday, November 16, 1897

The regular monthly meeting of the Board of Trustees of this company was held at the office of the Company this day, all of the members of the Board having been duly notified in writing.
Were present, Messrs. Peyton, Laveaga, Payson, and Bermingham, the President, Capt. Bermingham, in the Chair.
Minutes of last meeting, October 19, read and on motion approved.
Reports of the President and Secretary received and upon motion of Capt. Payson, seconded by Mr. Laveaga, ordered on file.

The President reports having made deed of certain property in town of Haily on November 6, 1897, being a house and property for debt.

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… and upon motion of Mr. Laveaga, seconded by Capt. Payson, it was resolved that the action of the President and Secretary and executing a deed to Alice Sparks of Blackbird, County of Lenhi, State of Idaho for the following described property, situated in Blaine County State of Idaho. Lots one and two and three in block 23 of the town of Haily, more particularly described on the revised plat of said town on file in the recorder's office of said County together with the improvements thereon. Carried unanimously.

On motion of Capt. Payson, seconded by Mr. Laveaga, it was resolved that Wells Fargo Company Bank are authorized and requested to pay all checks drawn by B. Peyton, Superintendent or W. C. Peyton, Assistant Superintendent upon this Office the same being devised by the Company's stamped and signature of either of the following, J. Bermingham, President, J. F. Nesmith, Secretary, E. A. Wettig, J. P. Wallace. Carried unanimously.
On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco
Thursday, December 16, 1897

The regular monthly meeting of the Board of Trustees of this Company was held at the office of the Company, this day, all the members of the Board having been duly notified in writing.
Were present, Messrs. Tallant, Payson, Laveaga, Peyton, and Bermingham, the President, Capt. Bermingham, in the Chair.
Minutes of last meeting, November 16, read and on motion approved.
Reports of President and Secretary received and on motion of Mr. Tallant, seconded by Mr. Peyton, received and ordered on file.
On motion of Capt. Payson, seconded by Mr. Laveaga, Resolved, that the President and Treasurer of this company be and are hereby authorized to execute the company's note or notes for the sum not to exceed $50,000 in US gold coin in such amounts as may be required from time to time in favor of Wells Fargo & Co. Carried unanimously.
On motion of Capt. Payson, seconded by Mr. Laveaga, Resolved, that the President and Treasurer of this company be and are hereby authorized to execute companies note or notes for the sum not to exceed $50,000 in US gold coin in such amounts as may be required from time to time in favor of the Donohoe….

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… and Kelly Banking Company. Carried unanimously.

A notice to the public that this Company will not be responsible for any debt incurred by M. Archambault and his associates or assigns in connection with any work which they do upon the Elmore Hill claim, being read. Upon motion of Capt. Payson, seconded by Mr. Tallant, the Secretary is instructed to cause said notices to be posted and filed in accordance with the instructions of the company's attorney, carried unanimously.

On motion, adjourned to meet Saturday, December 18, 1897 at 10 AM.

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco
Saturday, December 18, 1897

The adjourned meeting of the Board of Trustees of the California Powder Works was held at the office of the Company this day, all the members of the Board having been duly notified in writing, were present Payson, Laveaga, Peyton, Bermingham, and Tallant. The President, Capt. Bermingham, in the Chair.

On motion reading of the minutes were dispensed with after some general conversation there being no business on motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco
Monday, January 17, 1898

The regular monthly meeting of the Board of Trustees of this Company was held at the office of the Company this day all the members of the Board having been duly notified in writing.
Were present, Messrs. Peyton, Laveaga, and Payson.
Upon motion duly seconded Mr. Peyton was called to the Chair.

Minutes of meeting held 16th and 18th December read and approved.

On motion of Capt. Payson, seconded by Mr. Laveaga, it was Resolved that a power of attorney appointing A. F. Pollock Agent of the Company in the State of Colorado be prepared by Mr. Pillsbury and that the President and Secretary be and are hereby authorized to execute the same. Carried unanimously.

On motion, adjourned. J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco

Wednesday, February 16, 1898

At the regular monthly meeting of the Board of Trustees of the California Powder Works to be held this day, all of the members of the Board having been duly notified in writing were present, Messrs. Payson and Laveaga.

There being no quorum the board adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Friday, Monday, February 21, 1898

At the annual meeting of the stockholders of the California Powder Works call for this day pursuant to the Bylaws of the Company and hearing that there was no quorum present, on motion, the President declared the meeting adjourned till Thursday, March 17, 1898 at 1:00 PM

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Wednesday, March 16, 1898

The regular monthly meeting of the Board of Trustees of this Company was held at the office of the Company, this day, all of the members of the Board having been duly notified in writing. Were present, Messrs. Tallant, Payson, Laveaga, Peyton, and Bermingham, the President, Capt. Bermingham, in the Chair.

Minutes of meeting on January 17 and memorandum of no quorum on February 16 read and on motion approved.

Reports of President and Secretary submitted and on motion of Mr. Laveaga, seconded by Capt. Payson, ordered received and ordered placed on file.

On motion of Mr. Laveaga, seconded by Capt. Payson, it was resolved, that Bernard Peyton, Superintendent and William C. Peyton assistant Superintendent are each of them authorized to enter into contracts with bonds for the fulfillment thereof in the name of this Company, with the Ordnance Departments U.S. Army for deliveries of powders of all descriptions, and to make and deliver receipts for payments for the same, and generally to transact all business with said departments as completely as the same could be done by the Board of Trustees of the Company, and that all contracts of the said Superintendent and assistant Superintendent in the premises are hereby ratified and confirmed. Carried unanimously.

On motion, adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco
Wednesday, March 17, 1898

The annual meeting of the stockholders of the California Powder Works was held this day at office of Company, pursuant to the bylaws of the Company and the adjournment from February 21, 1898 and notice a copy of which is here to annexed, duly published in the Evening Post a daily newspaper published in San Francisco and written notices sent to each stockholder.

The President called the meeting to order and appointed Messrs. E. S. Pillsbury, and F. Hohwiesner Tellers to examine proxies and report upon stock represented. After due examination the Tellers reported a total number of shares of stock represented, as follows, to wit; present:

| | | |
|---|---|---|
| John Bermingham, representing in his own name | 88 shares | |
| M. E. Fagen, by proxy | 333 shares | |
| W. Giselman, by proxy | 124 shares | |
| Benjamin Hartshorne, by proxy | 450 shares | |
| M. A. Lawton, by proxy | 100 shares | |
| Theresa A. Lawton, by proxy | 100 shares | |
| J. D. Tallant, by proxy | 34 shares | |
| Daniel Turner, by proxy | 10 shares | |
| M. A. Wilcox, by proxy | 119 shares | 1358 shares |
| | | |
| Elizabeth T. Brice, representing in her own name | 67 shares | |
| W. T. Kittle, representing Martha Ann Kittle by proxy | 125 shares | |
| M. A. De Laveaga, representing in his own name | 365 shares | |
| M. C. De Laveaga, as attorney in fact | 310 shares | |
| Estate of J. V. De Laveaga, as executor | 450 shares | |
| M. C. Cebrian, and by proxy | 380 shares | |
| J. C. Cebrian, and by proxy | 25 shares | 1530 shares |
| | | |
| M. Meyer, representing in his own name | 271 shares | |
| G. A. Moore, representing E. L. G. Steele & Co. | 63 shares | |
| and representing G. A. Low, | 50 shares | 113 shares |
| | | |
| Total shares forward | | 3464 shares |

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| | | |
|---|---|---|
| Total shares brought forward | | 3464 shares |
| J. F. Nesmith, representing his own name | 79 shares | |
| Sutro & Co. by proxy | 150 shares | 229 shares |
| | | |
| A. H. Payson, representing in his own name | | 167 shares |
| B. Peyton, and Alice D. McAllister | 83 shares | |

| | | |
|---|---|---|
| Representing in his own name | 5 shares | |
| El du Pont the memoir company by proxy | 6495 shares | 6583 shares |
| | | |
| E. L. Pillsbury, representing in his own name | | 275 shares |
| Fred Sundell, representing in his own name | | 50 shares |
| F. Hohwiesner, representing his own name | | 74 shares |
| Jason Palache, representing H. Dewitt Kittle by proxy | | 125 shares |
| W. L. Keyes, are presenting in his own name | 3 shares | |
| Representing W. T. R. guardian | 124 shares | 127 shares |
| L. C. Bigelow representing | | |
| Benjamin Brewster as executor | | 350 shares |
| | | |
| | Total | 11,444 shares |

The President announced the presence of a quorum and minutes of meeting held February 19, 1897 and memo of adjournment of meeting February 21, 1898 read and on motion approved. Report of President read and on motion, duly seconded ordered received and placed on file. Report of Secretary submitted and on motion ordered placed on file.

The following resolution was offered by Mr. Bigelow and seconded by Mr. Pillsbury,

Resolved, that all agreements, purchases, sales, payments and all other acts of the Board of Trustees of this Company of every nature, done, taken, made and performed by said Board during the last year past, and all accounts of the Officers of said Company during said time are hereby, approved, ratified and confirmed.

Carried unanimously.

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Proceedings of the Stockholders Meeting, March 17, 1898

Communication from Mr. John D. Tallant declining reelection received and ordered on file.

On motion duly seconded, it was resolved to go into an election of the Board of Trustees to serve the ensuing year, and nominations being in order, the following names were placed in nomination, Messrs. B. Peyton, A. H. Payson, J. Bermingham, M. A. de Laveaga, and E. S. Pillsbury. There being no further nominations, on motion duly seconded nominations are declared closed.

On motion of Mr. Bigelow seconded by Mr. Sundell, the Secretary was instructed to cast the vote of the meeting for the five gentleman whose names were in nomination, is having been done, the Tellers, Hoh, reported the following named gentlemen, to wit; B. Peyton, A. H. Payson, J. Bermingham, M. A. De Laveaga, and E. S. Pillsbury had each received 11,444 votes, or upon the President, announced that the said above named five gentlemen had been duly elected trustees of the Company for the ensuing year.

On motion of Mr. Laveaga, seconded by Capt. Payson, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Thursday, March 17, 1898

The newly elected Board of Trustees of the California Powder Works met this day, at office of the Company, to organize.
Were present, Messrs. Bermingham, Pillsbury, Laveaga, Payson, and Peyton. On motion, Mr. Pillsbury was called to the Chair, J. F. Nesmith, acting as Secretary.

On motion of Capt. Payson, seconded by Mr. Laveaga, Capt. John Bermingham was elected President of the Board of Trustees and the Company to serve for the ensuing year. Capt. Bermingham here took the Chair as President.

On motion of Mr. Pillsbury, seconded by Capt. Payson, J. F. Nesmith was elected Secretary and Treasurer of the company for the ensuing year.

On motion of Mr. Laveaga, seconded by Mr. Pillsbury, B. Peyton was elected Superintendent of the Company for the ensuing year.

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On motion of Mr. Pillsbury, seconded by Mr. Laveaga, resolved, that the President and Treasurer be and are hereby authorized to execute the Company's note or notes for a sum or sums not to exceed $30,000 in United States gold coin in favor of Wells Fargo & Co. bank.

Carried unanimously.

On motion of Mr. Pillsbury, seconded by Mr. Laveaga, Resolved, that the President and Treasurer be and are hereby authorized to execute a Company note or notes for a sum or sums not to exceed $20,000 in US gold coin in favor of the Donohoe -- Kelly Banking Company. Carried unanimously.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco
Monday, April 18, 1898

The regular monthly meeting of the Board of Trustees of this Company was held at the office of the Company this day all of the members of the Board having been duly notified in writing.
Were present, Messrs. Peyton, Laveaga, Pillsbury, and Bermingham.
The President, Capt. Bermingham, in the Chair.
The minutes of the meeting of January 17 and March 17 read and upon motion approved.

Reports of the President and Secretary submitted and on motion duly seconded received and ordered on file.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco
Thursday, May 16, 1898

The regular monthly meeting of the Board of Trustees of this company was held at the office of the company this day, all of the members of the board having been duly notified in writing.
Were present, Messsrs. Pillsbury, Payson, Peyton, Laveaga, and Bermingham. The President, Capt. Bermingham, in the Chair.
Minutes of meeting on April 18 read and on motion approved.

Reports of President and Secretary submitted and on motion of Capt. Payson, seconded by Mr. Laveaga, ordered received and placed on file.

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Meeting of the board May 16, 1898 continued

On motion of Capt. Payson, seconded by Mr. Laveaga, the following resolution was unanimously adopted viz:

Resolved, that the City of Denver, in the County of Arapahoe, in the State of Colorado, is hereby designated as the principal place where the business of this Corporation shall be carried on in the said state of Colorado.

Be it also further resolved: whereas Frank P. Pray, a duly authorized agent of this Corporation in the said state of Colorado, died on the third day of November 1897, that Alexander Fletcher:, a bona fide resident of said City of Denver in said County of Arapahoe, in the State of Colorado, is hereby constituted and appointed an agent of this Corporation in said State of Colorado, upon whom any and all notices in processes running to or against said Corporation, including service of summons, may be served, and when so served, the same shall be deemed, taken and held to be a lawful personal service of the said Corporation for all purposes whatsoever, and as such agent to represent the business, pursuant and occupation of said Corporation within said state of Colorado, and in said State of Colorado to enter into any and all contracts on behalf of said Corporation, to collect any and all that is due said Corporation in said State of Colorado, and to sue for and on behalf of said Corporation in the course of said State of Colorado. Carried unanimously.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Thursday, May 19, 1898

A special meeting of the Board of Trustees of this Company was held at office of the Company, this day upon call by the President, all the members of the Board having been notified in writing, were present, Payson, Laveaga, Pillsbury, and Bermingham. Mr. Peyton, who was absent being en route to Washington, in the interests of the Company, the President, Capt. Bermingham, in the Chair. On motion reading the minutes of last meeting were dispensed with.

Communication from ---------- to Superintendent Peyton, in regard to troops to guard Santa Cruz works read and upon motion of Capt. Payson, seconded by Mr. Pillsbury, it was……..

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Meeting of the board May 19, 1898 continued

Resolved that the President, Capt. Bermingham, is requested to confer with General Merriam in regard to placing a military guard at Santa Cruz and Hercules. Carried unanimously.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Thursday, June 16, 1898

The regular monthly meeting of the Board of Trustees of this company, was held at the office of the Company, this day all of the members of the Board having been duly notified in

writing, were present Messrs. Peyton, Laveaga, Payson, and Bermingham, the President, Capt. Bermingham, in the Chair.
Minutes of meetings of May 16 and 19 read and on motion approved.

Report of President and Secretary read and on motion of Capt. Payson, seconded by Mr. Laveaga, ordered received and placed on file.

On motion, adjourned, J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco
Monday, July 18, 1898

The regular monthly meeting of the Board of Trustees of this Company, was held at the office of the Company 330 Market St. San Francisco, this day, all of the members of the Board having been duly notified in writing, were present Messrs. Pillsbury, Laveaga, and Peyton. The President, Capt. Bermingham, being absent, on motion of Mr. Laveaga, seconded by Mr. Pillsbury, Mr. Peyton was called to the Chair.
Minutes of meeting of June 16, read and approved.
Reports of President and Secretary read and on motion of Mr. Laveaga seconded by Mr. Pillsbury, ordered placed on file.

On motion of Mr. Pillsbury, seconded by Mr. Laveaga, Resolved, that the President and Treasurer are hereby authorized to execute Company's note or notes the sum or sums not to exceed $100,000 US gold coin in favor of Wells Fargo Bank.
Carried unanimously.
On motion, adjourned. J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco
Tuesday August 16, 1898

The regular monthly meeting of the Board of Trustees of the California Powder Works, was held this day at office of the Company 330 Market St., San Francisco, all of the members of the Board having been duly notified in writing. Were present, Messrs. Peyton, Laveaga, Payson, Pillsbury, and Bermingham. The President, Capt. Bermingham, in the Chair.
Minutes of meeting held July 18 read and upon motion duly seconded approved.

Reports of President and Secretary read and on motion of Mr. Laveaga, seconded by Capt. Payson, ordered received and placed on file.

Reports of Capt. Quinan, Superintendent of Hercules Works, read, reported August 15 and treated fully the explosion at Hercules July 27. Ordered received and placed on file.

The President submits contract entered into August 1, 1898 with the Big Creek Power Company by which said Company agrees to furnish the California Powder Works 150 continuous horsepower from September 1, 1898.

On motion of Mr. Pillsbury, seconded by Mr. Peyton, the President and Secretary are hereby authorized in instructed to execute said contract in the name and under the corporate seal of this Company. Carried unanimously.
On motion, adjourned, J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Thursday, August 25, 1898

A Special meeting of the Board of Trustees of the California Powder Works was held by order of the President, this day at office this of Company 330 Market St., San Francisco. All the members of the Board having been duly notified in writing.

Were present, Messrs. Payson, Laveaga, Pillsbury, Peyton, and Bermingham. The President, Capt. Bermingham, in the Chair.

On motion of Trustees, E. S. Pillsbury, seconded by trustee A. H. Payson Resolved, that Bernard Peyton is hereby authorized to sign proposals in behalf of this Company for 1,000,000 pounds of smokeless powder, or any part thereof under the advisement of the Secretary of the Navy, dated August 1, 1898, hereby ratifying and confirming all that the said Bernard Peyton made do in the premises, with full power and authority to make any and…….

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Special Meeting of Board August 25, 1898 continued

… all contracts sign all papers in the name of this Company to carry out the purposes of this resolution. Carried unanimously.

On motion of Trustee E. S. Pillsbury, seconded by Trustee Laveaga, Resolved, that the President and Treasurer be and are hereby authorized to execute the Company's note or notes for a sum or sums not to exceed $200,000 in favor of Wells Fargo Bank. Carried unanimously.

On motion of Mr. Pillsbury, seconded by Laveaga, the matter of arranging a credit, or making an advance in the Buckman and Relso contract referred to President Bermingham with full power to act. Carried unanimously.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Friday, September 16, 1898

The regular monthly meeting of the Board of Trustees of the California Powder Works, was held this day at the office of the Company 330 Market St., San Francisco, all the members of the Board having been duly notified in writing.

Were present, Messrs. Payson, Pillsbury, Laveaga, and Bermingham. The President, Capt. Bermingham, in the Chair. Mr. B. Peyton absent in the East on company's business.

Minutes of regular meeting of August 16 and a special meeting of August 25 read and on motion approved.

Communications from Mr. Peyton and the reports of President and Secretary read and on motion of Capt. Payson, seconded by Mr. Laveaga, ordered received and placed on file.

On motion of Capt. Payson, seconded by Mr. Pillsbury, the following resolution was unanimously adopted.

Resolved, that John Bermingham, President and J. F. Nesmith Secretary and Treasurer be and are hereby authorized, jointly or severally, to received and receipt for any and all monies checks, drafts, warrants and other securities and representatives of value, and where any of

such checks, drafts, warrants were other papers require endorsement in the name of the company, to sell endorsed the same, hereby ratifying and confirming such…….

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Regular board meeting September 16, 1898 California Powder Works

… action by them or either of them. This resolution to apply to all business generally of the Company and especially to the transactions and dealings with United States government in the Army, Navy, and Treasury Departments, including all Customs House transactions. Carried unanimously.

On motion of Mr. Pillsbury, seconded by Capt. Payson, the following resolution was unanimously adopted; Resolved, that the thanks of the Board are hereby tendered to Col. B. Peyton for the energy displayed by him in his negotiations with the departments of Washington, whereby he has obtained a contract for 500,000 pounds of smokeless powder, and the substitutions of a liberal amount of smokeless for the prismatic contracts on most advantageous terms to this Company. Carried unanimously.

On motion, adjourned, J. F. Nesmith, Secretary

## San Francisco Monday

October 17, 1898

The regular monthly meeting of the Board of Trustees of this California Powder Works, was held this day at the office of the Company 330 Market St., San Francisco all of the members of the Board having been duly notified in writing.

Were present, Messrs. Laveaga, Pillsbury, Payson, and Bermingham, the President, Capt. Bermingham, in the Chair. Mr. Peyton still absence in the East on Company business.

Minutes of meeting of September 16 read and on motion approved.

Reports of President and Secretary read and upon motion duly seconded ordered received and placed on file.

On motion, adjourned,

J. F. Nesmith, Secretary

## San Francisco

Wednesday, November 16, 1898

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at the office of the Company 330 Market St., San Francisco, all of the members of the Board having been notified in writing.

Were present, Messrs. Peyton, Payson, Laveaga, Pillsbury, and Bermingham, the President, Capt. Bermingham, in the Chair.

Minutes of meeting October 17 read and upon motion approved.

Report of President and Secretary submitted and on motion, duly seconded received and ordered on file.

On motion, adjourned, J. F. Nesmith, Secretary

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## San Francisco

Friday December 16, 1898

The regular monthly meeting of the Board of Trustees, of the California powder works was held this day at the office of the Company 330 Market St. at San Francisco, all of the members of the Board having been duly notified in writing.

Were present, Laveaga, Payson, Peyton, and Bermingham, The President, John Bermingham, in the Chair.
Minutes of meeting of November 16 read and on motion approved.
Reports of President and Secretary, submitted and on motion, duly seconded ordered received and placed on file.
On motion, adjourned. J. F. Nesmith, Secretary

## San Francisco

Monday, January 16, 1899

This being the appointed day for the regular monthly meeting of the Board of Trustees of the California Powder Works, all the members of the Board having been duly notified in writing, The President being absent, the meeting was called to order by the Secretary of the office of the Company 330 Market St., San Francisco. Were present Messrs. Pillsbury, and Laveaga, on motion, Mr. Laveaga was called to the Chair. Reports were submitted but there being no quorum present, on motion, adjourned.

J. F. Nesmith, Secretary

## San Francisco

Thursday, February 16, 1899

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the Company 330 Market St., San Francisco, all of the members of the Board having been duly notified in writing.
Were present, Messrs. Laveaga, Pillsbury, and Bermingham, the President, Capt. Bermingham, in the Chair.
Minutes of meeting of December 16, 1898 and memo of January 16 agreed and on motion approved.
Report of President, (verbal), and regular report of Secretary made and on motion received and latter ordered placed on file.

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## Office of the California Powder Works

330 Market St., San Francisco

Monday, February 20, 1899

At the annual meeting of the Stockholders of the California Powder Works called for this day pursuant to the bylaws of the Company it appearing that there was no quorum present, on motion, duly seconded, the President declared the meeting adjourned till Friday, March 17, 1899 at 1:00 PM.

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St., San Francisco

Thursday, March16, 1899

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at the office of the Company 330 Market St., San Francisco all of the members of the Board having been duly notified in writing. Were present Messrs. Pillsbury, Payson, Laveaga, Bermingham, the President, Capt. Bermingham, in the Chair.
Minutes of meeting of February 16 read and on motion approved.

Reports of President and Secretary submitted and on motion received and ordered placed on file.

On motion of Mr. Laveaga, seconded by Capt. Payson, a dividend, number 315, of one dollar ($1.00) per share, on each and every share of the capital stock of the Company is hereby declared payable on and after the 20th instant.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St., San Francisco

March 17, 1899 Friday

The annual meeting of the Stockholders of the California Powder Works was held this day at the office of the Company pursuant to the bylaws of the Company and the adjournment from February 20, 1899 and notice, a copy of which is here to annexed, duly published in the Evening Post, a daily newspaper published in San Francisco and written notice to each stockholder by mail.

The President called the meeting to order and appointed R. G. Brown and M. Meyer tellers to examine proxies and report upon…..

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… stock represented. After due examination, but dollars the total number of shares of stock represented as follows, to wit:

Present:

| | | |
|---|---|---|
| John Bermingham representing in his own name | 38 shares | |
| representing J. M. Ahumada by proxy | 9 shares | |
| representing M. E. Fagen by proxy | 333 shares | |
| representing B. M. Hartshorne by proxy | 500 shares | |
| representing H. Dewitt Kittle by proxy | 125 shares | |
| representing Mary A. Lawton by proxy | 100 shares | |
| representing Teresa D. Lawton by proxy | 100 shares | |
| representing A. M. Parrott by proxy | 1000 shares | |
| representing Dan Turner by proxy | 10 shares | 2215 shares |
| | | |
| John R. Baird representing in his own name | 225 shares | |
| representing V. C. Baird by proxy | 525 shares | |
| representing David J. Baird by proxy | 225 shares | |
| representing Miles J. [*sic*] Baird by proxy | 225 shares | 1200 shares |
| C. Busse representing in his own name | | 50 shares |
| M. A. de Laveaga representing in his own name | 365 shares | |
| representing M. C. de Laveaga attorney-in-fact | 310 shares | |
| representing estate J. V. de Laveaga deed executor | 450 shares | |
| representing M. J. Cebrian and by proxy | 380 shares | |
| representing J. C. Cebrian by proxy | 25 shares | 1530 shares |
| | | |
| W. S. Keys representing his own name | 3 shares | |
| representing his own as trustee | 124 shares | 127 shares |
| | | |
| Elliott McAllister representing Alice D. McAllister | | 53 shares |
| M. Meyer representing in his own name | | 287 shares |

| | | |
|---|---|---|
| J. F. Nesmith representing in his own name | 79 shares | |
| representing Nat Stein by proxy | 150 shares | 229 shares |
| A. H. Payson representing in his own name | | 167 shares |
| Total representation forward | | 5858 shares |

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## California Powder Works

March 17, 1899

## Stockholders Meeting

| | | |
|---|---|---|
| Stocks represented brought forward | | 5858 shares |
| B. Peyton representing in his own name | | 5 shares |
| representing E. I. Du Pont de Nemours company | 6495 shares | 6500 shares |
| F. Sundell representing his own name | | 50 shares |
| J. P. Langhorne representing Clara E. Cunningham by proxy | | 41 shares |
| | Sub Total | 12,449 shares |
| R. B. Brown Junior representing in his name | | 124 shares |
| | Total | 12,573 shares |

The President announced the presence of a quorum and the minutes of the meeting held March 17, 1898 read and on motion approved.

Report of President read and on motion received and ordered on file.

Report of Secretary is submitted and on motion received and ordered on file.

The following resolution was offered by Mr. Keyes, seconded by Mr. Baird.

Resolved, that all agreements, purchases, sales, payments and all other acts of the Board of Trustees of this Company of any nature, done, taken, made and performed by said Board during the last year past, and all other acts of the officers of the said Company during the said time, are hereby approved, ratified and confirmed. Carried unanimously.

On motion duly seconded it was resolved to go into an election of the Board of five Trustees to serve for the ensuing year and the nominations being in order, Mr. Brown placed the following named gentlemen in nomination, Mr. B. Peyton, E. S. Pillsbury, A. H. Payson, M. A. The Laveaga, J. Bermingham.

There being no further nominations, on motion duly seconded the nominations were declared closed.

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On motion of Mr. McAllister, seconded by Mr. Brown, the Secretary was authorized and instructed to cast the vote of the meeting for the five gentleman whose names are in nomination, this having been done, but Tellers Brown and Meyer, reported that the following named gentlemen to wit, B. Peyton, E. S. Pillsbury, A. H. Payson, M. A. de Laveaga and J. Bermingham had each received 12,573 votes.

Whereupon the President announced that the above named five gentleman had been duly elected the Board of Trustees to serve the ensuing year end until their successors are elected and qualified.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

The newly elected Board of Trustees met at office of the company, this Friday, March 17, 1899 to organize.

On motion, Capt. Payson was called to the Chair and J. F. Nesmith, made temporary Secretary.

On motion, Mr. Pillsbury, seconded by Mr. Peyton, Capt. John Bermingham was elected President of the Board of Trustees end of the Company. Capt. Bermingham here took his seat.

On motion of Mr. Pillsbury, seconded by Capt. Payson, J. F. Nesmith was elected Secretary and Treasurer of the company.

On motion of Mr. Laveaga, is to B. Peyton was elected Superintendent of the Company.

On motion of Mr. Laveaga, seconded by Mr. Pillsbury,

Resolved, that John Bermingham President and J. F. Nesmith Secretary and Treasurer, being and are hereby authorized jointly or separately, to receive and receipt for any and all monies checks, drafts, warrens, and other securities and representatives of value, and where any of such checks, drafts, warrants or other papers require endorsement in the name of the Company, to so endorse the same, hereby ratifying and confirming such action by them or either of them.

This resolution to apply to all business generally of the Company and especially to transactions and dealings with the United States government in the Army, Navy, and Treasury Departments, including all Customhouse transactions. Carried unanimously.

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On motion of Mr. Laveaga, seconded by Mr. Pillsbury, it was resolved that a dividend number 315,? (see pg. 538) of one dollar per share upon each and every share of the Capital Stock of this Company was declared payable March 21. Carried unanimously.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Monday, April 17, 1899

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the Company 330 Market St., San Francisco all of the members of the Board having been duly notified in writing.

Were present, Messrs Peyton, Laveaga, Payson, and Bermingham. The President, Capt. Bermingham, in the Chair.

Minutes of meeting of March 17 read and upon motion approved.

Reports of President and Secretary offered and upon motion ordered received and placed on file.

On motion of Capt. Payson, seconded by Mr. Laveaga, it was Resolved, that a dividend number 316 of one dollar ($1.00) per share upon each and every share of the Capital Stock of the Company was declared payable April 20, 1899. Carried unanimously.

The President reported verbally having made contract with Union Oil Company under the date of December 9, 1898 for the purchase of fuel oil for the wants of the Company at Hercules. On motion of Capt. Payson, seconded by Mr. Laveaga, the action of the President and Secretary in executing said contract was approved and to contract ratified and confirmed. Carried unanimously.

The President reported that as Capt. Quinan, whose connection with the Company for over 15 years, will cease on the 30th instant. He thought some action would be proper and suggested and appropriation of the sum of $2500 as a present to Capt. Quinan.

On motion of Capt. Payson, seconded by Mr. Laveaga, it was Resolved, that the sum of $2500 be presented to Capt. W. R. Quinan and the President was requested to address a letter to Capt. Quinan expressing regret of the Board at his leaving Hercules. Carried unanimously. On motion, adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco

Tuesday, May 16, 1899

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the Company, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Pillsbury, Payson, Laveaga, Peyton, and Bermingham, the President, Capt. Bermingham, in the Chair.

Minutes of meeting April 17, read and upon motion approved.

Reports of President and Secretary offered and upon motion of Capt. Payson, seconded by Mr. Pillsbury, ordered received and placed on file.

On motion of Mr. Laveaga, seconded by Capt. Payson, it was Resolved, that a dividend number 317 of one dollar ($1.00) per share upon each and every share of the Capital Stock of the Company be and is hereby declared payable May 20, 1899, transfer books to be closed till that day.

Carried unanimously. On motion, adjourned,

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Friday, June 16, 1899

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the Company all of the members of the Board having been duly notified in writing.

Were present, Messrs. Laveaga, Peyton, Payson, Pillsbury, and Bermingham, the President, Capt. Bermingham, in the Chair.

Reports of President and Secretary offered and on motion duly seconded placed on file.

On motion of Mr. Laveaga, seconded by Mr. Pillsbury, it was Resolved, that a dividend number 318 of one dollar ($1.00) per share be and is hereby declared upon each share of the Capital Stock of the Company payable June 20, 1899 transfer books to be closed until that date. Carried unanimously.

On motion of Mr. Pillsbury, seconded by Mr. Laveaga, the salary of the President is hereby fixed at the sum of $10,000 per annum. Carried unanimously.

On motion, adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco
Monday, July 17, 1899

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day, at office of the company, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Pillsbury, Payson, Peyton, Laveaga, and Bermingham. The President, Capt. Bermingham, in the Chair.

Minutes read and upon motion approved.

Reports of the President and Secretary submitted which upon motion of Mr. Pillsbury, seconded by Mr. Laveaga are ordered received and placed on file.

On motion of Mr. Pillsbury, seconded by Mr. Laveaga, Resolved, that all checks drawn in the name of the California Powder Works upon Messrs. Wells Fargo & Co., San Francisco and New York New York and Portland Oregon and upon Donohoe Kelley Banking Company of San Francisco, California and duly signed by the Secretary and by any two of the following named gentlemen, to wit; E. A. Wettig, J. P. Wallace and R. C. Hall in place of the President, shall be regular and said banks are hereby authorized to pay the same. Carried unanimously.

On motion of Mr. Pillsbury, seconded by Mr. Laveaga, it was Resolved, that the salary of Mr. B. Peyton superintendent is increased by the sum of $250 per month. Carried unanimously.

On motion of Mr. Pillsbury, seconded by Capt. Payson, it was Resolved, that the salary of J. F. Nesmith, Secretary and Treasurer is increased by the sum of $100 per month. Carried unanimously.

On motion of Capt. Payson, seconded by Mr. Laveaga, it was Resolved, that a dividend number 319 of one dollar ($1.00) per share be and is hereby ordered on each and every share of the Capital Stock of the Company payable July 20, 1899, transfer books to be closed till that day.

Carried unanimously. On motion, adjourned,

J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco
Wednesday, August 16, 1899

The regular monthly meeting of the Board of Trustees of the California Powder Works, was held this day at office of the Company all the members of the Board having been duly notified in writing.

Were present, Messrs. Peyton, Pillsbury, Payson, Laveaga, and Bermingham. The President, Capt. Bermingham, in the Chair.

Minutes of meeting on July 17, 1899 read and on motion approved.

Reports of President and Secretary submitted and on motion of Mr. Laveaga, seconded by Mr. Peyton, ordered received and placed on file.

On motion of Mr. Pillsbury, seconded by Capt. Payson, the President is authorized to buy from Mrs. Burns the 20 acres, more or less, near Hercules per his report. Carried unanimously.

On motion of Capt. Payson, seconded by Mr. Laveaga, Resolved, that the matter of subscription to the common reception of volunteers was referred to the President with full power to act. Carried unanimously.

On motion of Mr. Laveaga, seconded by Capt. Payson, it is resolved, that a dividend number 320 of one dollar (1.00) per share be and is hereby declared on the stock of the Company payable August 21, 1899. Carried unanimously.

On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco Monday

September 18, 1899

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the Company, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Payson, Pillsbury, Peyton, and Bermingham, the President, Capt. Bermingham in the Chair.

Minutes of meeting of August 16 read and on motion approved. Reports of President and Secretary submitted and on motion ordered read and placed on file.

On motion of Capt. Payson, seconded by Mr. Pillsbury, it is Resolved, that a dividend number 321 of one dollar ($1.00) per share be and is hereby declared upon the Stock of this Company payable September 21, 1899 and transfer books closed until the 20th.

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## Office of the California Powder Works

330 Market St. San Francisco

Monday October 16, 1899

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the company, all of the members of the board having been duly notified in writing.

Were present, Messrs. Laveaga, Payson, Peyton, and Pillsbury, the President, Capt. Bermingham, being absent in New York and Washington on company business.

On motion of Mr. Pillsbury, seconded by Mr. Peyton, Capt. Payson was called to the Chair.

Minutes of meeting on September 18 were read and on motion approved.

Secretary's report received and ordered on file. On motion of Mr. Laveaga, seconded by Mr. Peyton, it is Resolved, enjoying the Pacific Coast Jobbers and Manufacturers Association and the Secretary is authorized and instructed to pay the initiation fee of $100. Carried unanimously.

On motion of Mr. Laveaga, seconded by Mr. Pillsbury, Resolved, that dividend number 322 of one dollar ($1.00) per share be and is hereby declared upon each and every share of the Capital Stock of this Corporation payable October 20, 1899 and that the transfer books remain closed until that date.

On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco
Thursday, November 16, 1899

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the Company all of the members of the Board having been duly notified in writing.

Were present, Messrs. Peyton, Payson, Laveaga, and Bermingham, the President Capt. Bermingham, in the Chair.

Minutes of meeting of October 16 read and upon motion approved. Reports of President and Secretary offered, and upon motion ordered received and placed on file.

On motion of Capt. Payson, seconded by Mr. Laveaga, it was resolved that the President and Secretary are hereby authorized and instructed to execute power of attorney appointing Frederick H. Allison Counsel of the US at Tegucigalpa the Company's representative to collect all monies due from the Republic of Honduras. Carried unanimously.

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On motion of Mr. Laveaga, seconded by Capt. Payson, it is resolved that a dividend number 323 of one dollar ($1.00) per share be and is hereby declared upon each and every share of the Capital Stock of the Company payable November 20, 1899 and that the transfer books remain closed until that date. Carried unanimously.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco Monday
December 11, 1899

At a Special Meeting of the Board of Trustees of the California Powder Works, called by the President, held at the office of the Company this day all of the members of the Board having been notified in writing, Mr. Peyton at the Mills near Santa Cruz having also been notified by telephone.

Were present Laveaga, Pillsbury, Payson, and Bermingham, the President, Capt. Bermingham, presiding.

On motion, reading the minutes was dispensed with.

On motion of director Pillsbury seconded by director Payson, it was unanimously resolved; that Ernest A. Wettig be and is hereby appointed agent and attorney of the California Powder Works in the Republic of Mexico, with full powers to manage, direct and control all the business affairs in said Republic, take possession of and hold any and all property therein belonging to said Corporation, present suits to recover the same, and generally to do all things which he may deem necessary and proper to protect the interests in said Republic, and to this end that a power of attorney from said Corporation to said it would take be executed by the President and Secretary of this Corporation in writing and in the form here with presented.

Resolved, further: that the power of attorney heretofore given by this Corporation to Daniel Turner of the city of Mexico, be and the same is hereby canceled and withdrawn, and to this end that a paper in writing be executed by the President and Secretary of this Company in the form here with presented. Carried unanimously.

On motion, adjourned. J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco
Monday, December 18, 1899

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the Company all of the members of the Board having been duly notified in writing.

Were present Messrs. Pillsbury, Laveaga, Payson, and Bermingham the President, Capt. Bermingham, in the Chair.

Minutes of meeting on November 16 and December 11 read and approved.

Reports of President and Secretary offered and on motion of Capt. Payson, seconded by Mr. Laveaga, ordered received and placed on file.

On motion of Mr. Pillsbury, seconded by Capt. Payson, the President is authorized and requested to purchase such additional land as he may deem advisable for magazine purposes in Santa Clara County. Carried unanimously.

On motion of Mr. Laveaga, seconded by Capt. Payson, it is resolved that a dividend number 324 of one dollar ($1.00) per share be and is hereby declared upon the capital stock of the Company payable on and after December 20, 1899 and that the transfer books remain closed until that date. Carried unanimously.

On motion of Mr. Pillsbury, seconded by Capt. Payson, resolved that an allowance of $5000 be and is hereby made to William C. Peyton in consideration of his services to the Company and that the President is requested to write Mr. Peyton expressing their regrets of the Board at Mr. P.'s terminating his connection with the company. Carried unanimously.

On motion of director Payson, seconded by director Laveaga, the following preamble and resolution were unanimously adopted.

Whereas, this Corporation, by resolution of the Board of Directors, passed on 11th day of December 1899 did appoint Ernest A. Wettig the agent and attorney of the Corporation in the Republic of Mexico, and by said resolution did authorized the President and Secretary of this Corporation to execute a power of attorney in the form presented with said resolution; and

Whereas, it is preferable that further authority and power be given to said Ernest A. Wettig to act for this Corporation as the Agent and Attorney, particularly with reference to banking in the said Republic of Mexico, the necessary steps to secure to this Company and to him all the privileges and legal benefits pertaining to commercial…..

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… Corporation in said Republic.

Now therefore, it is hereby resolved, that Ernst A. Wettig be and is hereby appointed to Agent and Attorney of the California Powder Works in the Republic of Mexico, with full power to manage, direct and control all the business affairs in said Republic, take possession of, and hold, any and all property therein belonging to said Corporation, prosecute suits to recover the same, take the necessary steps to secure to this Corporation all the privileges and legal benefits pertaining to commercial corporations in the said Republic, and generally to do all things which he may deem necessary and proper to protect the interests in said Republic, and to this end that approves of attorney for said Corporation to said Wettig be executed by the President and Secretary of this Corporation in writing and in the form here with presented. Carried unanimously.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Tuesday, January 16, 1900

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at offices of the Company, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Payson, Laveaga, and Pillsbury. On motion of Mr. Pillsbury seconded by Mr. Laveaga, Capt. Payson was called to the Chair.

Minutes of meeting of December 18, 1899 read and on motion approved.

Report of Secretary received and on motion ordered on file.

On motion of Mr. Laveaga, seconded by Mr. Pillsbury, it is resolved that a dividend number 325 of one dollar per share be and is hereby declared upon the Capital Stock of the Company, payable on and after the January 20, 1900, and that the transfer books remain closed until that date.

Carried unanimously. On motion, adjourned. J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco

Friday, February 16, 1900

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the Company all of the members of the Board having been duly notified in writing.

Were present, Messrs. Payson, Laveaga, Pillsbury, and Bermingham. The President, Capt. Bermingham, in the Chair.

Minutes of meeting of January 16 read and on motion approved.

Reports of President and Secretary offered and upon motion of Capt. Payson, seconded by Mr. Laveaga, received and ordered placed on file.

On motion of Mr. Pillsbury, seconded by Capt. Payson, it is resolved that the President appoint a committee of one to audit the accounts of the offices. Carried unanimously and the President appointed Mr. Pillsbury.

On motion of Mr. Laveaga, seconded by Capt. Payson, it is resolved that a dividend number 326 of one dollar ($1.00) per share be and is hereby declared upon the Capital Stock of the Company payable on and after February 20, 1900, and that the transfer books remain closed until that date, carried unanimously.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Monday, February 19, 1900

At the annual meeting of the Stockholders of the California Powder Works call for this day, pursuant to the bylaws of the Company and do notice by publication in a daily newspaper of general circulation published in San Francisco and by notice is mailed to each Stockholder of record, it appearing that there was no quorum present, on motion of Mr. W. S. Keys, seconded

by Mr. George C. Wickware, the President declared the meeting adjourned till Monday, March 19, 1900 at 1:00 PM

J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco

Friday March 16, 1900

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the Company, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Peyton, Pillsbury, Payson, Laveaga, and Bermingham, the President, Capt. Bermingham, in the Chair.

Minutes of meeting of February 16 read and on motion approved.

Reports of President and Secretary submitted and upon motion of Capt. Payson, seconded by Mr. Laveaga, received and ordered placed on file.

On motion of Mr. Laveaga, seconded by Capt. Payson, report of Mr. Pillsbury Special Committee to examine the accounts of the offices of the Company approved, accepted, and ordered on file.

On motion of Mr. Pillsbury, seconded by Mr. Laveaga, it is resolved that an allowance be made the President, of $100 per month for traveling expenses. Carried unanimously.

On motion of Mr. Laveaga, seconded by Capt. Payson, it is:

Resolved, that dividend number of 327 of one dollar ($1.00) per share be and is hereby declared upon the Capital Stock of the Company payable on and after March 20, 1900 and that the transfer books remain closed until that date. Carried unanimously.

On motion, adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco

Monday March 19, 1900

The annual meeting of the stockholders of the California Powder Works at the offices of the Company 330 Market St., San Francisco, CA pursuant to the bylaws of the Company and the enjoyment from February 19, 1900 and notice, a copy of which is here to annexed, advertised in the Evening Post, a daily newspaper published in San Francisco and personal notices sent to each Stockholder of record by mail.

The President called the meeting to order and appointed Messrs. C. Busse and F. W. Tallant to examine proxies and report upon stock represented.

After due examination in tellers reported stock representing as follows to wit: present.

| | |
|---|---|
| John Bermingham representing in his own name | 38 shares |
| by proxy Mrs. V. C. Baird | 525 shares |
| by proxy J. R. Baird | 225 shares |
| by proxy M. T. Baird | 225 shares |
| by proxy D. J. Baird | 225 shares |

| | | |
|---|---|---|
| by proxy Mrs. A. A. Bartin | 12 shares | |
| by proxy Mrs. J. C. Cebrian | 380 shares | |
| by proxy J. C. Cebrian | 25 shares | |
| by proxy Mrs. H. A. Dunning | 13 shares | |
| by proxy E. I. Du Pont de Nemours company | 6495 shares | |
| by proxy Mrs. M. E. Fagen | 333 shares | |
| by proxy B. M. Hartshorne | 450 shares | 8946 shares |
| C. Busse representing in his own name | | 50 shares |
| M. A. De Laveaga representing in his own name | 365 shares | |
| by proxy Ms. M. C. De Laveaga | 310 shares | |
| by proxy estate J. V. De Laveaga | 450 shares | 1125 shares |
| M. A. De Laveaga representing E. J. Le Breton | | 50 shares |
| J. F. Nesmith Junior representing his own name | | 79 shares |
| Capt. A. H. Payson | 167 shares | |
| by proxy Mrs. A. M. Parrott | 1000 shares | 1167 shares |
| | | 11,417 shares |

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| | | |
|---|---|---|
| Total stock representing brought forward | | 11,417 shares |
| M. Meyer representing his own name | | 287 shares |
| E. S. Pillsbury representing his own name | | 275 shares |
| F. W. Tallant representing Mrs. M. [sic] A. Trevor | | 417 shares |
| George C. Wickware in his own name | | 100 shares |
| | Total | 12,209 shares |

The tellers report the presence and representation of 12,209 shares and there upon the President announced the presence of a quorum, the notice calling the meeting was then read and the minutes of meeting February 19, 1900 were read and on motion approved.
Reports of the President and Secretary submitted and after hearing that of the President read, on motion, duly seconded were received and ordered on file.

The following resolution was offered by Mr. Meyer seconded by Mr. Wickware -- resolved, that all agreements, purchases, sales, payments and all other actions of the Board of Trustees of this Company of any nature done, taken, made and performed by said Board during the said last year past and all acts of the officers of the said Company during the said time are hereby approved ratified and confirmed. Carried unanimously.

On motion duly seconded, it was resolved to go into an election of the Board of five Trustees to serve for the ensuing year and the President announced nominations were in order. Mr. Wickware place the name of the following gentleman in nomination, Messrs. B. Peyton, A. H. Payson, E. S. Pillsbury, M. A. de Laveaga, and John Bermingham. Mr. Meyer seconded the

nominations, there being no further nominations upon motion duly seconded the nominations were declared close.

On motion of Mr. Meyer, seconded by Mr. Tallant, the Secretary was authorized and instructed to cast the ballot of the meeting for the five gentleman whose names are in nomination thus having been done the tellers, Messrs. Busse and Tallant, reported that the following named gentlemen, to wit: B. Peyton, A. H. Payson, E. S. Pillsbury, M. A. de Laveaga…….

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… and John Bermingham had each received 12,209 votes, or upon the President announced that the above named five gentleman had been elected members of the Board of Trustees to serve ensuing year and until their successors are elected and qualified.

The appearance of no further business on motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco
Monday, March 19, 1900

The newly elected Board of Trustees of the California Powder Works met at offices of the Company this day to organize.

Were present Messrs. Pillsbury, Laveaga, Payson and Bermingham, on motion of Mr. Pillsbury, Capt. Payson was called to the Chair.

On motion of Mr. Laveaga, seconded by Mr. Pillsbury, Capt. John Bermingham was elected President of the Board of Trustees and of the Company. Capt. Bermingham here took the Chair.

On motion of Capt. Payson, seconded by Mr. Laveaga, J. F. Nesmith, was elected Secretary and Treasurer of the Company.

On motion of Mr. Pillsbury, seconded by Capt. Payson, Mr. B. Peyton, was elected Superintendent of the Company.

On motion of Mr. Pillsbury, seconded by Mr. Laveaga the following resolution was adopted to wit:

Resolved, that John Bermingham President and J. F. Nesmith Secretary and Treasurer be and are hereby authorized jointly or several to received and receipt for any and all monies, checks, drafts, warrants and other securities and representations of value, and where any of such checks, drafts, warrants, or other papers require endorsement in the name of the company, to show endorsed the same hereby ratifying and confirming actions by them or either of them.

This resolution to apply generally to all business of the Company and especially to transactions and dealings with United States government in the Army, Navy, Treasury Departments, including all Customs House Transactions. Carried unanimously.

On motion, adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco

Monday, April 16, 1900

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the Company all the members of the Board having been duly notified in writing.

Were present Messrs. Pillsbury, Payson, Laveaga, and Bermingham, the President, Capt. J. Bermingham, in the chair.

Minutes of meeting of March 16 and 19 read and approved.

Reports of President and Secretary submitted and on motion ordered received and placed on file.

Resignation of Col. B. Peyton as Superintendent read and on motion of Mr. Pillsbury seconded by Capt. Payson accepted.

On motion of Mr. Pillsbury, seconded by this or Laveaga, it was resolved that a present of $2500 be given to Col. B. Peyton. Carried unanimously.

On motion of Mr. Laveaga, seconded by Capt. Payson, it was resolved that dividend number 328 of one dollar ($1.00) per share be and is hereby declared upon the stock of the Company payable on and after April 20, 1900 and that the transfer books remain closed until April 20. Carried unanimously.

On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Tuesday May 9, 1900

A Special meeting of the Board of Trustees of this Company was held this day at office of the Company, all of the members of the Board having been duly notified in writing.

Were present Laveaga, Pillsbury, and Bermingham, the President, Capt. Bermingham in the Chair. Minutes dispensed with.

President submitted draft of contract offered by the Peyton Chemical Company for furnishing acid. After general discussion the matter was held over for further consideration.

On motion, adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco

Wednesday, May 16, 1900

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the Company all of the members of the Board having been duly notified in writing.

Were present, Messrs. Payson, Pillsbury, Laveaga, and Bermingham. On motion, reading of the minutes dispensed with.

Reports of President and Secretary submitted and on motion ordered received and placed on file.

On motion of Mr. Laveaga, seconded by Capt. Payson, it was resolved that a dividend number 329 of one dollar ($1.00) per share be and is hereby declared upon the Capital Stock

of the Company payable on after May 21, 1900 and that the transfer books remain closed until that date. Carried unanimously.

On motion of Mr. Pillsbury, seconded by Mr. Laveaga, it was resolved that the President and Treasurer the and are hereby authorized to execute the Company's note or notes for such sum or sums not to exceed $100,000 in US gold coin in favor of Wells Fargo & Co. as may be required in the business of the Company. Carried unanimously.

On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Wednesday, May 21, 1900

A Special Meeting of the Board of Trustees of this Company was held this day at office of the Company all of the members having been duly notified in writing.

Were present, Messrs. Laveaga, Pillsbury, Payson, and Bermingham. The President, Capt. Bermingham, in the Chair.

On motion reading of the minutes dispensed with.

After general discussion upon the proposition of the Peyton Chemical Works, the matter was postponed for further consideration. On motion of Capt. Payson, seconded by Mr. Pillsbury, it was resolved that the President and Treasurer be and are hereby authorized to execute the Company's note or notes for such sum or sums not exceeding $40,000 in US gold coin in favor of the Donohoe-Kelly Banking Company as may be required in the company's business.

On motion, adjourned. J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco

Monday June 18, 1900

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the Company, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Pillsbury, Payson, Laveaga, and Bermingham, the President, Capt. Bermingham, in the Chair.

Minutes of meetings held May 9, 16th, & 21st read and approved.

Reports of President and Secretary submitted and on motion ordered received and placed on file.

On motion of Mr. Laveaga, seconded by Mr. Pillsbury, it was resolved that a dividend number 330 of one dollar ($1.00) per share be and is hereby declared upon the capital stock of the Company, payable on and after June 20, 1900 and that the transfer books remain closed until that date. Carried unanimously.

On motion of Mr. Laveaga, seconded by Mr. Pillsbury, the President is authorized to purchase the necessary land adjoining Hercules and make arrangements with the Valley Road in regard to putting in a spur. Carried unanimously.

On motion of Mr. Pillsbury, seconded by Capt. Payson, it was resolved, that W. G. Watson be authorized to sign checks drawn in the name of this Company upon Wells Fargo & Co.'s

Bank, the Donohoe Kelly Banking Company, in place of J. P. Wallace who has resigned his position in the employ of this Company. Carried unanimously.

On motion, adjourned.

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Monday, July 16, 1900

The regular monthly meeting of the Board of Trustees of the California Powder Works called for this day, no quorum appearing, was adjourned till Wednesday, July 18, 1900 at 1 PM.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco

Wednesday July 18, 1900

The adjourned monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the Company, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Payson, Laveaga, and Pillsbury. On motion of Mr. Pillsbury, seconded by Mr. Laveaga, Capt. Payson was called to the Chair.

Minutes of meeting of June 18, read and approved.

Report of Secretary submitted and on motion ordered received and placed on file.

On motion of Mr. Laveaga, seconded by Mr. Pillsbury, it was Resolved, that dividend number 331 of one dollar ($1.00) per share be and is hereby declared upon the Capital Stock of the Company payable on and after July 20, 1900 and that the transfer books remain closed until that date. Carried unanimously.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Monday, July 30, 1900

A special meeting of the Board of Trustees was held this day by order of President, all of the members of the Board having been duly notified in writing.

Were present, Messrs. Laveaga, Pillsbury, Payson, and Bermingham, the President, Capt. Bermingham, in the Chair.

Minutes of meeting of July 18 read and approved. After general discussion of the matter of contract with Peyton Chemical Company the matter was postponed till next meeting of the Board.

On motion of Mr. Pillsbury, seconded by Mr. Laveaga, Resolved, that R. C. Hall and W. S. Watson be and are hereby authorized to sign checks drawn in the name of this Company upon New York and Portland banks of Wells Fargo Company in place of the President, during his absence. Carried unanimously.

On motion, adjourned.

J. F. Nesmith, Secretary

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## Office of the California Powder Works

330 Market St. San Francisco
Thursday, August 16, 1900

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the company, all the members of the board having been duly notified in writing.

Were present, Messrs. Pillsbury, Payson, Laveaga, and Bermingham, the President, Capt. Bermingham, in the Chair.

Minutes of meeting on July 30 read and approved. Reports of President and Secretary offered, and upon motion, duly seconded ordered received and placed on file. On motion of Mr. Laveaga, seconded by Mr. Pillsbury, it was resolved that dividend number 332 of one dollar ($1.00) per share be and is hereby declared upon the capital stock of the Company payable on and after August 20, 1900 and that the transfer books remain closed until that day. Carried unanimously.

On motion, adjourned. J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco
Monday, September 17, 1900

The regular monthly meeting of the Board of Trustees of the California Powder Works was held this day at office of the Company, all of the members of the Board having been duly notified in writing.

Were present Messrs. Payson, Laveaga, Pillsbury, and Bermingham, the President, Capt. Bermingham, in the Chair.

Minutes of meeting of August 16 read and on motion approved.

On motion of Capt. Payson, seconded by Mr. Laveaga, Resolved, that whereas it may be necessary to recall E. A. Wettig from Mexico where he is now acting as Agent and Attorney of this Company and matters in that Republic of importance require special attention now therefore be it Resolved that Frank J. McGanney be and is hereby appointed the Agent and Attorney of the California Powder Works, in the Republic of Mexico, with full powers to manage, direct and control all its business affairs in said Republic, take possession of and hold any and all property therein belonging to said Corporation, prosecute suits to recover the same, take the necessary steps to secure to this Corporation all the privileges and legal benefits, pertaining to commercial corporations in the said Republic, and generally to do all therein to which he may deem necessary and proper to protect the interests in said Republic and to…..

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… and, that a power of attorney from said Corporation to said McGanney be executed by the President and Secretary of this Corporation in writing and in form herewith presented said McGanney to vested with full power as above upon E. A. Wettig's leaving the city of Mexico. Carried unanimously.

On motion of Mr. Laveaga, seconded by Capt. Payson, it was resolved that dividend number 333 of one dollar ($1.00) per share be and is hereby declared upon the Capital Stock of the Company payable on and after September 20, 1900 and that the transfer books remain closed until that date, carried unanimously.

On motion of Mr. Pillsbury, seconded by Mr. Laveaga, Resolved, that the President, Capt. John Bermingham, be and is hereby authorized to sell the Baker and Tonkin street property for $9000. Carried unanimously.

On motion, adjourned to Monday, September 24, 1900 at 2 PM.

J. F. Nesmith, Secretary

## Office of the California Powder Works

330 Market St. San Francisco

Thursday, October 4, 1900

At a Special Meeting of the Board of Trustees of the California Powder Works held this day upon call by the President, all of the members of the Board having been duly notified in writing, were present Messrs. Laveaga, Pillsbury, Payson, and Bermingham, the President in the Chair. Reading of minutes upon motion passed.

After duly discussing the matter of contract with Peyton Chemical Company, it was agreed that Capt. Bermingham should lay the matter before Mr. Eugene du Pont during his proposed to visit East this month.

On motion, adjourned.

J. F. Nesmith, Secretary

[End of the Original “The California Powder Works” Corporation]

**(Re-incorporation Page 1)**

# Articles of Incorporation

of the

# California Powder Works

(1901 – 1908)

Know all men by these presents:

That each of the undersigned is a resident of the State of California, and that we the undersigned have this day voluntarily associated and ourselves together for the purpose of forming under the laws of the State of California a corporation to have the name and the purpose hereinafter set forth.

## I.

The name of the said corporation shall be the California Powder Works.

## II.

The purposes for which the said incorporation is formed are the following, to wit: To manufacture, by, sell, and deal in, explosives of every kind and description, and also all kinds of caps, detonators, fuse, and every sort of means which is now known or which may hereinafter be invented or discovered of igniting or of detonating any kind or description of explosive; and also to manufacture, buy, sell, and deal in, acids of every kind and description; and also to manufacture, buy, sell, and deal in, any and every kind of machinery and materials used in the manufacture of any of the said substances; also to contract for the manufacture, or for the purchase or for the acquisition in any other mode, of explosives of any kind or description, of caps, detonators, and fuse, of any sort of description, of caps, detonators, and fuse, or means of igniting or detonating any kind or description of explosives, of acids of any kind or description, of any kind of machinery or material used or to be used in the manufacture of any of the said substances; also to supply for, receive, acquire, hold, own, enjoy and use all kinds of patents,

**(Re-incorporation Page 2)**

patent rights, licenses, and franchises, and to assign, transfer, sell, lease, or otherwise dispose of, or in any manner hypothecate, the same; also to acquire, hold, own, and operate vessels for the transportation of freight by water, and to assign, transfer, convey, sell, mortgage or otherwise dispose of or hypothecate the same; also to acquire, hold, and own shares of or interests in the capital stock of the said Corporation or of other corporations, and to assign, transfer, sell, pledge, or otherwise dispose of or hypothecate all such shares and interests; also to acquire, and own real estate, and to convey, sell, lease, or otherwise dispose of, and to mortgage the same; also to acquire, hold and own, and to assign, convey, sell or otherwise dispose of, and to hypothecate in any manner, or otherwise deal in, personal property of any and every kind and description; and also to do and transact any and every kind of business, and to do any and all acts and things, which may be necessary or incidental to the carrying out of the purpose herein set forth; and to exercise all powers herein above for in the State of California and elsewhere.

## III.

The place where the principal business of the said Corporation is to be transacted is Hercules, in the County of Contra Costa, State of California.

## IV

The term for which the said Corporation is to exist is 50 years from and after the date of its incorporation

## V

The number of directors of the said corporation shall be five. The names and residences of those who are appointed for the first year are as follows, to wit: John Bermingham, Junior., who resides at Hercules, County of Contra Costa, J. Vincent de Laveaga, Percy T. Morgan, and H. D. Pillsbury, who resides in the City and County of San Francisco, and Fred W. Van Sicklen, who…

**(Re-incorporation Page 3)**

…resides in the City of Alameda, County of Alameda.

## VI

The amount of the capital stock of the said Corporation shall be $6 million ($6,000,000), and the said capital stock shall we divided into 60,000 shares, each of which shall be of the par value of $100.

## VII

The amount of said capital stock which has been actually subscribed is $2500. The names of the persons by whom the same has been subscribed are as follows, to wit:
John Bermingham, Jr., – five shares - $500
J. Vincent de Laveaga – five shares – $500
Percy T. Morgan – five shares – $500
H. D. Pillsbury – five shares – $500
Fred W. Van Sicklen – five shares – $500

In witness whereof, we have herein to set our hands this twenty-sixth (26th) day of November, 1900.
John Bermingham Jr., J. Vincent de Laveaga, Percy T. Morgan, F. W. Van Sicklen, H. D. Pillsbury

## State of California,
## City and County of San Francisco

On the 26th day of November, 1900, before me, A. J. Henry, a notary public in and for the City and County of San Francisco, State of California, residing therein, duly commissioned and sworn, personally appeared John Bermingham, Jr., J. Vincent de Laveaga, Percy T. Morgan, H. D. Pillsbury and Fred W. Van Sicklen, whose names are subscribed to the foregoing instrument, known to me to be persons described in, and who
executed the said instrument, and thereupon they severally acknowledged to me that they had executed the same.

**(Re-incorporation Page 4)**

In witness whereof, I have hereunto set my hand and affixed my notarial seal at the City and County of San Francisco, State of California, on the day and year last above written.

A. J. Henry,

Notary Public in and for the City and County of San Francisco, State of California.

State of California, County of Contra Costa.

I, J. E. Rogers, County Clerk of said County and ex-officio Clerk of the Superior Court therein, do hereby certify that the above and foregoing is a full, true and correct copy of articles of incorporation of California Powder Works, filled in my office on the 27th day of November, 1900, and now remaining on file therein.

Witness my hand and the seal of said Court this 27th day of November, 1900

J. E. Rogers, Clerk.

Deputy Clerk.

($.10 stamp affixed and canceled)

Endorsed: Filed in the office of the County Clerk of Contra Costa County, State of California, this 27th day of November, A. D. 1900. J. E. Rogers, County Clerk, Contra Costa County, California.

Endorsed: Filed in the office of the Secretary of State the 30th day of November, 1900. C. F. Curry, Secretary of State, by J. Hoesch, deputy. Record book 125. Page 131.

**(New By-Laws Page 1)**

## By – Laws
## California Powder Works

## Article I, Office

Section 1. The office of the corporation shall be in that building known as “Office” situated in the Town of Hercules, Contra Costa County, State of California.

Section 2. The office may be changed by the Board of Directors to any other place in said Town of Hercules.

## Article II, Directors

Section 1. The board of Directors shall consist of five stockholders, each of whom must hold at least five shares of the stock of this corporation in his own name on the books of the corporation.

Section 2. If a director is not at the time of his election, or if he afterward ceases to be, a stockholder as aforesaid, his office as director becomes immediately subject to be declared vacant and to be filled by an appointee of the Board.

Section 3. The Board of Directors shall be elected at the regular annual meeting of the stockholders. The five stockholders for whom the greatest number of votes shall be cast for the…

**(New By-Laws Page 2)**

….office of directors shall be declared elected. In the event of the ballots being so cast that a tie vote results with respect to two or more nominees or candidates for the office of director and there are not five other nominees or candidates who have received a greater number of votes, no directors shall be declared elected, and a new vote must be taken.

Section 4. The Board of Directors shall exercise the powers, conduct the business and control the property of the corporation. The Board shall have full power and authority to borrow money, including power and authority to borrow money from any of the stockholders, directors or officers of the corporation, and to otherwise incur indebtedness and to authorize the giving of promissory notes of the corporation, or other written evidence of such indebtedness, and to agree to pay interest thereon, to sell, barter, exchange, mortgage or hypothecate the whole or any part of the property, real or personal, of the corporation, to purchase or acquire property, real or personal, and generally to do any and every act whatsoever which the corporation may legally do.

Section 5. Executive Committee. A special committee, composed of three directors, to be known as the "Executive Committee," shall be annually appointed by the Board, which shall meet at least once a month, and oftener if deemed necessary, at the call of its chairman, for the transaction of business. Minutes shall be kept of the proceedings of this committee. It shall be the duty of said committee to examine and verify the Secretary, the Treasurer, and the General Manager, respectively, showing the following items:

**(New By-Laws Page 3)**

1st. A statement of the stock of materials on hand of all kinds.

2nd.The stocks of powder on hand, packed, and approximately that in process of manufacture, and the stock of kegs and packages.

3rd. The stock of raw materials received into the works and in process of manufacture as may appear from the Superintendent's tables; also the materials purchased and not yet received.

4th. Cash liabilities of the company due or maturing.

5th. Cash assets and debts due and coming due.

6th. The monthly expense accounts for wages and services.

Said committee shall also advise with and direct the President and General Manager of the corporation as to its management and conduct, and perform all such other duties as may be lawfully delegated to it by the Board of Directors of By-Laws.

Each member shall receive a fee of five dollars for every meeting of the committee at which he is present; provided he shall not draw pay for attendance more than twice in any one calendar month.

Section 6. The Board of Directors shall appoint such officers in addition to those named in these By-Laws as in the judgment and discretion of the Board shall be deemed advisable; and the Board of Directors shall declare the duties, fix the compensation, and generally supervise and control all of the officers, agents, servants and employees of the corporation, and see that they properly perform their duties.

**(New By-Laws Page 4)**

## Article III, Officers

Section 1. The officers of the corporation shall be a President, a Vice President, a Secretary, Treasurer and General Manager, and such other officers as the Board of Directors may appoint. Such officers shall be elected or appointed by the Board of Directors and shall hold office at the pleasure of such Board

Section 2. The President and Vice President must be members of the Board of Directors.

## Article IV, President

Section 1. The duties of the President are: To preside at all meetings of the stockholders or of the Board of Directors; to affix the signature of the Corporation to all papers requiring it; to sign certificates of stock; at each election after the first to act as inspector of the elections and to certify who are elected Directors; to supervise the general office business and perform such other duties concerning the affairs of the Company as the Board of Directors shall prescribe or the by-laws provide, and at the annual meeting of the Stockholders to make a full report of such affairs.

## Article V, Vice-President

Section1. In the absence or disability of the President, the Vice – President shall have all of the powers and perform all of the duties found upon the President.

**(New By-Laws Page 5)**

## Article VI, Secretary

Section1. It shall be the duty of the Secretary to keep the records of the operation in the manner required by law; to keep the seal and affix the same all instruments executed by the President which require the seal; to counter signed all certificates of stock; to make service and publication of notices, and to perform such other duties as may be required by the Board Directors.

## Article VII, Treasurer

Section 1. The Treasurer shall perform such duties as may be prescribed for him by the Board of Directors.

## Article VIII, General Manager

Section 1. The Board of Directors shall appoint a General Manager to reside in the State of California and superintend the practical part of the business of the Corporation also such assistance as may be deemed requisite.

## Article IX, Certificate of Stock

Section 1. The certificates of stock shall be of such form and device as the Board of Directors may direct; and each certificate…

**(New By-Laws Page 6)**

… shall be signed by the And counter signed by the Secretary, and express on its face number, date of issuance, the number of shares for which, and the person to whom, it is issued.

Section 2. The certificate book shall contain a margin on which shall be entered the number, date, number of shares, and name of the person expressed in the corresponding certificate.

Section 3. No surrendered certificate shall be canceled by the Secretary before a new one is issued in lieu thereof and the Secretary shall preserve as a voucher the certificate so canceled by pasting the same to the stub from which it was taken in the Certificate Book and racing the signature of the officers thereon. If, however, a certificate shall be lost or destroyed, the Board of Directors may order a new certificate issued upon such terms, conditions and guarantees as it may see fit to impose.

Section 4. The Directors shall have power to contract with the stockholders that no transfer of the stock described in any certificate will made upon the books of the company until after the payment of all assessments and all indebtedness of every kind and character do the company upon the stock or by the person in whose name the stock stands on the books of the company, except with the written consent of the President and Secretary. Such contract may be made by printing a notice to that effect on the back of the certificate.

**(New By-Laws Page7)**

Section 5. The Directors shall have power to contract upon the terms as they may best for the issuance of shares of stock of the company upon which no further calls shall be made or upon which no assessments shall be levied, or upon which no further calls shall be made nor assessments levied. Such contract may be evidenced by printing on the stock certificates the words “fully paid,” or “non-assessable,” or “fully paid and non-assessable,” and upon the issuance and delivery of such certificates the contract shall be binding upon the company.

Section 6. The company shall not be obliged to issue any certificate evidencing either singly or with other shares any fractional part of a share, nor for undivided interests in shares.

Section 7. The person, firm or corporation in whose name the stock stands on the books of the company, whether individually, or as trustee, pledges or otherwise, may be recognized and treated by the company as the absolute owner of the stock and the company shall in no event be obliged to deal with or two recognize the rights or interests of other persons in such stock, or in any part thereof.

Section 8. The company shall not be required to issue any certificate of stock nor to record or recognize any transfer of any certificate or any shares of stock until the party requesting such issuance or transfer or giving notice thereof shall deliver to the Secretary the requisite amount of stamps required by law to be used in connection with such issuance or transfer.

Section 9. No issue of stock in excess of 30,000 shares shall be made except…

**(New By-Laws Page 8)**

… by consent of two thirds of the stock then outstanding, nor shall this section be amended except with such consent.

## Article X, Meetings

Section 1. The regular annual meeting of the stockholders shall be held at the office of the Corporation in the town of Hercules on the first Wednesday of March in each year, after A.D. 1901, at 11:00 AM. The Board of Directors shall be elected at this meeting. The holders of a

majority of the subscribed capital stock, in person or by proxy, shall constitute a quorum for the transaction of business at any regular meeting, but a less number may adjourn such meeting from time to time until a quorum is present. No notice of any regular meeting of stockholders or directors need be given.

Section 2. Special meetings of the stockholders may be called at any time by the President, for a majority of the directors or by any number of stockholders owning thirds of the subscribed capital stock, by a notice in writing stating the time, place and object of the meeting, given to each stockholder by the Secretary on the order of said President, directors or stockholders calling the said meeting. Such notice may be delivered to the stockholders personally or enclosed in an envelope and addressed to the stockholder at his place of residence or business, if known to the Secretary, and if not known, then addressed to him “San Francisco California,” and dropped in a United States Post Office box, with the postage…

**(New By-Laws Page 9)**

… thereon prepaid. Such service of notice must be made at least 10 days before the time fixed for the meeting and such service shall be entered on the minutes of the Corporation, and the said minutes upon being read and approved at a subsequent meeting of the stockholders shall be conclusive on the question of service.

Section 3. At any special meeting, properly called, the holders of a majority of the subscribed capital stock shall be competent to transact any and all business. If a majority is not, those present shall have no power, except to adjourn, from day to day, or until such time as may be deemed expedient.

Section 4. The regular meetings of the Board of Directors shall be held at the office of the Corporation in Hercules at 11:00 AM on the third Wednesday of each month.

Section 5. The President or two thirds of the Directors may call special meetings of the Directors at any time. Notice of such meetings may be given by the Secretary, or in case of his absence, or in ability, refusal or neglect to act, by anyone appointed for that purpose by the President or the two Directors calling the meeting, such notice shall be given personally to each Director at least six hours before the time of meeting, or by mailing a notice to the place of residence or of business of each Director at least 24 hours before the time for the meeting. Such service of notice shall be entered on the minutes of the meeting and the said minutes upon being read and approved at a subsequent meeting of the shall be conclusive upon the question of service.

**(New By-Laws Page 10)**

Section 6. Any business which might be done at a regular meeting of the May be done at a special meeting for adjourned.

## Article XI, Voting

Section 1. At all meetings, each stockholder, either in person, or by proxy, shall be entitled to vote upon any motion as many votes as he owns shares of stock, and to vote for directors, in the manner provided by section 307 of the Civil Code of California. All proxies shall be in

writing, signed by the stockholders and shall be filed with the Secretary, at least five days before the day of meeting.

## Article XII, Seal

Section 1. The company shall have a common seal, upon which shall be inscribed: "California Powder Works, Hercules, California."
A copy thereof is hereto affixed.

**(New By-Laws Page 11)**

Know All Men By These Presents:

That we, the undersigned, being the holders and owners of the number of shares of the capital stock of the California Powder Works set opposite our respective names, and being the owners and holders of all of the subscribed capital stock of said Corporation, hereby assent to the foregoing by-laws and adopt the same as the by-laws of the said Corporation. And furthermore we and each of us do hereby agree with said Corporation that all of the forgoing shall constitute a contract between said Corporation and ourselves by which our mutual rights and liabilities shall be governed and controlled.

In Witness Whereof, we have hereunto subscribed our names this 16th day of January, 1901.

| | |
|---|---|
| F. W. Van Sicklen | owning five shares; |
| J. Vincent de Laveaga | owning five shares; |
| John Bermingham Junior. | owning five shares; |
| Percy T. Morgan | owning five shares; |
| H. D. Pillsbury | owning five shares; |

**(New By-Laws Page 12)**

We, the undersigned, being the Directors and the Secretary of California Powder Works, hereby certify that the foregoing constitutes the by-laws of said Corporation, which by-laws were adopted at the first meeting of the stockholders of said Corporation held January 16, 1901, by a vote representing all of the subscribed capital stock of said Corporation.

In Witness Whereof, we have hereunto subscribed our names this 16th day of January 1901.

| | |
|---|---|
| F. W. Van Sicklen | Director |
| J. Vincent de Laveaga | Director |
| John Bermingham, Junior | Director |
| Percy T. Morgan | Director |
| H. D. Pillsbury | Director |

H. D. Pillsbury, Secretary

**(New Organization Page 1)**

Hercules, Contra Cost of County, California

## Organization of California Powder Works

Meeting of the persons named as Directors in the Articles of Incorporation of the California Powder Works.

Messieurs. Percy T. Morgan, F. W. Van Sicklen, J. Vincent de Laveaga, John Bermingham Junior and H. D. Pillsbury, the persons named in the articles of incorporation of the California Powder Works as the Directors or Trustees appointed for the first year, met in that building known as the ”Office”, situated in the town of Hercules, County of Contra Costa, State of California, at 2:00 PM on Wednesday the 16th day of January, 1901, for the purpose of organizing the said Corporation.

Mister Van Sicklen was called to the chair and Mister Pillsbury was requested to act as temporary Secretary.

The chairman announced that the certificate of incorporation of the Corporation having been duly issued from the office of the Secretary of…

**(New Organization Page 2)**

… the State of California, the object of the meeting was to organize the Corporation. The Chairman also stated that as all the persons who subscribed for the capital stock of the Company were present, further proceedings be suspended, and that a meeting of the stockholders and held forth with.

On motion, duly seconded, it was unanimously,

Resolved: that a meeting of the stockholders of the Corporation be and is hereby called to be held this 16th day of January, 1901, at the hour of 2:00 PM in that building known as the ”Office”, situated in the Town of Hercules, County of Contra Costa, State of California.

On motion, duly seconded, the meeting adjourned.

H. D. Pillsbury — Secretary

F. W. Van Sicklen — Chairman

**(1st Stockholders Meeting Page 3)**

## First Stockholders Meeting

**of the new**

## California Powder Works

We, the undersigned, the stockholders and subscribers for stock of the California Powder Works, being the owners and holders of all the subscribed capital stock of said Corporation as follows, to wit:

| | |
|---|---|
| Percy T. Morgan, | five shares |
| F. W. Van Sicklen, | five shares |
| J. Vincent de Laveaga | five shares |
| John Bermingham Junior | five shares |
| H. D. Pillsbury | five shares |

two hereby give our written consent to the holding of this the first stockholder’s meeting of the California powder works this 16th day of January, 1901, at the hour of 2:00 PM in that building known as the ”Office” situated in the Town of Hercules, County of Contra Costa, State of California, and we do hereby certify that all the stockholders and subscribers for stock in said Corporation are at this meeting now here.

In witness whereof, we have hereunto subscribed our names this 16th day of January, 1901.

Percy T. Morgan, F. W. Van Sicklen, J. Vincent de Laveaga, John Bermingham Junior, H. D. Pillsbury.

**(Stockholders Meeting Page 4)**

Pursuant to a call and notice duly given, and the above written consent, thus, the first meeting of the stockholders of the California Powder Works, was held this 16th day of January, 1901, at 2:00 PM in the building known as "Office" situated in the town of Hercules, County of Contra Costa, State of California.

Present: 25 shares, owned, held and represented as follows:

| | |
|---|---|
| Percy T. Morgan | five shares |
| F. W. Van Sicklen | five shares |
| J. Vincent de Laveaga, | five shares |
| John Bermingham Junior. | five shares |
| H. D. Van Sicklen | five shares |

Being all the shares of the subscribed Capital Stock of the Corporation.

On motion, duly seconded, Mister Van Sicklen was elected Chairman, and Mister Pillsbury was elected Secretary.

The Secretary read the minutes of the meeting of the persons named as Directors in the Articles of Incorporation, which, on motion, duly seconded, were approved.

The Chairman announced that the first business of the meeting was the adoption of a Code of By-Laws, for the government of the Corporation and its officers.

Mister Laveaga presented a Code of Bylaws.

(Stockholders Meeting Page 4)

Which were read, and on motion of Mister Morgan, seconded by John Bermingham, they were adopted as the By- Laws of the Corporation and ordered to be engrossed in the Corporation's book of By- Laws.

On motion, duly seconded, the following were elected Directors of this Corporation to serve for the ensuing year: Percy T Morgan, F.W. Van Sicklen, J. Vincent de Laveaga John Bermingham Junior, and H. D. Pillsbury.

There being no further business before the stockholders, on motion, the meeting was adjourned.

F. W. Van Sicklen, Chairman H. D. Pillsbury, Secretary

**(1st Board of Directors Meeting Page 6)**

## Directors' Meeting

Held on the 16th day of January, 1901, at 215 o'clock p.m. in the office of the Corporation in that building known as "Office" situated in the Town of Hercules, County of Contra Costa, state of California.

Present: Directors Percy T. Morgan, F. W. Van Sicklen, J. Vincent de Laveaga, John Bermingham Junior. and H. D. Pillsbury.

Mister Van Sicklen was called to the Chair:

On motion of Director Laveaga seconded by Director Bermingham, Mister Percy T. Morgan was unanimously elected President of the Corporation and took the Chair.

On motion of Director Van Sicklen, seconded by Director Pillsbury, Mister J. Vincent de Laveaga was unanimously elected Vice- President the Corporation.

On motion of Director de Laveaga, seconded by Director Bermingham, Mister H. D. Pillsbury was unanimously elected Secretary of the Corporation.

On motion of Director Pillsbury, seconded by Director de Laveaga, Mister F. W. Van Sicklen was unanimously elected Treasurer of the Corporation.

On motion of Director Pillsbury, seconded by Director de Laveaga, the following resolution was unanimously adopted: Resolved: that the President of this Corporation…

**(Board of Directors Meeting Page 7)**

…appoint a special committee composed of three directors to be known as the ”Executive Committee”, which committee shall have the powers and perform the duties provided by of Article 2 of the By- Laws of this Corporation.

Thereupon the President appointed Directors F. W. Van Sicklen, J. V. de Laveaga and H. D. Pillsbury to constitute such committee.

On motion of Director Van Sicklen, duly seconded by Director Bermingham it was unanimously Resolved: that the Secretary of this Corporation be and he is hereby authorized and directed to procure a book of blank stock certificates for the use of the company, which certificates of stock shall be of such form and device as the President of this Corporation may direct.

On motion of Director Van Sicklen, duly seconded by Director de Laveaga, the following resolution was unanimously adopted. Resolved: That the President or the Secretary of this Corporation be and each of them is hereby authorized to sign the name
of the Corporation, to wit: ”California Powder Works” to checks, drafts, notes, bills of exchange, receipts and acquaintances, issued in its name and to endorse its name on checks, drafts, bills of exchange, and…

**(Board of Directors Meeting Page 8)**

…other evidences of indebtedness.

On motion of Director Van Sicklen, seconded by Director de Laveaga, the following preamble and resolutions were unanimously adopted:

Whereas it is one of the purposes of this Corporation to acquire and operate such property as may be necessary and desirable for the conduct of its business, and

Whereas information has come to this Board that the plant, real and personal, of The California Powder Works may be acquired for a fair and reasonable consideration:

Resolved that this Corporation do purchase of The California Works, a Corporation organized and existing under the laws of the State of California, all the property, real and personal, of whatsoever kind or nature, now owned, held or possessed by said Corporation, wheresoever lying, being, situated or located, in the United States of America or in the Republic of Mexico, except all personal property in litigation, or to which the title is in question, whether in the Republic of Mexico, or elsewhere, it’s outstanding accounts, money on hand, and corporate franchise, if the said property can be acquired in consideration of a part of the capital stock of this Corporation, such stock issued as fully paid up, and the…

**(Board of Directors Meeting Page 9)**

… President of this Board is hereby authorized and directed to enter into negotiations for the purchase of the said plant and property of The California Powder Works, and to offer in consideration for such plant and property 30,000 fully paid up shares of the capital stock of this Corporation, and if the said offer be accepted, the President and Secretary of this Corporation

are hereby authorized, for and on behalf of this Corporation, and as and for its corporate act and deed, upon the receipt of all instruments necessary and proper to transfer and convey to this Corporation said plant and property, to deliver to the said The California Works 30,000 fully paid up shares of the capital stock of this Corporation in the name of Percy T. Morgan, Trustee.

There being no further business the meeting was, on motion of Director Bermingham, seconded by Director Van Sicklen, adjourned.

H. D. Pillsbury, Secretary.

**(Board of Directors Meeting Page 10)**

A meeting of the Board of Directors of California Powder Works was regularly called and held at the office of the Corporation at Hercules, Contra Costa County, California, on Saturday, March 2, 1901, at 9:30 o'clock a.m.

Present: Directors Morgan, de Laveaga, Bermingham, and Pillsbury.

Absent: Director Van Sicklen.

The minutes of the last meeting were read, and on motion of Director Bermingham, seconded by Director de Laveaga, approved as read.

On motion of Director de Laveaga, seconded by Director Pillsbury, the following resolution was unanimously adopted: Resolved: that the Superintendent of the California Powder Works at Hercules be and he is hereby directed to report to the Secretary as to the feasibility of dividing the packing house, the division to be made in accordance with the suggestions of Mister Eugene DuPont.

On motion of Director de Laveaga, seconded by Director Pillsbury, the following resolution was unanimously adopted.

Resolved: that the Superintendent at Hercules be and he is hereby directed to investigate and report to the Secretary as to the advisability of using a Comer dryer for drying nitrate of soda instead of melting pots, also a conveyor to take away…

**(Board of Directors Meeting Page 11)**

…the present.

On motion of Director Pillsbury, seconded by Director de Laveaga, it was,

Resolved that the Superintendent at Hercules be and he is hereby directed to erect a house suitable for use as a clubhouse for the employees of the Corporation, and having suitable offices for the officers of the Town of Hercules.

On motion of Director Pillsbury, seconded by Director de Laveaga it was,

Resolved that John Bermingham Junior be and he is hereby appointed Superintendent of California Powder Works at Hercules, his salary to continue as at present, and

Resolved, further, that Robert Robertson be and he is hereby appointed Superintendent of California Powder Works at Santa Cruz, his salary to continue as at present.

On motion of Director de Laveaga, seconded by Director Bermingham, it was

Resolved that an agency of this Corporation is hereby established at 330 Market St. in San Francisco, and

Resolved, that John Bermingham be and he is hereby appointed agent of this Corporation in San Francisco with full power to transact the business of the Corporation in that place,

**(Board of Directors Meeting Page 12)**

…. and

Resolved, further, that in furtherance of such agency and for a valuable consideration, that the President and Secretary of this Corporation are hereby authorized and directed, for and on behalf of this Corporation, to execute to said John Bermingham a bill of sale, transferring all the office furniture, office fixtures and books belonging to this Corporation and now used and situated in said building and which are hereby sold, transferred and made over to said Bermingham.

On motion of Director Bermingham, seconded by Director Pillsbury, the meeting was adjourned.

H. D. Pillsbury, Secretary

**(Board of Directors Meeting Page 13)**

A meeting of the Board of Directors of California Powder Works was regularly called and held at the office of the Corporation at Hercules, Contra Costa County, California, on Wednesday, August 7, 1901, at 930 o'clock a.m.

Present: Directors Morgan, de Laveaga, and Bermingham.

Absent: Directors Van Sicklen and Pillsbury.

The minutes of the last meeting were read, and on motion were approved.

Mister H. D. Pillsbury tendered his written resignation as a Director and Secretary of the company which, on motion, was accepted. Thereupon John Bermingham Junior was unanimously elected Secretary of the company, and Mister L. E. Hart was elected Assistant Secretary.

Mister E. S. Pillsbury was elected a Director to fill the vacancy created by the resignation of Mister H. D. Pillsbury, and thereupon appeared and took his seat in the Board, and thereafter acted as a Director at said meeting.

Mister J. Vincent de Laveaga tendered his resignation as Vice – President and Director of said Company. On motion, said resignation was accepted, and Mister M. A. de Laveaga was thereupon unanimously elected as Vice – President and Director of said Company in the place of J. Vincent de Laveaga, resigned. Mister M. A. de Laveaga then….

**(Board of Directors Meeting Page14)**

….. appeared and took his seat in the Board, and thereafter acted as a Director at said meeting.

John Bermingham Junior tendered his resignation as a Director of said Company, and on motion of E. S. Pillsbury, seconded by M. A. de Laveaga, A. H. Payson was elected as a Director to fill the vacancy created by the resignation of said John Bermingham Junior.

The President appointed the following Directors as the Executive Committee of the Board provided for in the By – Laws, to wit: M. A. de Laveaga, A. H. Payson and E. S. Pillsbury

On motion of M. A. de Laveaga, seconded by E. S. Pillsbury, the Superintendent was authorized to make sale of the lots belonging to the company, situated in the Town of Pinole.

Resolved, that it is the view of the Board that neither the superintendent at Santa Cruz or at Hercules should leave the State of California without permission of the Board of Directors or of the Executive Committee.

On motion of Director de Laveaga, seconded by Director Pillsbury, the following resolution was adopted namely

Resolved: that the Superintendent at Hercules procure plans for a box factory at that place, and…….

**(Board of Directors Meeting Page 15)**

….. submit the same to the Executive Committee.

On motion, duly seconded, the following resolution was unanimously adopted, to wit:

Resolved that the superintendents at Hercules and Santa Cruz do furnish such weekly statements to the Executive Committee, touching the operations of the company at their respective places as said Committee may require.

On motion of Director Pillsbury, seconded by director de Laveaga, the following resolution was adopted, namely:

Resolved that Robert Robertson and O. V. Ort be, and they are hereby authorized and empowered, or either of them, to make any and all necessary applications to the U. S. Collector of Internal Revenue, on behalf of said Powder Works, and for said Corporation to sign any and all documents which may be required in conducting its business with the said U. S. Internal Revenue Department.

On motion the meeting adjourned.

John Bermingham Junior, Secretary

**(Board of Directors Meeting Page 16)**

Hercules, California,

October 16, 1901

A meeting of the Board of Directors of California Powder Works was held this day pursuant to the by – laws, in the office of said company in Hercules.

Present: Directors de Laveaga, Payson and Pillsbury; Vice President de Laveaga presiding.

It was moved that the Corporation subscribe for a seat in the Mechanics Exchange at the City of San Francisco at a cost of $500.

Mister Robert Robertson, Superintendent at Santa Cruz, was requested to visit and examine the deposits of Sulfur in Kern County and report the results to the Board.

The Superintendent of the Corporation at Hercules was authorized to enter into a written contract with the Standard Oil Company, for a supply of fuel oil at Hercules and Santa Cruz for two years, in accordance with correspondence heretofore had with said Company.

The following resolution was adopted:

Resolved that William A. Murray is hereby designated and appointed as the resident agent and attorney of the California Powder Works in the city of Washington, D. C., with authority to represent the interests of the Corporation in the Departments of the Army and Navy, before any Congressional Committee, or wherever the same….

**(Board of Directors Meeting Page 17)**

….. may be involved in said City.

On motion, the matter of salaries to be paid to the President and Treasurer of the Corporation was referred to the Executive Committee, with authority to fix the same and report to the Board.

The Superintendent at Hercules was instructed to report plans, with necessary information as to cost, etc., for the construction of cottages at that place, to be rented to the employees of the Company.

On motion, the meeting adjourned.

John Bermingham Junior, Secretary

**(Board of Directors Meeting Page 18)**

Hercules, California,

October 15, 1902

A meeting of the Board of Directors of California Powder Works was held this day at the office of the Company in the Town of Hercules at 11 o'clock, a. m.

Present: Directors Pillsbury, de Laveaga and Payson: Mister M. A. de Laveaga, Vice President, presided at the meeting.

The minutes of the last meeting were read and approved.

On motion of Mister E. S. Pillsbury, seconded by Mister A. H. Payson, it was unanimously

Resolved, that the Superintendent at Hercules be instructed to build six cottages at that place.

Resolved further, that the Superintendent be instructed to rebuild the Champion works in an improved manner.

On motion of Director Pillsbury, seconded by director de Laveaga, it was

Resolved, that the matter of an increased water supply be referred to Captain A. H. Payson, with power to act, and including the making of a new reservoir at the Hercules Works, if in his discretion the same is required.

On motion of Director Payson, duly seconded by Director Pillsbury, the following resolution was unanimously adopted.

**(Board of Directors Meeting Page 19)**

Whereas, a proposition was heretofore made to the Executive Committee of the Board of Directors of this Corporation, to buy from this Company a tract of land comprising a portion of Division number five of the Rancho el Pinole, including the reservoir, pipeline, pump house and other property situated thereon, together with any and all rights of this company in and to the waters of Pinole Creek, for 700 fully paid shares of the capital stock of the Hercules Water Company and an agreement by said Hercules Water Company to hereafter furnished to this Company free of charge, any and all water required by this Company for domestic or manufacturing purposes, to which agreement reference is hereby made, and

Whereas, it was deemed by said Executive Committee to be for the best interests of the Company to accept said proposition; and

Whereas, said Executive Committee did accept said proposition and authorized the execution by the President and Secretary of this Corporation of any and all deeds and other conveyances necessary to transfer to said Hercules Water Company the lands, rights and other property herein above mentioned upon the receipt of 700 fully paid shares of the capital stock of the Hercules Water Company and the execution of a duly authorized agreement by said Hercules Water Company to furnish to the Corporation, free of charge, any and all…..

**(Board of Directors Meeting Page 20)**

….. water required by it hereafter for manufacturing for domestic purposes, all of which it appears has been done: Now Therefore,

Be it recorded: that the action of said Executive Committee in accepting said proposition, and in authorizing the President and Secretary of this Corporation to execute said deeds and other conveyances, and the action of said President and Secretary acting thereunder in accepting said agreement from said Hercules Water Company and in executing and delivering to said Hercules Water Company a deed of the premises here before mentioned and the property situated thereon, which deed was duly recorded in the Recorder's Office of Contra Costa County, California, on the 15th day of October, 1902, and to which official reference is hereby made, be and the same are hereby fully ratified, approved and confirmed, and said deed is hereby accepted, ratified and confirmed.

The Superintendent was authorized by a unanimous vote to procure the necessary Transformers for operating the electric plant at Hercules in the most effective and economical manner; also to erect a warehouse for the storage of paper and other materials used in the manufacture of cartridges.

On motion, adjourned

John Bermingham Junior, Secretary

**(Board of Directors Meeting Page 21)**

Hercules, California

December 17, 1902

A meeting of the Board of Directors of the California Powder Works was held at the office this day. All the members of the Board were present.

The President, Mister Percy T. Morgan, tendered his resignation by letter, of which the following is a copy:

San Francisco, December 17, 1902

To the Board of Directors of the California Powder Works

Hercules, California.

Dear Sirs:

On account of other pressing demands upon my time, I beg to herewith tender my resignation as President of the California Powder Works. With thanks for your courtesy and best wishes, I remain,

Yours very truly, Percy T. Morgan

On motion, the letter was ordered on file and the resignation of Mister Morgan as President was duly accepted.

On motion of Director Pillsbury, seconded by Director Payson, Mister John Bermingham was elected President of the California Powder Works in place of Percy T. Morgan, resigned, and his salary was fixed at $10,000 a year. Thereupon Mister John Bermingham appeared,…

**(Board of Directors Meeting Page 22)**

….. took his seat as President, and thereafter presided at said meeting.

On motion of Director de Laveaga, seconded by Director Payson, the following resolution was unanimously adopted:

Whereas, it appears that all the stockholders of this Corporation have consented and requested in writing, that its articles of Association be amended by increasing the number of directors from 5 to 7; therefore

Resolved: that the articles of association and incorporation of the California Powder Works be and the same are hereby amended by changing Subdivision V of said articles to read as follows:

The number of Directors of said Corporation shall be seven. The names and residences of those who are appointed for the first year are as follows, to wit: John Bermingham Junior, who resides at Hercules, County of Contra Costa; J. Vincent de Laveaga, Percy T. Morgan, and H. D. Pillsbury, who resides in the City and County of San Francisco, and Fred W. Van Sicklen, who resides in the City of Alameda, County of Alameda.

And that a copy of said articles so amended and duly certified to be correct by the President and Secretary of the Board of Directors of this Corporation filed in the office of the County……

**(Board of Directors Meeting Page 23)**

….. Clerk of the County of Contra Costa, State of California, where the original articles of incorporation were filed, and also in the office of the Secretary of State of the State of California, all as required by Section 362 of the Civil Code of this State.

On motion of Director Pillsbury, seconded by Director Payson, T. C. DuPont and P. S. DuPont of Wilmington, Delaware, were elected two additional directors of the California Powder Works, to make up the number of seven provided for by the amendment to its articles of incorporation.

On motion of Director Pillsbury, seconded by Director de Laveaga, Mister J. F. Nesmith was elected Treasurer of the Corporation at a salary of $500 per month.

On motion of Director Payson, duly seconded by Director de Laveaga, the following resolution was unanimously adopted:

Resolved: that the Secretary call a meeting of the stockholders of this Corporation to be held on Wednesday, the 15th day of April, 1903, at the hour of 11:00 AM at the office of this Corporation in that building known as ”Office” situated in the Town of Hercules, County of Contra Costa, State of California, for the purpose of voting upon the proposition of diminishing…..

**(Board of Directors Meeting Page 24)**

….. the capital stock of this Corporation from 60,000 shares, of the par value of $100 each, to 30,000 shares of the par value of $100 each and that notice of the said meeting the published in The Pinole Weekly Times, a weekly newspaper published in the said County of Contra Costa, once a week for at least 60 days; also by a notice addressed to each stockholder as provided By-Law; and the Secretary of the Corporation was directed to give notice of such meeting in the manner provided by Section 359 of the Civil Code of California.

The matter of adopting a system of bookkeeping for the Corporation was referred to the Executive Committee, with power to act.

There being no further business, on motion, the meeting adjourned.

John Bermingham Junior, Secretary

**(Board of Directors Meeting Page 25)**

## Special Meeting of the
## Stockholders of the California Powder Works

Office of the California Powder Works in that building known as" Office "situated in the Town of Hercules, County of Contra Costa, State of California.

Hercules, California, April 15, 1903

Pursuant to an order of the Board of Directors of the California Powder Works, made December 17, 1902, and to a notice of this meeting, a copy of which is hereinafter set out at length, and which was published once a week for at least 60 days next preceding the date of this meeting in "The Pinole Weekly Times" , a newspaper published in the County of Contra Costa, State of California, to wit; on the following dates; on the 17th, 24th, and 31st days of January, 1903; on the 7th, 14th, 21st, and 28th, days of February 1903; on the 7th, 14th, 21st, and 28th days of March, 1903 and on the 4th, and 11th, days of April, 1903, as per affidavit attached to said notice and on file in my office, a copy of which affidavit and notice is as follows, to wit:

### Notice

Office of the California Powder Works:

Notice is hereby given that the Board…….

**(Board of Directors Meeting Page 26)**

…. of Directors of the California Powder Works, hereby call a meeting of the stockholders of said Corporation to be held on Wednesday, the 15th day of April, 1903, at the hour of 11:00 AM at the office of the California Powder Works, in that building known as "Office" situated in the Town of Hercules, County of Contra Costa, State of California, for the purpose of voting upon the proposition of diminishing the capital stock of said Corporation from 60,000 shares of the par value of $100 each, to 30,000 shares, of the par value of $100 each.

Dated at Hercules this 15th day of January, 1903.

By order of the Board of Directors of the California Powder Works.

John Bermingham Junior, Secretary

(Affidavit)

In the matter of diminishing the capital stock of California Powder Works
Affidavit of Publication of E. M. Downer, State of California
County of Contra Costa

E. M. Downer, being duly sworn, deposes and says, that at all the times herein…..

**(Board of Directors Meeting Page 27)**

…. named he was, and now is, a male citizen of the United States of America, over the age of 18 years, and a resident of said Contra Costa County. That he is not, nor was he, at any of the times hereinafter named, a party to the above entitled proceedings, or interested therein, and that all of the said times he was, and now is the principal Clerk of the printer of The Pinole Times, a newspaper printed, and circulated in said Contra Costa County, and as such principal Clerk, he had charge of all the advertisements in said newspaper. That the notice of which the annexed is a printed copy, was printed and published in the regular and entire issue of every number of the papers during the period and times of publication for 12 consecutive weeks, to

wit: From the 17th day of January 1903 to and until the 11th day of April, 1903, both days included, and as often during said as said paper was published, to wit: January 17 - January 24 and January 31- February 7, February 14- 21st and 28, March 7, 14th, 21st and 28th- April 4 and 11th, 1903. That the notice was published in the newspaper proper and not in a supplement. (Notice Attached)

E. M. Downer, State of California- County of Contra Costa.

Subscribed and sworn to before…..

**(Board of Directors Meeting Page 28)**

…. me this 14th day of April, 1903. James Garrity, A Notary Public in and for the County of Contra Costa, State of California and also to a like notice which was addressed to each stockholder at least 30 days before the day appointed for such meeting, to wit: on the 17th day of January, 1903, all in compliance with Section 359 of the Civil Code of the State of California, the stockholders of California Powder Works met at the hour of 11:00 AM of this day at the office and principal place of business of said Corporation, to wit: in that building known as "Office" situated in the Town of Hercules, County of Contra Costa, State of California.

A special meeting was called to order by Mister John Bermingham, the President of the Corporation.

On motion of Mister de Laveaga, seconded by Mister Pillsbury, Mister John Bermingham was unanimously elected Chairman and Mister John Bermingham Junior was unanimously elected Secretary of the meeting.

The Chairman stated that the purpose of the meeting was to vote upon the proposition of diminishing the capital stock of the Corporation from sixty-thousand (60,000) shares of the par value of $100 each, to thirty…..

**(Board of Directors Meeting Page 29)**

- thousand (30,000) shares of the par value of $100 each.

The Secretary thereupon read the resolution of the Board of Directors, adopted December 17, 1902, calling such meeting, as follows:

On motion of Director Payson, duly seconded by director de Laveaga, the following resolution was unanimously adopted:

Resolved: That the Secretary call a meeting of the stockholders of this Corporation to be held on Wednesday, the 15th day of April, 1903 at the hour of 11:00 AM at the office of this Corporation in the building known as "Office" situated in the Town of Hercules, County of Contra Costa, State of California, for the purpose of voting upon the proposition of diminishing the capital stock of this Corporation from 60,000 shares, of the par value of $100 each, to 30,000 shares of the par value of $100 each, and that notice of the said meeting be published in The Pinole Weekly Times, a weekly newspaper published in said County of Contra Costa, State of California once a week for at least 60 days; also by a notice addressed to each stockholder as provided by law; and the Secretary of the Corporation was directed to give notice of such meeting in the manner provided by Section 359 of the Civil Code of California.

**(Board of Directors Meeting Page 30)**

Thereupon the Secretary called the role of stockholders, and the following answered in person or by proxy

| Names | number of shares |
|---|---|
| John Bermingham | 5 shares |
| M. A. de Laveaga | 5 shares |
| E. S. Pillsbury | 5 shares |
| A. H. Payson | 5 shares |
| F. W. Van Sicklen | 5 shares |
| Percy T. Morgan Tr. | 29,975 shares |
| | 30,000 shares |

Total number of shares – 30,000 shares.

The Chairman appointed Messieurs the de Laveaga and John Bermingham Junior a committee to examine the proxies, and the committee reported as follows:

We, the committee appointed to examine the proxies presented at the meeting of the stockholders of California Powder Works, this 15th day of April, 1903, beg to report: we have examined the following proxies and find them in order.

| | |
|---|---|
| A. H. Payson | in favor of E. S. Pillsbury 5 shares |
| F. W. Van Sicklen | in favor of E. S. Pillsbury 5 shares |
| Percy T. Morgan | in favor of E. S. Pillsbury 29,975 shares |

The Secretary announced that 30,000 shares were duly represented out of the entire subscribed capital stock of the Corporation, which is 30,000 shares……

**(Board of Directors Meeting Page 31)**

….. and the Chairman declared that more than two thirds of all the subscribed capital stock of the Corporation was duly present and represented and that the meeting was ready for business.

The Secretary reported that he had given notice of the meeting as required by Section 359 of the Civil Code of California, and produced and read the following copy of the notice thereof, to wit:

Notice

Office of the California powder works

Notice is hereby given that the Board of Directors of the California Powder Works hereby call a meeting of the stockholders of said Corporation to be held on Wednesday, the 15th day of April, 1903, at the hour of 11:00 AM at the office of the California Powder Works, in that building known as “Office” situated in the Town of Hercules, Contra Costa County, State of California, for the purpose of voting upon the proposition of diminishing the capital stock of said Corporation from 60,000 shares of the par value of $100 each, to 30,000 shares of the par value of $100 each.

Dated at Hercules, this 15th day of January, 1903.

**(Board of Directors Meeting Page 32)**

By order of the Board of Directors of the California Powder Works

John Bermingham Junior, Secretary,

which he reported was published in The Pinole Weekly Times a newspaper printed and published in the County of Contra Costa, State of California, once a week for the period of at least 60 days next prior to the date of this meeting, and stated that he also duly mailed said notice on the 17th day of January, A.D. 1903, to each stockholder of the Corporation, addressed to his place of residence, if known, and if not known, at the office of the Corporation; and he also read the affidavit of the principal clerk of the printer of The Pinole Weekly Times, and which has been heretofore set forth in full in these minutes, showing the due publication of the said notice in said paper on the following dates, viz.: on the 17th, 24th, and 31st days of January, 1903; on the 7th, 14th, 21st, and 28th days of February, 1903; on the 7th, 14th, 21st and 28th days of March, 1903; and on the 4th and 11th days of April, 1903; and on motion of Mister de Laveaga, seconded by Mister Pillsbury, it was unanimously Resolved that the report of the Secretary as to the publication and mailing of notices of this meeting be approved and ratified, and further…..

**(Board of Directors Meeting Page 33)**

Resolved that all preliminary steps for the holding of this meeting required by law have been fully complied with.

The following resolution was then offered by Mister Pillsbury and duly seconded by Mister de Laveaga, viz.:

Whereas, the total amount of the capital stock of this Corporation is now the sum of $6 million ($6,000,000), divided into 60,000 shares of the par value of $100 each; and

Whereas, 30,000 shares of the said capital stock and no more has been subscribed for and issued, this fully paid up and is now outstanding; and

Whereas, all the stockholders of said Corporation consider it advisable that the capital stock should be reduced to $3 million, ($3,000,000) divided into 30,000 shares of the par value of $100 each, and have requested in writing that a meeting of the stockholders be called and held for that purpose.

Now therefore, it is hereby resolved by the unanimous votes of the stockholders owning and holding on the stock books of this Corporation more than two thirds of the entire capital stock thereof which has been subscribed, viz.: all the capital stock of said Corporation which has been…..

**(Board of Directors Meeting Page 34)**

….. subscribed for, that the capital stock of this Corporation be and the same is hereby diminished and decreased from $6 million dollars, divided into 60,000 shares of the par value of $100 each, to $3 million dollars, divided into 30,000 shares of the par value of $100 each, and all and singular the said stockholders so owning and holding on the books of this Corporation more than two thirds of the entire subscribed capital thereof, to wit, all of said subscribed stock, do hereby unanimously vote for and do hereby unanimously consent and assent to such diminution and decrease of the capital stock in the amount and as aforesaid.

The Chairman thereupon directed the Secretary to call the role of stockholders for the purpose of voting upon said resolution.

The Secretary then called the role of stockholders and the said resolution was unanimously adopted.

As evidence and in testimony of their votes in favor of the said resolution so diminishing and decreasing the said capital stock, all the said stockholders thereupon signed and filed with the Secretary of this Corporation a written ballot or vote in the words and figures following, to wit.

**(Board of Directors Meeting Page 35)**

We, the undersigned stockholders of the California Powder Works, a Corporation, representing owning and holding on the books of the said Corporation, the number of shares set opposite our respective signatures hereto (said number of shares being more than two thirds of the entire subscribed capital stock of said Corporation, to wit; all the capital stock hereto for subscribed for) at a meeting of said stockholders duly called and held under and in accordance with the provisions of the laws of the State of California, and more particularly in accordance with the provisions of Section 359 of the Civil Code of the State of California, do hereby vote for and in favor of the said resolution offered at said meeting on the 15th day of April, 1903, by Mister Pillsbury and seconded by Mister de Laveaga, said resolution being for that diminution of the capital stock of this Corporation as therein specified, and we, the undersigned stockholders and each of us, do hereby vote, consent and assent to such diminution, and do hereby diminish the capital stock of this Corporation from its present amount, $6 million, divided into 60,000 shares of the par value of $100 each, two $3 million, divided into 30,000 shares of the par value of $100 each.

In Witness Whereof, we have hereunto…..

**(Board of Directors Meeting Page 36)**

….. On said 15th day of April, 1903, and at said meeting of stockholders, the fixed our signatures, setting opposite their two the number of shares of stock voted by each one of us respectively for and in favor of the said resolution.

| Names of Stockholders | Shares Voted |
|---|---|
| John Bermingham | 5 Shares |
| M. A. de Laveaga | 5 Shares |
| E. S. Pillsbury | 5 Shares |
| A. H. Payson by E. S. Pillsbury, proxy | 5 Shares |
| F. W. Van Sicklen by E. S. Pillsbury, proxy | 5 Shares |
| Percy T. Morgan Tr. By E. S. Pillsbury, proxy | 29,975 Shares |

Each stockholder present having voted in favor of said resolution, the Secretary announced the result as follows:

| | |
|---|---|
| In favor of the resolution | 30,000 shares |
| Against the resolution | 0 shares |

The Chairman thereupon declared that 30,000 shares having been voted in favor thereof, out of the entire subscribed capital stock of the Corporation of 30,000 shares, and being more than two thirds of the entire subscribed capital stock, namely, all of the capital stock which has been subscribed for; the resolution was duly carried and adopted, and that the capital stock of the Corporation was duly diminished from 6 million…..

**(Board of Directors Meeting Page 37)**

… ($6,000,000), divided into 60,000 shares of the par value of $100 each, to $3 million, ($3,000,000) divided into 30,000 shares of the par value of $100 each.

The minutes of this meeting, as aforesaid, having been read in open meeting, it was, on motion of Mister de Laveaga, seconded by Mister Pillsbury, unanimously voted that the same are correct.

On motion of Mister Pillsbury, seconded by Mister de Laveaga, it was unanimously resolved that this meeting do now adjourn.

John Bermingham Junior, Secretary

**(Board of Directors Meeting Page 38)**

Hercules, California

May 20, 1903

A regular meeting of the Board of Directors of California Powder Works was held at its office in Hercules, Contra Costa County, California, on Wednesday, may 20th, 1903, at 11:00 AM.

There were present Directors Bermingham, Pillsbury, de Laveaga, T. C. DuPont and Payson.

Absent: Directors P. S. DuPont and Van Sicklen.

On motion of Director Pillsbury, seconded by Director de Laveaga, the following resolution was unanimously adopted.

Resolved, that the President and Secretary be and are hereby authorized to jointly receive and receipt for any and all monies, checks, drafts, warrants and other securities and representatives of value, and where any of such checks, drafts, warrants or other papers require endorsement in the name of this Company, to so endorse the same, hereby ratifying and confirming such action by them or either of them.

This resolution to apply generally to all business of the Company, and especially to its transactions and dealings with the United States Government in the Army, Navy and Treasury Departments, including all Custom House transactions.

On motion of Director Payson, seconded by Director de Laveaga, it was ordered that…

**(Board of Directors Meeting Page 39)**

…...the head bookkeeper, Mister Hall, be authorized to call for and receive information from any employees of the Company, which in his opinion may be necessary to enable him to carry out the new system of book – keeping, and that the President make all necessary arrangements to carry this order into effect.

On motion of Director DuPont, seconded by Director Pillsbury, it was unanimously

Resolved that all monies or checks which are received by the Company hereafter shall be deposited to the credit of the Corporation in its bank or banks of deposit, and that so far as practical payment of all bills of the Company shall be made by check.

On motion of Director de Laveaga, seconded by Director Payson, it was unanimously

Resolved that the President and Secretary be authorized to execute a deed of the Company for property covered by a certain agreement dated June 26, 1899, with Archibald & Deliers to A. T. W. Deliers, upon his submitting proper authority to receive the same.

On motion of Director Pillsbury, seconded by Director Payson, it was unanimously

Resolved that the subject of the business relations of the Company with the Peyton Chemical Works be referred to Director DuPont, with power to act in the premises.

**(Board of Directors Meeting Page 40)**

On motion of Director DuPont, seconded by Director Pillsbury, a Finance Committee was appointed, composed of de Laveaga, Van Sicklen and Payson, with full power and authority to investigate the books, papers and finances of the Company from time to time, and report the results to the Board or to the Executive Committee, and with full power and authority to call for and receive any books, papers or documents held by or pertaining to this Corporation.

On motion of Director DuPont, seconded by Director Bermingham, the Executive Committee of the Corporation was instructed to inquire into the subject of salaries and general office expenses, and report concerning the same at the next meeting of the Board.

On motion of Director Pillsbury, seconded by Director de Laveaga, it was unanimously Resolved to sell a sufficient portion of the United States Bonds held by the Corporation to enable it to reinvest the proceeds in street railroad bonds of the face value of $150,000 issued by the Johnstown Passenger Railway Company, operating in Johnstown, Pennsylvania, and that Director T. C. DuPont be requested to assist in such exchange of securities, and also be empowered to pay for said bonds and received the same on account of this…..

**(Board of Directors Meeting Page 41)**

….. Corporation, and further, that the President and Secretary be authorized to execute any instruments which may be necessary or proper in said business.

There being no further business, on motion, the meeting adjourned.

John Bermingham Junior, Secretary

**(Board of Directors Meeting Page 42)**

Hercules, California

August 5, 1903

A regular meeting of the Board of Directors of California Powder Works was held at the office of the Company in Hercules, Contra Costa County, California on Wednesday, August 5, 1903, at 11:00 AM.

There were present and acting at said meeting Directors Bermingham, Payson, de Laveaga, Van Sicklen and Pillsbury. Absent: T. C. and P.S. DuPont.

The minutes of the last meeting were read and approved.

The President reported to the Board that all the terms and conditions of a sale to this Corporation by The California Powder Works, heretofore agreed on, had been complied with and the proper conveyances and transfers to fully accomplish the same had been executed and delivered to this Corporation which has taken possession of all the property, and in consideration therefore and in compliance therewith has issued and delivered to said The California Powder Works its full paid capital stock to the face value of $3 million dollars and that the said business was now consummated.

On motion of Director Van Sicklen, seconded by Director de Laveaga, it was……

**(Board of Directors Meeting Page 43)**

…….. unanimously.

Resolved: that the said sale and transfer of property by The California Powder Works to this Corporation, and the issuance of its full paid capital stock therefore to the face value of $3 million dollars and all acts connected therewith and thereto pertaining by which said sale was accomplished, and the instruments and papers made and executed in affecting said sale, be and the same are hereby ratified and confirmed.

On motion of Director Pillsbury, seconded by Director Payson, it was unanimously Resolved that this Corporation do pay a dividend of $.50 a share upon all its capital stock on the 20th day of August, 1903, the same to be paid at its business office in the City and County of San Francisco, #330 Market Street, to the stockholders of record of August 15, or to their assigns or legal representatives, and that the stock transfer books be closed, on that account, from the 15th to the 21st day of said month.

Resolved, further, that a dividend of like amount per share be paid to all stockholders of record on the 20th day of each and every month hereinafter until the further order of this Board, Sundays and legal holidays excepted, when…..

**(Board of Directors Meeting Page 44)**

… Payments shall be made on the day thereafter) and upon like conditions and in the same manner as herein before provided for the month of August.

On motion of Director de Laveaga, seconded by Director Payson, the President was authorized to take such legal proceedings as he might deem advisable to resist payment of the additional taxes sought to be enforced upon the Corporation in Contra Costa County for the current fiscal year on account of the unwarranted and unjust attempt to increase the assessment of its property by the Board of Supervisors of that County, sitting as a Board of Equalization.

John Bermingham Junior having tendered his resignation as Secretary of the Corporation on motion of Director Pillsbury, seconded by Director Van Sicklen, said resignation was accepted.

Director de Laveaga moved that L. E. Lyon be elected Secretary of this Corporation in place of John Bermingham Junior resigned, his salary to be $150 per month from August 1, and said Lyon to continue to render such services as he is now giving, or as the President may hereinafter direct: the motion was seconded by Director Payson and carried;

**(Board of Directors Meeting Page 45)**

President Bermingham voted no.

The President was authorized to take such steps as he may consider necessary protect the interests of the Corporation in a magazine located near Portland, Oregon.

The President submitted a communication concerning the Lawrence Lead Works at Omaha, Nebraska in which the Corporation is interested to the extent of $7500 dollars and on motion of Director Pillsbury, seconded by Director Payson, this matter was referred to Mister T. C. DuPont with full power to act as he may consider advisable.

On motion of Director Pillsbury, seconded by Director Payson, the President and Secretary were authorized to execute such papers and documents on the part of the Corporation as may be necessary to enable it to comply with the laws of Oregon concerning foreign corporations

doing business in that State; also to comply with similar laws of other states in which it may now or hereafter be doing business.

There being no further business, the meeting adjourned.

John Bermingham Junior, Secretary

**(Board of Directors Meeting Page 46)**

Hercules, California

October 21, 1903

The Board of Directors of the California Powder Works met at the office of the Company in Hercules, this day, pursuant to the by-laws.

There were present Directors, Bermingham, Payson, de Laveaga, and Pillsbury. Absent Directors T. C. DuPont, P. S. DuPont and Van Sicklen.

The minutes of the last meeting were read and approved.

The resignation of Pierre S. DuPont as a Director of the Company was presented and accepted. Thereupon, on motion of Director de Laveaga, seconded by Director, Payson, Mister R. S. Penniman was elected a Director to fill the vacancy created by the resignation of Pierre S. DuPont.

Director de Laveaga presented his resignation as Vice-President of the Corporation which was accepted. Thereupon motion of Director Pillsbury, seconded by Directors Payson, R. S. Penniman was elected Vice-President and General Manager of the Corporation.

On motion of, Director Pillsbury, seconded by Directors Payson, the matter of the salary of the General Manager was referred to the Executive Committee with power to fix the same.

Director, Pillsbury reported to the Board concerning the claim of the Corporation against the Giant Powder Company, Consolidated, for the use of a patent right for the recovery of acids and thereupon the Board authorized a settlement to……

**(Board of Directors Meeting Page 47)**

….. be made with said Company upon payment by it of $100 per month for all the time service it commenced the use of the patent process to this date, with the right to use the same hereafter upon payment of said sum monthly.

On motion of Director, Payson, seconded by Director, de Laveaga, the following resolution was unanimously adopted.

Resolved: that the President and Secretary, or either of them, be and they are hereby authorized to receive and give receipts for all monies due and payable to this Company from any source whatever, and to endorse warrants and checks in its name and on its behalf, and fall discharge for the same to give.

On motion of Director Pillsbury, seconded by Director Payson, the office of Treasurer of the Company was declared vacant. Thereupon on motion, of Director Payson, seconded by Director Pillsbury, M. A. de Laveaga was elected Treasurer, of the Company.

The President of the Company was authorized to negotiate a sale of the interests of the Corporation in the Joaquin Mine, near Haley, Idaho, upon such terms as he thought advisable, and the President and Secretary were empowered to execute a conveyance of the same on behalf of the Corporation.

President, reported to the Board…..

**(Board of Directors Meeting Page 48)**

….. that the Granite Bimetallic Consolidated Mining Company of Montana had requested an extension of time upon its indebtedness to this Corporation in the amount of $15,793.68, upon giving its two notes to the Corporation each for one half of said amount, payable respectively in six and nine months, with interest at 6% per annum.

The President was empowered to sign an agreement on behalf of the Corporation giving such extension, and to accept such notes.

There being no further business, the meeting adjourned.

L. E. Lyon, Secretary

**(Board of Directors Meeting Page 49)**

Hercules, California

December 1, 1903

A Special, meeting of the Board of Directors of California Powder Works was held at the office of the Company this day, pursuant to notice given as the by-laws require.

There were present, Directors, Bermingham, Penniman, Payson, de Laveaga, Pillsbury and Van Sicklen. Absent, Director T. C. DuPont.

The President submitted a proposed contract in quintuplicate to be entered into by this Corporation with the United States, represented by Brigadier General William Broziner, Chief of Ordnance, U. S. A. for powder, dated November 28, 1903.

On motion of Director Pillsbury, seconded by Director Payson, it was.

Resolved that John Bermingham, as President of the Corporation, and L. E. Lyon as Secretary, thereof, be and they are hereby authorized and empowered to enter into said contract on behalf of the California Powder Works and to execute the same in its name; also to execute a bond, in duplicate, in the partial sum of $19,000 for the faithful performance of said contract, and to make, execute and deliver any and all other papers and documents which may be necessary or proper in the connection here with signed contract and bond or which may be required in connection herewith by the Government of the United States.

On motion of Director Payson, seconded by Director de Laveaga, the following resolution was adopted to wit:

**(Board of Directors Meeting Page 50)**

Whereas, in the regular course of its business this Corporation will be called on from time to time to enter into contracts with the United States for the manufacture of powder, and to give bonds for the faithful performance of the same.

Now therefore, resolved that the President and Vice President, or either of them, together with the Directors of this Corporation, be and they are hereby authorized and empowered to execute and deliver in its behalf any contract or bond to secure the same which said Corporation may enter into with the United States (or any individual representing the United States) for the manufacture and supply of powder, and to execute and deliver all documents and instruments which may be necessary or proper in connection with such contracts and which may be required by United States Officials.

On motion of Director Van Sicklen, seconded by Director Penniman, the following resolution was adopted:

Whereas, it is deemed advisable for the convenient and effectual transaction of the customs business of California Powder Works is appoint in the several collection districts within the United States, or under the jurisdiction thereof, agents and attorneys who shall have authority to receive and enter at the customs houses in such collection districts any and all goods, wares and merchandise hereafter exported by said Corporation or which may hereafter arise consigned to said Corporation; to sign the name of said Corporation its seal and deliver for and as the act and deed of said Corporation, every bond or bonds which may be required for or to secure the payment of duties and….

**(Board of Directors Meeting Page 51)**

….. other charges on any and all such goods, wares and merchandise; to receive and receipt for any and all sums of money which may become due to said Corporation or refund of duties or otherwise; to sign the name of said Corporation to, and seal and deliver for and as the act and deed of said Corporation, any and all bonds requisite or necessary for obtaining the debenture and drawback of any and all goods, wares and merchandise hereafter exported by said Corporation, and to receive and receipt for debenture certificates, and to collect the amount due thereon; to sign the name of said Corporation to, and seal and deliver for and as the act and deed of said Corporation, any and all, other bonds which are or may be required by the Customs Laws and regulations issued in pursuance thereof, and any and all bonds which may be voluntarily given and accepted in customs procedure; and generally to transact at the said Custom Houses any and all customs business in which said Corporation is or may be concerned or interested, and which may be properly transacted or performed by Agents and Attorneys.

Now, therefore at a Special Meeting of the Board of Directors of the California Powder Works a Corporation of California, held at the office of said company in the Town of Hercules in said State, on the first day of December A. D. 1903.

**(Board of Directors Meeting Page 52)**

….. All of the Board of Directors being duly notified of the time and place of said meeting, and a quorum being present, it is hereby –

Resolved, that the President and the Vice President of the said California Powder Works be, and each of them hereby is, authorized, severally, on behalf of the said company, and as its act and deed, to execute such powers of attorney appointing Agents and Attorneys in several customs collection districts within the United States for under the jurisdiction thereof, or any of them, as in his opinion are or may be necessary or proper to carry into effect the purposes and objects set forth in the foregoing preamble, said powers of attorney to have affixed to them the corporate seal of said Company, duly attested by the Directory of said Company.

On motion of Director de Laveaga, seconded by Director, Van Sicklen, the following resolution was adopted, to wit:

Resolved, that John Bermingham, the President, R. S. Penniman, the Vice – President, and L. E. Lyon the Secretary, of this Corporation, be and they are hereby authorized jointly or severally to receive and receipt for all monies, checks, drafts, warrants and other securities and representations of value, and where any such checks, drafts, warrants or other papers require endorsement in the running of this Company, to so endorse the same, hereby ratify and confirming such action by them or either of them. This resolution is to apply generally…

**(Board of Directors Meeting Page 53)**

….. To all business of the Corporation including transactions and dealings with the United States Government in the Army, Navy and Treasury Departments, and also to include all customs house transactions.

Resolved, that in addition to the President and Secretary of this Corporation, the Vice – President, be and he is hereby authorized sign the name of the Corporation to checks, drafts, notes, bills of exchange, receipts and acquaintances, issued in its name, and to endorse its name on checks, drafts, bills of exchange and other evidences of indebtedness.

On motion of Director Pillsbury, seconded by Director de Laveaga, it was.

Resolved that the action of the President and Secretary of this Corporation in making and delivering to the Hercules Water Company of these certain premises described as.

That certain lot, piece, or parcel of land situated, lying and being in the County of Contra Costa, State of California, and bounded and particularly described as follows, to wit:

Beginning at a point on the easterly boundary line of the 33.20 acre tract purchased by The California Works from Kate T. Cousins, by deed dated March 2, 1900, and recorded in Volume E 84 of Deeds, at page 212, Records of said Contra Costa County, said point being 7.57 chains North 44 ¼° West from the southerly corner of said…..

**(Board of Directors Meeting Page 54)**

….. 33.210 tract; thence South 45 ½° West 284.2 feet to Station; thence North 42°5' West 419.70 feet to Station; thence North 48°15' East 310.2 feet to Station; thence South 44 ¼° East 405.4 feet to Station; thence South 45 ½° West 42 feet to the point of beginning. Being a part of the Rancho el Pinole and containing 3 acres more or less be and the same is hereby ratified, approved and confirmed.

Resolved, further that the President and Secretary of this Corporation are hereby authorized to make and deliver its deed to Joseph Fassler of these certain premises described as.

That certain lot piece or parcel of land situated, lying and being in the County of Contra Costa, State of California and bounded and particularly described as follows, to wit:

Beginning at station T.E. over the easterly boundary line of Division #1, according to the map of the estates of Raffaela M. de Tennant and Samuel J. Tenant, in the Rancho El Pinole, as surveyed and divided by J. Foster and T. A. McMahon, in September 1888, and on file in the County Recorder's office of Contra Costa, State of California, at the corner of lands of Joseph Fassler and California Powder Works; thence South 11° 50' as crossing Division #1, aforesaid and Refugio Creek 15.83 chains to Station on the northerly boundary line of land of the Atchison, Topeka and Santa Fe Railway Company; thence easterly along said line 5.71 chains to Station, on the easterly boundary line of Division #1 aforesaid, at the……

**(Board of Directors Meeting Page 55)**

….. corner of lands of Joseph Fassler, California Powder Works and Atchison, Topeka and Santa Fe Railway Company; thence North 30° West along the, easterly boundary line of said Division #1 17.82 chains into their point of beginning, containing 4.43 acres of land more or less. Reserving unto the California Powder Works all rights of, every kind and character in and to the waters of said Refugio Creek.

There being no further business, on motion, duly seconded, the meeting adjourned.

L. E. Lyon, Secretary

**(Board of Directors Meeting Page 56)**

Hercules, California

January, 20 1904

A meeting of the Board of Directors was held at the office of the Company in Hercules California this day at 11:00 AM.

There were present Directors Penniman, Payson, Pillsbury, de Laveaga and Van Sicklen; absent; Bermingham and DuPont.

The minutes of the last two meetings of the Board were read and approved.

On motion of Director de Laveaga, seconded by director Payson, the following resolution was unanimously adopted.

Whereas, this Corporation is the owner and holder of 20, United States Registered Bonds, numbered 27,182 27,189 inclusive, and 27,919 to 27,928, inclusive, and it is considered advisable by this Board to make sale of the same;

Therefore, Resolved that the bonds be sold and that R. S. Penniman, the Vice – President of this Corporation, and. L. E. Lyon its Secretary, be and they are authorized and empowered to effect a sale of said bonds and to endorse the same on behalf of this Corporation for the purpose of such sale and delivery, and also to execute and deliver, on its behalf and in its name, any and all papers and documents which may be necessary or proper to fully affect such sale and a delivery of said bonds to the purchasers thereof so as to pass a legal title to the same.

On motion of Director de Laveaga….

**(Board of Directors Meeting Page 57)**

….. seconded by Director Payson, it was

Resolved: in the absence at any time of the President and Vice – President of the company from its office at San Francisco, Mister W. J. Webster, L. E. Lyon and R. C. Hall, or any two of them, be authorized to sign the checks of the company, and that in the absence of said President and Vice – President no checks be drawn or collected except in accordance with this resolution.

On motion it was ordered that the proceeds of the bonds to be sold as herein before provided at this meeting be turned over to Pierre S. DuPont, with authority to invest the same in such first-class securities as he may deem advisable.

On motion of Director Van Sicklen, seconded by Director Payson, it was

Resolved: that all acts, resolutions and proceedings of the Executive Committee at the meetings of said Committee and as shown by the records thereof be and the same are hereby ratified, approved and confirmed.

On motion of Director Pillsbury, seconded by Director Payson, the following resolution was adopted;

Whereas, it appears that Samuel Bermingham has been appointed Assistant Superintendent of this…….

**(Board of Directors Meeting Page 58)**

….. Corporation at Hercules, without the knowledge of this Board, and contrary to the provisions of Section 6 of Article 2 of the bylaws which read as follows:

The Board of Directors shall appoint such officers in addition to those named in these By-laws as in the judgment and direction of the Board shall be deemed advisable, and the Board of Directors shall declare the duties, fix the compensation, and generally supervise and control all the officers, agents, servants and employees of the Corporation, and that they properly perform their duties.

Therefore, Resolved that the appointment of Samuel Bermingham to be Assistant Superintendent of this Corporation at Hercules be and the same is hereby revoked.

Director Penniman did not vote upon this resolution.

The Vice-President and General Manager reported that an appropriation of about $3000 was necessary to renew boilers of the Corporation at Hercules and Santa Cruz, and was authorized to expend said sum for that purpose. He was also further authorized to ensure all……

**(Board of Directors Meeting Page 59)**

….. boilers belonging to the Corporation at the said places in such amounts and upon such terms as him seem advisable.

There being no further business, the meeting adjourned.

L. E. Lyon, Secretary.

**(Board of Directors Meeting Page 60)**

San Francisco, California

February 6, 1905

A meeting of the Board of Directors of California Powder Works was held on the above date at 11:00 AM.

There were present and acting at said meeting Directors Bermingham, Penniman, Payson, and de Laveaga; absent T. C. DuPont, E. S. Pillsbury, F. W. Van Sicklen.

On motion of Director Payson, seconded by Director de Laveaga, the following resolution was adopted.

Resolved: that the Vice President, or Vice President, and the Secretary of this Corporation be and they are hereby authorized to make, execute and deliver all deeds, conveyances, and bills of sale of its property, in the ordinary course of its business, for and on its behalf and as act and deed.

The General Manager reported that in the matter of the sale of the stock of the Company in the Lawrence Lead Works he had, in accordance with instructions from the Executive Committee, offered to sell the stock to the Lawrence Lead Works, that they had acknowledged receipt of his offer and had said that they would reply by now, but failing to do so the stock was sold to the E. S. DuPont de Nemours Powder Company at a par for cash.

On motion of Director de Laveaga, seconded by Director Payson, the action of the General Manager was satisfied, approved and confirmed.

No further business appearing the meeting adjourned.

L .E. Lyon, Secretary

**(Board of Directors Meeting Page 61)**

The regular annual meeting of Stockholders of the California Powder Works was held at the office of the Company at the Town of Hercules, County of Contra Costa, State of California, on Wednesday, the first day of March, 1905, at 11:00 AM. No quorum being present, the Secretary adjourned the meeting until Wednesday, the 15th day of March, 1905, at 11:00 AM.

L. E. Lyon, Secretary

## Stockholders Meeting

March 1, 1905

The regular annual meeting of the Stockholders of California Powder Works, adjourned from Wednesday, the 1st day of March, 1905, was held at the office of the Corporation in the Town of Hercules, County of Contra Costa, State of California, on Wednesday, the 15th day of March, 1905, at 11:00 AM.

Mister John Bermingham, President of the Company, called the meeting to order.

The minutes of the last Stockholders meeting held on the 1st day of March 1905, was read, and on……..

**(Board of Directors Meeting Page 62)**

….. Motion, duly seconded, as read.

The President appointed as a Committee on Proxies, Baird and Claire.

The committee on proxies reported that the following proxies had been examined and was found to in order, to wit:

| | |
|---|---|
| Mrs. F. C. Baird | 600 shares |
| D. J. Baird | 450 shares |
| The Baird estate | 450 shares |
| E. I. DuPont the Nemours Powder Company | 25,889 shares |
| George Whittell | 250 shares |

The Secretary called the role in reported that of the 30,000 shares of capital stock of the Corporation there were represented at the meeting of the following, to wit:

| | |
|---|---|
| Mrs. F. C. Baird (proxy) | 600 shares |
| D. J. Baird (proxy) | 450 shares |
| The Baird Estate (proxy) | 450 shares |
| E. I. DuPont de Nemours Powder Co. (proxy) | 25,889 shares |
| George Whittell (proxy) | 250 shares |
| J. Bermingham | 5 shares |
| L. E. Lyon | 4 shares |
| R. S. Penniman | 5 shares |
| Mrs. M. And. Baldwin | 450 shares |
| J. R. Baird | 450 shares |

The President stated that the first business of the meeting was to the election of a Board of Directors to serve for the ensuing year.

On motion, duly seconded, this following were placed in nomination to serve as Directors for the next……

**(Board of Directors Meeting Page 63)**

….. ensuing year, to wit: E. S. Pillsbury, A. H. Payson, M. A. de Laveaga, F. W. Van Sicklen, T. C. DuPont, J. Bermingham, and R. S. Penniman.

No other nominations being made, the nominations were declared closed, and on motion, duly seconded, the Secretary was directed to cast the vote, and he therefore reported that E. S. Pillsbury, M. A. de Laveaga, F. W. Van Sicklen, T. C. DuPont, J. Bermingham, and R. S. Penniman, had each received for the position of Director 28,553 votes, and the President declared the same duly elected Directors of California Powder Works, serve until the next Annual meeting and until the election of their successors in office.

The Vice – President and General Manager presented and read a report, which was received, and on motion duly seconded, ordered placed on file.

The Auditor submitted and read a report, which was received, and on motion, duly seconded, ordered placed on file

On motion, duly seconded, the following resolutions were unanimously adopted:

Resolved, that each and every, all and singular, the acts of the Executive Committee of the Board of Directors of this Corporation, done and performed at the meetings held since this last meeting of stockholders, be and the same are and each of them is hereby satisfied, approved, and confirmed. There being no further business, the meeting on motion, duly seconded, adjourned.

L. E. Lyon, Secretary

**(Board of Directors Meeting Page 64)**

Hercules, California

June 28, 1905

A Special Meeting of the Board of Directors of California Powder Works, pursuant to notice regularly given in conformity with the by-laws, was held at the office of the Corporation at Hercules, Contra Costa County, California, on Wednesday, June 28, 1905, at 8:00 AM.

Present, Directors J. Bermingham, R. S. Penniman, E. S. Pillsbury and F. W. Van Sicklen

Absent: Directors M. A. de Laveaga, A. H. Payson and T. C. DuPont.

The reading of the minutes of the last meeting, upon motion duly made and seconded, was dispensed with.

Mister A. H. Payson tendered his resignation as a Director, on motion was accepted. Thereupon Mister H. M. Barksdale was elected a director to fill the vacancy and thereupon appeared and took his seat in the Board and thereafter acted as a Director at said meeting.

Mister M. A. de Laveaga tendered his resignation as a Director and Treasurer of the Company, which on motion was accepted. Thereupon Mister Frank Turner was elected a Director and Treasurer of the Company to fill the vacancy and thereupon appeared and took his seat in the Board and thereafter acted as a….

**(Board of Directors Meeting Page 65)**

…Director at said meeting.

On motion, duly made and seconded it was resolved that from and after June 28 A.D., 1905 checks of this Company shall only be signed by the Vice President, Secretary and Treasurer, or any two of them, or by either one of said officials together with the Cashier, making two

persons to sign in all cases, one of whom must be an Official. All former directives on this subject are hereby rescinded.

Mister H. M. Barksdale presented the following resolution, which on motion, duly made and seconded, was unanimously adopted, to wit:

Resolved, that the resignation of Captain John Bermingham as a Director and as President of this Corporation is hereby accepted.

That upon July 1, 1905 Captain Bermingham be retired from service upon an annual pension of $5000, payable in equal monthly installments, and that in the absence of any action on Captain Bermingham's part which by the Board of Directors may be deemed to be detrimental or inimical to the interests and welfare of this Corporation, said pension shall be continued during his lifetime.

Upon adoption of the following resolutions, John Bermingham retired as President of…..

**(Board of Directors Meeting Page 66)**

….. the meeting, and Vice President R. S. Penniman President thereafter.

The resignation of John Bermingham as a Director and as President of the Company having been accepted. Mr. John Bermingham Jr. was thereupon elected as a Director and appeared and took his seat in the Board and thereafter acted as a Director at said meeting.

Mister H. M. Barksdale presented the following resolution, which on motion, duly made and seconded, was unanimously adopted, to wit:

Resolved, that the resignation of Mister J. F. Nesmith, one of the oldest employees of this Corporation, is hereby accepted to take effect July 1, 1905.

That upon the date Mister Nesmith be retired from service upon an annual pension of $2000, payable in equal monthly installments, and that in the absence of any action on Mister Nesmith's part, which by the Board of Directors may be deemed to be detrimental or inimical to the interests and welfare of this Corporation, said pension shall be continued during his lifetime.

On motion, duly made and seconded, it was

Resolved, that the salary of……..

**(Board of Directors Meeting Page 67)**

……. R. S. Penniman as the Vice – President and Manager of the Company be made $10,000 per annum from July 1, 1905.

Mister Penniman not voting.

Mister F. W. Van Sicklen tendered his resignation as a Director, which on motion was accepted. Thereupon Mister A. J. Moxham was elected a Director to fill the vacancy.

Mister E. S. Pillsbury tendered his resignation as a Director, which on motion was accepted. Thereupon Mister W. J. Webster was elected a Director to fill the vacancy.

No further business appearing, on motion duly seconded, the meeting adjourned.

L. E. Lyon, Secretary

**(Board of Directors Meeting Page 68)**

Hercules, California

August 4, 1905

Special meeting of the Board of Directors of the California Powder Works was held this day, August 4, 1905, at 8:15 AM

Present: Mister R. S. Penniman, Mister Frank Turner, Mister John Bermingham Junior, Mister W. J. Webster.

Motion made, seconded and carried that Mister E. E. Athey be appointed Secretary pro tem.

Motion made by Director F. Turner, seconded by Director W. J. Webster, that we wave the reading of the minutes of last meeting. Carried.

On motion of Director W. J. Webster, seconded by Director J. Bermingham Junior, it was.

Resolved, that the action of the Executive Committee at its meeting on March 5, 1904, and referring the matter of the construction of the New Black Powder Plant in Colorado to Mister T. C. DuPont with power to act, is hereby approved, ratified and confirmed.

On motion of Director J. Bermingham Junior, seconded by Director W. J. Webster, it was Resolved, that the President or Vice – President and the Secretary of this Corporation be and they are hereby authorized to make, execute and deliver…..

**(Board of Directors Meeting Page 69)**

….. all deeds, conveyances and bills of sale of its property, in the ordinary course of its business, for and on its behalf and as its act and deed.

On motion of Director F. Turner, seconded by Director J. Bermingham Junior, it was,

Resolved, that the President or Vice – President and the Secretary of this Corporation be and they are hereby authorized and empowered on its behalf, to execute and deliver and affix the seal of this Corporation to all documents and instruments appointing Agents, or otherwise, necessary or requisite under the laws of the State and Territories of the United States, or elsewhere, in order to enable this Corporation to transact business therein.

On motion of Director F. Turner, seconded by Director J. Bermingham Junior, it was,

Resolved that this Company pay to the widow of Stephen Boggini the sum of $500 because of the death of her husband on July 14, 1905, by the accidental caving in of an earth bank under which he was working at our plant……..

**(Board of Directors Meeting Page 70)**

….. at Santa Cruz.

On motion of Director F. Turner, seconded by Director W. J. Webster, it was

Resolved, that the Superintendent John Bermingham Junior be empowered to execute leases for cottages and farming lands at the Hercules Plant.

On motion of Director J. Bermingham Junior, seconded by Director F. Turner, it was resolved that the Executive Committee be appointed. Vice President Penniman selected Messieurs Webster, Turner and Penniman.

On motion of Director F. Turner, seconded by Director W. J. Webster, the meeting was adjourned.

E. E. Athey, Secretary Pro Tem, L. E. Lyon

## Special Meeting

Hercules, California

January 23, 1906

Special meeting of the Board of Directors of California Powder Works was held this 22nd day of January, 1906 at the hour of 11:00 AM at the office of the Company in the town of Hercules California, pursuant to the by-laws and notice duly given.

Present: Directors R. S. Penniman; W. J. Webster; Frank Turner and John Bermingham Junior. Absent: Director T. C. DuPont, W. J. Moxham and…..

**(Board of Directors Meeting Page 71)**

…. H. M. Barksdale, Vice – President Penniman presided, the Secretary being absent, and Mister B. C. Carroll was requested to act as temporary Secretary.

The reading of the minutes of the last meeting of the Board was waived.

On motion of Director Turner, seconded by Director Webster, the following resolution was unanimously adopted.

Whereas, this Corporation by its two deeds dated, respectively, October 6, 1902, and October 5, 1903 conveyed to Hercules Water Company, a Corporation, certain land and riparian rights and privileges in the County of Contra Costa, State of California, and

Whereas, the Hercules Water Company, in consideration of such conveyances, issued and delivered to this Corporation 700 shares of the capital stock of Hercules Water Company and executed an agreement to furnish to this Corporation, free of charge, any and all water that might thereafter be required by this Corporation for manufacturing or domestic purposes in the County of Contra Costa, and

Whereas, the amount of water required…..

**(Board of Directors Meeting Page 72)**

…… by this Corporation for manufacturing and domestic purposes in the County of Contra Costa, is now, and for a long time past has been greatly in the excess of the amount estimated either by this Corporation or by the Hercules Water Company, at the time of the execution of said agreements; and

Whereas, the consideration asked by this Corporation for such conveyances was 700 shares of the capital stock of the Hercules Water Company and the office to supply said water by Hercules Water Company was voluntary on its part, and

Whereas it is deemed by the Board of Directors of this Corporation to be unreasonable and unjust to hold said Hercules Water Company to the terms of its agreement requiring it to furnish to the Corporation water required by it for manufacturing and domestic purposes free of charge:

Now, therefore, it is Resolved that Hercules Water Company, a Corporation, be and the same is hereby released from that certain agreement entered into by it on the____Day of____ 1902, by the terms of which it agreed to furnish to this Corporation free of charge, any and all…….

**(Board of Directors Meeting Page 73)**

……. amounts of water that might thereafter be required by this Corporation for manufacturing or domestic purposes in the County of Contra Costa; and

Resolved, further that said agreement of the___ day of____1902 be and the same is hereby held and admitted to be canceled.

On motion of Director Bermingham, seconded by Director Turner, the following resolution was unanimously passed:

Whereas, this Corporation has heretofore by its two deeds dated respectively October 5, 1903, conveyed to the Hercules Water Company, a Corporation, certain lands and riparian rights and privileges in the County of Contra Costa, State of California, and

Whereas it is deemed advisable that the said rights and privileges therein granted should be more particularly designated and dutifully fixed:

Now therefore resolved, that the President or Vice President and Secretary of this Corporation, be and they are hereby authorized and empowered for and on its behalf and as its corporate act and deed, to execute a deed confirming and ratifying in all respects the two deeds in the preamble hereof mentioned, and…….

**(Board of Directors Meeting Page 74)**

….. also giving and granting unto said Hercules Water Company the irrevocable right, forever, to enter upon the lands now owned and controlled by this Corporation, or which may hereafter be or controlled by it for any and all uses and purposes necessary or incidental to or in any way connected with or growing out of the exercise of the rights and privileges granted by the deeds above referred to, and also granting to said Hercules Water Company the right to enter upon, locate, lay, maintain, repair, renew, take up, relay, or change the location of any and all pipes or pipelines, mains, hydrants, or other equipment or appurtenances of the Hercules Water Company, now or hereafter placed on the lands of this Corporation, together with the rights of entering upon or using and occupying the lands and premises of this Corporation in such manner and for such time as the operations of the Hercules Water Company may reasonably require, in such manner as to cause no unnecessary injury or detriment to said lands nor any unnecessary interference with its use by this Corporation.

**(Board of Directors Meeting Page 75)**

On motion of Director Webster, seconded by Director Bermingham, it was unanimously resolved by the Treasurer of this company, be and he is hereby authorized to receive and give receipt for all monies due and payable to this company from any source whatsoever, and to endorse warrants and checks in its name and on its behalf, and full discharge for the same to give.

There being no further business, the meeting adjourned.

B. C. Carroll, Temporary Secretary

**(Board of Directors Meeting Page 76)**

The regular meeting of the stockholders of California Powder Works was held at the office of the company situated in the Town of Hercules, County of Contra Costa, State of California on Wednesday, the seventh day of March, 1906, at the hour of 11:00 AM pursuant to notice duly published by the Secretary. There being no quorum present, the meeting therefore adjourned to Wednesday, March 21, 1906, at the hour of 11:00 AM.

L. E. Lyon, Secretary

**(Board of Directors Meeting Page 77)**

The regular annual meeting of the stockholders of California Powder Works, adjourned from Wednesday, the seventh day of March, 1906, was held at the office of the Corporation in the Town of Hercules, County of Contra Costa, State of California, on Wednesday, the 21st day of March, 1906, at 11:00 AM.

The reading of the minutes of the last Stockholders Meeting, held on Wednesday, the 15th day of March, 1905, and on Wednesday the 7th day of March, 1906 was on motion dispensed with.

The Secretary called the role in reported that of the 30,000 shares of capital stock of the Corporation there were represented at the meeting in person and by proxy 25,873 shares.

On motion it was voted to proceed with the election of Board of Directors to serve for the ensuing year.

**(Board of Directors Meeting Page 78)**

On motion, duly seconded, the following persons were placed in nomination to serve as Directors for the ensuing year to wit:

T. C. DuPont, H. M. Barksdale, A. J. Moxham, R. S. Penniman, W. J. Webster, Frank Turner, John Bermingham Junior.

No other nominations being made the nominations were declared closed, and on motion, duly seconded, the Secretary was directed cast the balance, and he thereupon reported that:

T. C. DuPont, H. M. Barksdale, A. J. Moxham, R. S. Penniman, W. J. Webster, Frank Turner, John Bermingham Junior.

At each received for the position of Director 25,873 votes, and they were declared duly elected, Directors of California Powder Works to serve until the next Annual Meeting and until the election of their successors in office.

**(Board of Directors Meeting Page 79)**

There being no further business, the meeting on motion duly seconded, adjourned.

L. E. Lyon, Secretary

**(Board of Directors Meeting Page 80)**

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**(Board of Directors Meeting Page 81)**

Hercules California

June 30, 1906 A. D.

Special meeting of the board of Directors of California Powder Works, held at its office in the town of Hercules, State of California, on the 30th day of June A. D. 1906.

Present: Directors Penniman, Turner, Webster, Bermingham.

Absent: Directors T. C. DuPont, H. M. Barksdale, A. J. Moxham.

Mister Henry Boysen, upon motion duly seconded, was elected Secretary pro tem.

The minutes of the three previous meetings, June 23, 1905 – August 4, 1905, and January 23, 1906 were read and approved.

Director Penniman announced that in the opinion of the Board it was thought advisable to elect a President. He thereupon tendered his resignation, as Vice President, and upon motion of Director Bermingham, seconded by Director Webster, the following resolution was unanimously adopted.

Resolved that the resignation of R. S. Penniman as Vice President of this Company be accepted, Eastern Directors concurring. Upon motion of Director Turner, seconded by Director Bermingham, the following resolution……

**(Board of Directors Meeting Page 82)**

….. was unanimously adopted.

Resolved: that Mister R. S. Penniman be elected President and General Manager of this Company, Eastern Directors concurring.

Director Penniman thereupon took his seat as President and Chairman of the meeting.

Upon motion of Director Webster, seconded by Director Bermingham, the following resolution was unanimously adopted:

Resolved that Mister Frank Turner be elected Vice President and Treasurer of this Company, Eastern Directors concurring.

Upon motion of Director Turner, seconded by Director Bermingham, the following resolution was unanimously adopted.

Resolved that $500 each be given to the widows of M. Michelson and P. Ryan who were killed in an explosion of the Corning Mill at Santa Cruz, May 28, 1906.

Upon motion of Director Turner, seconded by Director Webster, the following resolution was unanimously adopted.

Resolved that from and after July 1 checks of this Company, drawn on the First National Bank of Berkeley, ”Special” or Donohoe Kelly Bank of San Francisco, shall only be signed by the President, Vice President or by either one of the aforesaid officials together with Mister W. T. Sharpless, making two…….

**(Board of Directors Meeting Page 83)**

……. persons to sign in all cases, one of which must be the President or Vice President.

Upon motion of Director Turner, seconded by Director Webster, the following resolution was adopted.

Whereas; the Officers of this Company found it necessary to open a Bank account with the First National Bank of Berkeley, California.

Now, therefore, be it resolved that the action of the Officers in opening this account is hereby confirmed.

Whereas, it was found necessary to open an account with the First National Bank of Berkeley, to be termed “Special Account” to be used for the purposes of paying dividends and salaries during the times that the Banks in San Francisco were closed.

Now, therefore, be it Resolved, that the action of the Officers of this Company in opening this ”Special Account” be and is hereby confirmed.

On motion of Director Turner, seconded by Director Bermingham the following resolution was unanimously adopted;

Resolved; that the following parties will have authority to approve charges and instruments in connection with the affairs of this Company.

Mister R. S. Penniman, President, what have authority to approve all expenditures of…….

**(Board of Directors Meeting Page 84)**

….. every character including constructions and repair, requisitions and, during his absence from the office for more than 24 hours, the approval of Mister Frank Turner will be proper. Mister Turner also has authority to approve all expenditures of not more than $500 and all operative items incurred by the Works Superintendent and in the general conduct of the business.

Mister T. W. Wallace, Purchasing Agent, will approve all bills for purchases made by him and will have authority to approve expenses of his Department not exceeding $100. For all expenditures over this amount the approval of Mister R. S. Penniman or Mister Frank Turner will be necessary. Mister Wallace will also have authority to approve all purchases charged to stationary no matter what the amount.

Mister French in charge of the Shipping Department will have authority to approve expenditures in connection with his Department not exceeding $25 and for all expenditures over this amount the approval of Mister R. S. Penniman, or Mister Frank Turner will be necessary.

Mister W. J. Webster, General Sales Agent, will have authority to approve all expenditures in connection with his Department without limit. Prices and terms provided for by the Schedule must be approved by Mister W. J. Webster.

**(Board of Directors Meeting Page 85)**

Mister George J. Ritter, H. D. Gaskill, or Mister C. A. Height in accordance with Circular Letter number 10 from Mister Webster as follows:

Berkeley, California, June 29, 1906

To all Employees:

Please be advised that effective from and after this date the work of the Sales Department will be as follows:

Montana, Wyoming, Colorado, and New Mexico will be taken out of the West Coast division and will hereafter be designated as the Mountain Division, under the direction of Mister W. C. Matthews at Wilmington, Delaware. All Sales in the State of Montana will be made in the name of the E. I. DuPont Company. Mister A. H. Pollock will act as the West Coast General Agent for the West Coast Companies at Denver for Wyoming, Colorado, and New Mexico selling at prices as authorized by Mister W. C. Matthews but will continue to report all businesses to this office as heretofore. Sales as reported by Mister A. D. Pollock will be checked by Mister Milton Phillips, but all correspondence will be handled by Mister H. D. Gaskill.

The office at Portland will be in charge of Mister George E. Willman, Agent. Sales as reported by the Portland office will be checked by Mister Milton Phillips and all general correspondence will be handled by Mister George J. Ritter.

**(Board of Directors Meeting Page 86)**

All business in Central Mexico will hereafter be handled in the name of E. I. DuPont Company who will have charge of the office and employees at the city of Mexico. West Coast of Mexico will be handled through this office and will be in charge of Mister George J. Ritter.

The balance of West Coast District will be designated as San Francisco Agency. Mister H. G. Gaskill will act as agent for the States of Nevada and California; this in addition to his duties in connection with the Competitive Division, and the General Supervision of the Mountain Division.

Mister George J. Ritter will have charge of all West Coast Territory with the exception of Nevada, California, and the Mountain District.

Mister C. H. Haight as assistant Sales Agent will have general supervision of Smokeless and Black Sporting Powders and Shot Gun Cartridges.

Authority as to prices and terms will be provided for by Schedules to be compiled by Mister Milton Phillips and the prices noted on Sales tickets for invoice purposes must be checked for approved on face of sales ticket by Mister George J. Ritter, and Mister H. D. Gaskill and Mister C. H. Haight respectively for the various Districts of which they have charge.

Any allowance for freight, cash discounts etc. coming within the terms of schedule…..

**(Board of Directors Meeting Page 87)**

….. and noted on the original Sales Ticket, may be passed with the approval of Mister Ritter, Mister Gaskill or Mister Haight. Allowances of any nature whatsoever not provided for in the terms as noted on this original sales ticket will not be passed until checked by Mister Milton Phillips approved by the agent in charge of the District in which the customer is located and with final approval of myself.

All bills and purchases of fuse, cap and blasting supplies and items chargeable to Sales Dynamite Expense, must be checked by Mister Milton Phillips, and be approved by myself.

In the absence of the heads of the departments expenses requiring the approval of Mister C. A. Haight will be approved in his name by Mister J. U. Sullivan, and in the absence of either Mister George J. Ritter, Mister H. D. Gaskill or myself, Mister Milton Phillips will approve expenses by signing the proper name to the voucher and for himself.

The Competitive Division of the Sales Department will be in charge of Mister H. D. Gaskill.

The Trade Bureau Department will be in charge of Mister Frank O. Ward.

Distribution of all advertising material will be in charge of Mister George E. Oliver.

Yours very truly, W. J. Webster, G. S. A.

**(Board of Directors Meeting Page 88)**

Mister L. E. Lyon, Secretary will have authority to approve all expenditures in connection with freight, drayage and other expenses of the Traffic Department; he will also have authority to approve expenditures of the Secretaries office not exceeding $25. For all expenditures of more than this amount the approval of Mister R. S. Penniman or Mister Frank Turner will be necessary.

Mister P. A. de Veure, Auditor will have authority to approve expenditures in connection with his Department not exceeding $50 and for expenditures over the amount, the approval of Mister R. S. Penniman or Mister Frank Turner will be necessary.

Mister W. T. Sharpless will have authority to approve all bills in connection with real estate taxes etc. For general expenses not covered by the above the approval of Mister R. S. Penniman or Mister Frank Turner will be necessary.

Upon motion of Director Turner, seconded by Director Bermingham, the following resolution was unanimously adopted;

Resolved that from and after June 30, 1906 checks for this company shall only be signed by the President, Vice President, Treasurer and Secretary or by any two of them, or by either one of the aforesaid officials together with the Cashier Mister R. C. Hall, making two forms to sign; in all cases one of whom…….

**(Board of Directors Meeting Page 89)**

….. must be an official.

The only exception to this resolution is in the case of the First National Bank of Berkeley Special Account, and Donohoe Kelly Banking Company, San Francisco Account, a special resolution covering these two banks have been passed this day. All former directives on this subject are hereby rescinded.

On motion of Director Turner, seconded by Director Bermingham the following resolution was adopted;

Resolved, that the President or Treasurer or Secretary of this Corporation be and each of them is hereby authorized to sign the name of the Corporation, to wit; California Powder Works two checks drafts, notes, bills of exchange, receipts, and acquittances, issued in its name and to endorse its name on checks, drafts, bills of exchange, and other evidences of indebtedness.

Upon motion of Director John Bermingham Junior, seconded by Director Webster, the following resolution was unanimously adopted;

Whereas, it is deemed advisable and to the advantage of this Company to open an account with the Bank of Pinole, Pinole California, for the purpose of paying local bills.

Now therefore, be it Resolved, that the officers be and they are hereby authorized to open…..

**(Board of Directors Meeting Page 90)**

….. such an account and to obtain from said bank interest on said deposit at the rate of 2% per anum.

Upon motion of Director John Bermingham, seconded by Director Webster, the following resolution was unanimously adopted;

Whereas this Company has received an offer from E. I. DuPont de Nemours Powder Company to exchange $2000 Delaware Securities Company bonds now held by it, for new $4^{1/2}$ percent 30 year, gold bonds of said E. I. DuPont de Nemours Powder Company being part of an issue of $16 million dollars and,

Whereas it is deemed desirable and to the advantage of this Company to make said exchange,

Now, therefore, be it Resolved that the officers of this company be, and they are hereby authorized to exchange said bonds, receiving in return therefore said new $4^{1/2}$ % 30 year gold bonds of E. I. DuPont de Nemours Powder Company at the rate of $1084 par value in such new bonds for each $1000 par value of bonds enumerated above. In addition, the difference between the accrued interest of the $4^{1/2}$ percent bonds of the E. I. DuPont de Nemours Powder Company and the bonds above enumerated, it to be adjusted in cash.

Upon motion of Director John Bermingham……

**(Board of Directors Meeting Page 91)**

….Jr. seconded by Director Webster the following resolution was unanimously adopted;

Resolved that R. S. Penniman, President, be and is hereby authorized, for and in the name of the California Powder Works, to execute a power of attorney in favor of C. A. Burnside and O. V. Ort of Santa Cruz, California authorizing them severally to execute for and in the name of this Corporation any and all reports, required in the transaction of its business with the United States Internal Revenue Service and to verify the same under oath.

There being no further business the meeting adjourned.

Henry Boysen, Secretary Pro Tem, By L. E. Lyon

**(Board of Directors Meeting Page 92)**

Hercules California

October 4, 1906

A special meeting of the Board of Directors of California Powder Works was held at the office of the Company in the Town of Hercules, California, this 4th day of October, 1906 at 1:30 o'clock p.m.

Present, Directors R. S. Penniman, Frank Turner, W. J. Webster and John Bermingham Junior.

Absent Director T. C. DuPont, A. J. Moxham, and H. M. Barksdale.

In the absence of the Secretary, Mister Milton Phillips was appointed Secretary pro tem. Upon motion of Director Turner, duly seconded by Director Webster it was resolved that the reading of the minutes of last meeting be disposed with.

Upon motion of Director Turner, seconded by Director Webster, it was resolved that the following addition be made to the resolution passed at Board of Directors meeting held on June 30, 1906, regarding the approval of bills for payment and same is now adopted so as to take effect as of June 30, 1906.

The authority for the approval of Mister Frank Turner, Vice President will be proper for all expenditures of every character without limit, the same as in the case of Mister R. S. Penniman, President.

**(Board of Directors Meeting Page 93)**

Mister William H. McBryde, President Engineer will have authority to approve all expenditures in connection with construction work of any nature. He will also be authorized to approve all expenditures in connection with former tasks and determination under the Head, Light and Power Department.

Mister John Bermingham, Superintendent: Mister Samuel Bermingham, Assistant Superintendent and Mister C. F. Burnside, Superintendent, will have authority to finally approve all bills in connection with purchases made for their plants through the regular channels of the Purchasing Department, for all purchases made by them, other than through the Purchasing Department, for all purchases made by them, other than through the Purchasing Department for amount exceeding $100, the approval of Mister R. S.

Penniman, President or Mister Frank Turner, Vice President will be necessary.

The following resolution was introduced by Director Webster and, on being seconded by Director Turner, it was unanimously adopted.

Whereas at a meeting of the Board of Directors held on 30th June 1906 the following resolution was adopted.

Whereas it is deemed desirable and to the advantage of the Company to open an account with the bank of Pinole, Pinole, California for the purpose of paying local bills.

Now therefore be it resolved that the office be and they are hereby authorized to open such an……..

**(Board of Directors Meeting Page 94)**

….. account and to obtain from said bank interest on said deposit at the rate of 2% per annum.

Now therefore be it resolved that above resolution be modified so as to eliminate that portion of same relative to obtaining from said Bank of Pinole interest on deposit at the rate of 2% per annum.

Resolution as now modified read.

Whereas it is deemed advisable and to the advantage of this Company to open an account with the Bank of Pinole, Pinole California for the purpose of paying local bills.

Know therefore, be it resolved that the office be and they are hereby authorized to open such an account it being understood that said Bank of Pinole is not to pay us any interest upon our deposits with it.

Upon motion of Director Turner, duly seconded by Director Webster, it was unanimously resolved that price of $1000 per acre be named to Southern Pacific Company for the 21/100 acres of our tract of land at Stege, California.

A discussion was entered into regarding the propriety of increasing the rental cottages at Pinole and it was the consensus of opinion that at this time it would be inadvisable to make any change in the situation.

There being no further business upon motion duly seconded the meeting adjourned.

Milton Phillips, Secretary Pro Tem, by L. E. Lyon

**(Board of Directors Meeting Page 95)**

Hercules

November 16, 1906

The regular monthly meeting of the Board of Directors of California Powder Works was held at the office of the Company in the town of Hercules, California, this 16th day of November, 1906 at 1030 o'clock a.m.

Present Directors R. S. Penniman, Frank Turner, W. J. Webster, John Bermingham Junior.

Absent: Directors T. C. DuPont, A. J. Moxham, H. M. Barksdale.

In the absence of the Secretary, Milton Phillips was appointed Secretary pro tem.

Upon motion of Director Bermingham, duly seconded by Director Webster, it was resolved that the reading of the minutes of the last meeting be dispensed with.

Upon motion of Director Turner, duly seconded by Director Bermingham, the following resolution was unanimously adopted.

Whereas certain negotiations have been pending between the officers of this Company and the officers of California Vigorit Powder Company which have resulted in an offer to sell by the California Vigorit Powder Company all the real, personal, and mixed property of said Company,

and all letters patent, trademarks, trade name, brands processes and formulas of said Company, for the sum of $396,871.06 dollars, the book value thereof as shown……..

**(Board of Directors Meeting Page 96)**

….. by the books of said Company on the 25th day of October, 1906, and,

Whereas it is in the judgment of the Board for the best interests of this Company to accept said offer and purchase said property and rights for the price aforesaid.

Therefore be it resolved that this Company purchased from said California Vigorit Powder Company all its real, personal, and mixed property wherever situate including the goodwill of the business of said Company and letters patent, trademarks, trade name, brands, processes, and formulate of said Company for the sum of $396,871.06 dollars, the book value thereof as shown by the books of that Company on the 25th day of October, 1906; and the officers of this Company as hereby authorized to do all things necessary or incident to the completion of such purchase.

Upon motion of Director Turner, duly seconded by Director Webster, the following resolution was unanimously adopted.

Whereas resolutions recently adopted do not seem to cover the requirements inasmuch as the approval of the Works Superintendents and Mister Warren H. McBryde, Resident Engineer were omitted.

Now being understood that dating from June 30, 1906 the works Superintendents John Bermingham…….

**(Board of Directors Meeting Page 97)**

….. Junior. at Hercules, H. L. Nielson Junior at Point Isabel and H. F.. Burnside at Santa Cruz be and are hereby authorized to approve all bills as to the receipt of materials at their several plants and will have authority to approve expenses of their office and plant not exceeding $100 for all expenditures in the nature of expense exceeding this amount the approval of Mister Penniman or Mister Turner will be necessary.

Mister Warren H. McBryde, Resident Engineer, will have authority to approve all charges against construction and repair requisitions and will have authority to approve expenditures chargeable to the expense of his Department, not exceeding $100. Any expense incurred greater than this amount must be approved by Mister Turner or Mister Penniman.

Upon motion of Director Turner duly seconded by Director Webster, the following resolution was unanimously adopted.

Whereas at a special meeting of the Board of Directors of this Company held June 30, 1906, the following resolution was adopted:

On motion, resolved that the President, Treasurer or Secretary of this Corporation be and each of them is hereby authorized to sign the name of the Corporation to wit: California Powder Works to checks, drafts, notes, bills of exchange, receipts and acquaintances in such and in its name and to…….

**(Board of Directors Meeting Page 98)**

….. endorse its name on checks drafts, bills of exchange, and other indebtedness, and which resolution does not entirely seem to be complete.

Now therefore be it resolved that same amended to read as follows:

That the President, Vice President, Treasurer or Secretary of this Company be and each of them are hereby authorized to sign the name of the Corporation to wit; California Powder Works to checks, drafts, notes, bills of exchange, receipts, agreements, accquittances [*sic*], bonds, government contracts and other documents necessary to the proper conduct of the Corporation's business. They are also empowered to endorse the Corporation's name on checks, drafts, bills of exchange, and other evidences of indebtedness.

Whereas at meeting of Board of Directors of this Company held on June 30, 1906, the following resolution authorizing the approval of F. W. Wallace, Purchasing Agent was adopted:

Mister F. W. Wallace, Purchasing Agent will approve all bills for purchases made by him and will have authority to approve expenditures of his Department not exceeding $100 etc. etc.

Now therefore be it resolved that the above resolution be amended to read as follows:

Mister F. W. Wallace, Purchasing Agent will approve all bills as to prices, terms and point of…….

**(Board of Directors Meeting Page 99)**

….. Of delivery for purchases made by him and will have authority to approve expenses of his Department not exceeding $100. Etc. etc.

Whereas it is found necessary the Superintendent Bermingham Junior be afforded relief in the matter of approving bills and expenses at Hercules.

Therefore, be it resolved that the date from June 30, 1906 Mister Samuel Bermingham, be authorized to approve bills and expenses of the Hercules Plant in addition to the approval now authorized by Superintendent Bermingham. This in accordance with his request per letter August 14, 1906 Treasurer File number 274.

It was further resolved that authority as to matter of approving bills and expenses at Hercules Plant be extended to Mister Henry Boysen and further that Mister Henry Boysen be authorized to approve all journal entry vouchers in connection with Hercules Plant.

Upon motion of Director Turner duly seconded by Director Webster, it was resolved that Mister Harry E. Tharsing be authorized to approve journal entry vouchers in connection with Construction Department requisitions.

Upon motion of Director Turner, duly seconded by Director Webster, the following resolution was unanimously adopted.

Whereas it is found necessary during the absence of Superintendent Burnside to authorize…….

**(Board of Directors Meeting Page 100)**

….. the Assistant Superintendent at the Santa Cruz Plant.

Mister O. V. Ort to approve bills and expenses of the Santa Cruz, Plant in Superintendent Burnside's stead.

Therefore be it resolved that Mister O. V. Ort is hereby authorized to approve the bills and expenses of the Santa Cruz Plant during the absence of Superintendent Burnside only and such cases will be covered by a letter from Superintendent Burnside authorizing the approval and stating that he will be absent on specific days.

Upon motion of Director Turner, duly seconded by Director Webster, the following resolution was unanimously adopted:

Whereas it is found necessary during the absence of Superintendent Nelson to authorize Assistant Superintendent at the Vigorit Plant Mister R. Murphy to approve bills and expenses of the Vigorit Plant in Superintendent Nelson's stead.

Therefore be it resolved that Mister R. Murphy is hereby authorized to approve the bills and expenses of the Vigorit Plant during the absence of Superintendent Nelson and such cases will be covered by a letter from Superintendent Nelson, authorizing the approval and stating that he will be absent on specific days.

A discussion was held regarding the Blue Tent Mining Properties and upon motion of Director Turner, duly seconded by Director Webster, it was unanimously resolved that authority be……

**(Board of Directors Meeting Page 101)**

….. given the Executive Committee of this Company to take such action as they may see fit after conferring with Mister Canfield, President.

There being no further business upon motion duly seconded the meeting adjourned.

Secretary, Milton Phillips, Secretary Pro Tem. By J. T. C.

**(Board of Directors Meeting Page 102)**

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**(Board of Directors Meeting Page 103)**

Hercules

November 30, 1906

A Special Meeting of the Board of Directors of California Powder Works was held at the office of the Company in the town of Hercules, California this 30th day of November, 1906 at 10:00 AM.

Present Directors R. S. Penniman, H. M. Barksdale, Frank Turner, W. J. Webster, John Bermingham Junior.

Absent, Directors T. C. DuPont, A. J. Moxham

Mister R. S. Penniman, President, presided at the meeting and in the absence of the Secretary, Mister Milton Phillips was appointed Secretary pro tem.

Upon motion of Director Webster, duly seconded by Director Turner, it was resolved that the reading of Minutes of the regular meeting held on November 16, 1906 be dispensed with.

Upon motion of Director Webster duly seconded by Director Bermingham, it was unanimously resolved that the action of the Board of Directors of this Company in purchasing all the real, personal, and mixed property of California Vigorit Powder Company including the goodwill of the business of that Company and letters patent, trademarks, lands, processes, and formulae for the sum of $374,400.68, the book value thereof as shown by the books of the said California Vigorit Powder Company on the 25th day of October, 1906 be and the same……

**(Board of Directors Meeting Page 104)**

….. hereby ratified, approved and confirmed.

Upon motion of Director Webster, duly seconded by Director Bermingham, it was unanimously resolved that this Company issue a note to E. I. DuPont de Nemours Powder

Company for $350,000 covering a loan by it of this amount of money to enable California Powder Works to purchase the assets of California Vigorit Powder Company as per resolution passed by this Board of Directors at their regular meeting held on November 16, 1906.

Upon motion of Director Turner, duly seconded by Director Bermingham it was unanimously resolved that California Powder Works be authorized to sell following securities at a price to be approved by its agent Mister Pierre S. DuPont of Wilmington, Delaware

25,000 – Missouri Pacific Railway
5000 Southern Railway 1st American
25,000 Wheeling & L. E. R. R.

The following resolution was introduced by Director Barksdale and on motion duly seconded by Director Bermingham was unanimously adopted.

Whereas, certain negotiations have been pending between the officers of this Company and the officers of E. I. DuPont de Nemours Powder Company, a Corporation organized and existing under the laws of the State of New Jersey, which have resulted in an offer to purchase by said E. I. DuPont de Nemours Powder Company all the real……

**(Board of Directors Meeting Page 105)**

…. personal, and mixed property of this Company wherever situated including the goodwill of the business of this Company and all letters, patent, trade marks, trade names, brands, processes, copyrights, and formulae of this Company for the sum of $6,750,000 representing 30,000 shares of California Powder Works stock at $225 per share plus the actual Liabilities not including fund accounts of California Powder Works, on the 24th day of December, 1906 (the exact amount to be later ascertained by Secretary and inserted herein) to be paid in cash upon delivery of possession of the property so sold and,

Whereas, it is in the judgment of the Board for the best interests of this Company to accept said offer and sell said property and property rights for the price aforesaid:

Therefore be it resolved that this Company E. I. DuPont de Nemours Powder Company all of its real, personal and mixed property wherever situated including goodwill of the business of this Company and all letters patent and interests in letters patent, trademarks, trade names, brands, processes, copyrights, and formulae of this Company for the sum of $6,750,000 representing 30,000 shares of California Powder Works, stock at $225 per share plus the actual Liabilities, not including fund accounts or California Powder Works, on the 24th day of December, 1906.(The exact amount to…..

**(Board of Directors Meeting Page 106)**

….. be later ascertained by Secretary and inserted herein) to be paid in cash upon the delivery of the possession of the property to be sold and,

Be it Further Resolved that their resolution shall not become effective on the sale consented by the officers of this Company until their resolution is ratified and confirmed by a three fourths majority of the stockholders of this Company and

Be it further resolved, that when their resolution is ratified and confirmed by a three fourths majority of the stockholders, as aforesaid, the officers of this Company shall make and execute all necessary conveyances, assignments, and bills of sale to effect the transfer of the property so sold to E. I. DuPont de Nemours Powder Company and shall do all things necessary or

incident to the completion of the said sale and the vesting in said purchase of the title of said property.

The following resolution was introduced by Director Webster and being seconded by Director Turner was unanimously adopted:

Resolved that the special meeting of the stockholders of this Company be convened at the office of this Company in the Town of Hercules Contra Costa County, California at 10:00 AM on the 15th day of December, 1906 for the purpose of voting upon the proposition to ratify and confirm the resolution of the Board of Directors this……

**(Board of Directors Meeting Page 107)**

….. day adopted to sell all of the assets of every kind and character to E. I. DuPont de Nemours Powder Company or to reject or disaffirm the same and to vote upon a proposition to pay the debts of this Company, distribute its remaining assets to its stockholders and to apply to a court of Competent jurisdiction for a decree of dissolution, dissolving this Company.

There being no further business on motion duly seconded the meeting adjourned.

Milton Phillips, Secretary pro tem

**(Board of Directors Meeting Page 108)**

Hercules

December 15, 1906

Minutes of a special meeting of the Stockholders of the California Powder Works.

Held at 10:00 AM on the 15th day of December, 1906 at the office of said Company in the Town of Hercules, County of Contra Costa, State of California, pursuant to resolution of the Board of Directors convening this meeting and do and legal notice to stockholders as required by the by-laws and by law.

The meeting was called to order by R. S. Penniman, President of the Company, L. E. Lyon Secretary of the Company being present and active.

On rollcall of by the Secretary the following stockholders representing the number of shares set opposite their names were found to be present in person or by proxy viz:

**(Board of Directors Meeting Page 109)**

| | |
|---|---|
| E. I. DuPont de Nemours Powder Company | |
| by Frank Turner its duly authorized proxy | 29,700 shares |
| M. A. de Laveaga by Frank Turner his duly authorized proxy | 5 shares |
| J. A. Folger by W. W. Kaufman his duly authorized proxy | 82 shares |
| E. S. Pillsbury by Frank Turner his duly authorized proxy | 5 shares |
| John Bermingham Junior in person | 10 shares |
| L. E. Lyon in person | 4 shares |
| R. S. Penniman in person | 5 shares |
| Frank Turner in person | 10 shares |
| W. J. Webster in person | 10 shares |
| | Total 29,846 shares |

The chairman announced that 29,846 shares out of a total of 30,000 shares of the Company: issued and outstanding, was represented at the meeting either in person or by proxy and that the meeting was ready to proceed with its business.

Notice to the stockholders of this meeting and proof of the giving of such notice to stockholders, personally and by publication was produced and ordered files.

Minutes of the meeting of the stockholders……

**(Board of Directors Meeting Page 110)**

….. held on the 21st day of March, 1906 were read and on motion duly seconded approved as read.

The following resolution was introduced by Stockholder Frank Turner, and duly seconded by stockholder W. J. Webster.

At this point in the proceedings Mister W. W. Kaufman authorized proxy of stockholder J. A. Folger presented and read the following and requested that it be spread upon the minutes.

Stockholder J. A. Folger, by W. W. Kaufman his proxy does hereby object to the passage of any resolution at this meeting of the Stockholders of California Powder Works, either authorizing or ratifying sale of the properties of this Corporation to DuPont de Nemours Powder Company or to any other person or Corporation.

This objection is made and based upon the ground that the attempted action of the Board of Directors of California Powder Works a Corporation in selling or attempting to sell the properties of this Corporation is null and void, of no effect.

One of the reasons why said action of said Directors is null, void and of no effect is hereby specified to be the fact that a majority of said Directors, or a sufficient number thereof necessary to make a quorum at the meeting at which such attempted sale was made, or the resolution……

**(Board of Directors Meeting Page 111)**

….. therefore passed were and each of them was actually interested in the purchasing Corporation, and the Corporation to which the properties of said California Powder Works were proposed to be sold.

That said, Directors were, and each of them was, a stockholder for the Corporation to whom it was and is proposed to sell the properties of this Corporation.

That more than a quorum of the Directors of this Corporation at the meeting at which it was voted to sell the properties of this Corporation were actually interested adversely to California Powder Works a Corporation and were actually interested in making said sale at the lowest possible price to the purchaser.

That said meeting of said Directors was not properly called, in accordance with law and the by-laws of the Corporation and that the same was not properly held and that a legal quorum competent to act upon the proposed sale of the properties of the Corporation did not in fact vote, or act there on and that for many other and diverse reasons the resolutions of the Board of Directors of this Corporation purporting to sell the properties of this Corporation was null, void and of no effect.

**(Board of Directors Meeting Page 112)**

Further objection is made at this meeting of stockholders, two thirds of the stockholders are not present or properly represented by proxy, further that this meeting is not properly called or

held, and that notice thereof has not been given in accordance with Law and the By – Laws of this Corporation; that the purported notice of the calling of this meeting was insufficient in that said notice did not state to whom all of the properties of this Corporation had been sold; or for what price they had been sold; or how the purchase price was payable and for the further reason that said notice purports to call a meeting for the purpose of discontinuing the business of California Powder Works a Corporation, before it has in fact disposed of its properties and that said notice states that at said meeting the question of application for a Decree of Disillusion would be considered and acted upon, whereas no such question could be taken up or considered at this meeting of the stockholders until after the sale of its properties had been consummated, further because of the number of shares represented at this meeting of the stockholders, 27,315 shares are owned and held by the DuPont de Nemours Powder Company who are in truth and in fact…..

**(Board of Directors Meeting Page 113)**

….. the purported purchase and that there is not sufficient number of stockholders disinterested in the purchase and sale of the properties of this Corporation now a sufficient number of stockholders who are not in fact the proposed purchasers of the properties of this Corporation, to vote or act at this meeting of stockholders; and further that any vote of said 27,315 shares of the capital stock of California Powder Works which may be voted in favor of the proposed sale of the properties of this Corporation to DuPont de Nemours Powder Company would be a fraud upon the other stockholders of this Corporation and would be null and void and of no effect and would be in effect a vote by such stockholders to sell unto himself the properties of this Corporation in fraud of the rights of the other stockholders of California Powder Works.

The above all but some of the objections which said J. A. Folger through his attorney in fact makes to the putting or passing of the proposed resolution just read.

Said J. A. Folger requests that a copy of this protest be spread upon the minutes of the Corporation of this meeting.

Said J. A. Folger further specifies that said purported sale of said properties of this…..

**(Board of Directors Meeting Page 114)**

….. to said DuPont de Nemours Powder Company in furtherance of a trust, combination, agreement and conspiracy in restraint of trade and commerce between the various states of the United States and contrary to the provisions and restrictions of the so-called Sherman Act, the same being a law of the United States.

The resolution offered by stockholder Frank Turner and seconded by stockholder W. J. Webster was as follows:

Whereas the Board of Directors of this Company in special meeting duly called and assembled on the 30th day of November, 1906, duly resolved to sell all of the real, personal and mixed property of this Company, wherever situated, including the goodwill of the business of this Company, and all letters patent, and interests therein, trademarks, trade names, brands, processes, copyrights and formulae of this company to E. I. DuPont de Nemours Powder Company a Corporation organized and existing under the law of the State of New Jersey for the sum of $6,750,000 and in addition, an amount necessary to pay all liabilities of California

Powder Works as shown by the books of that Corporation on the 24th day of December, 1906, said amount to be later ascertained by the Secretary and inserted in these minutes to be paid in cash upon delivery of possession of the property so sold, subject to the approval of three fourths majority of…….

**(Board of Directors Meeting Page 115)**

….. the stockholders of this Company in special meeting assembled.

Now, therefore be it resolved that the action of the Board of Directors aforesaid, in resolving to sell and convey all the real, personal, and mixed property of this Company, wherever situate, including the goodwill of the business of this Company and all letters patent and interests in letters patent, trademarks, trade names, trade processes, copyrights and formulae to E. I. DuPont de Nemours Powder Company aforesaid, for the sum of $6,750,000 to be paid in cash by the purchaser upon delivery of possession of the property sold, be and the same hereby is and in all things ratified, approved and confirmed.

The Secretary then called the role for a vote on this resolution, which resulted as follows; for resolution 29,764 shares, against 8 shares.

They Secretary then announced that the resolution had been carried by more than two thirds majority as required by the By-Laws.

The following resolution was introduced by stockholder J. Bermingham Junior and seconded by stockholder Frank Turner,

Resolved: that after the consummation of the sale of all the real, personal, and mixed property of this Company to E. I. DuPont de Nemours Powder Company the business of this…….

**(Board of Directors Meeting Page 116)**

….. Company to E. I. DuPont de Nemours Powder Company the business of this Company be discontinued, it's liabilities paid, and it's remaining assets distributed to the stockholders of this Company according to their respective interests pursuant to law, and that this Company dissolve, and the President and Secretary of this Company be and they are hereby authorized and directed to apply to the Supreme Court of the State of California in for the County of Contra Costa, by petition for a decree of dissolution of this Company, and such officers are authorized to do all things necessary to affect the legal dissolution of this Company.

The Secretary then called the role for a vote on this resolution which resulted as follows for resolution 29,764 shares, against 82 shares. Secretary then announced that the resolution had been carried by more than two thirds majority as required by the By – Laws.

J. A. Folger by his duly authorized proxy W. W. Kaufman then announced that he offered the same objection to this resolution as in the first case.

The business for which the meeting was called having been transacted, on motion, duly seconded, the meeting adjourned.

L. E. Lyon, Secretary

**(Board of Directors Meeting Page 117)**

Hercules California

December 15, 1906

A special meeting of the Board of Directors of California Powder Works was held at the office of the Company in the Town of Hercules, Contra Costa County, California this 15th day of December, 1906 at 10:00 AM

Present: Directors R. S. Penniman, Frank Turner, W. J. Webster, J. Bermingham Junior.

Absent: Directors H. M. Barksdale, T. C. DuPont, A. J. Moxham.

Upon motion of Director Turner duly seconded by Director Webster, it was unanimously resolved that the action of the executive committee in the sales of the following properties to wit be ratified and confirmed.

| Date Sold | To | Acreage | Price | Location |
|---|---|---|---|---|
| April 11, 1906 | Hans Jensen | 320 acres | $10,000 | Antioch Farm |
| June 25, 1906 | E. I. DuPont Co. | 320 acres | $720 | Munda, MT |
| June 25, 1906 | E. I. DuPont Co. | One quarter interest in 40 acres | $1250 | Dawson, MT |
| August 22, 1906 | E. I. DuPont Co. | undivided 1/2 interest in parcel of land | $100 | South Bute, MT |
| December 3, 1906 | Southern Pacific Co. | 50 foot strip 1 25/100 | $1250 | Stege, Contra Costa CO, CA |

No further business appearing, the meeting upon motion duly seconded adjourned.
L. E. Lyon, Secretary

**(Board of Directors Meeting Page 118)**

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**(Board of Directors Meeting Page 119)**

Hercules, California

January 11, 1907

Meeting of the Board of Directors of the California Powder Works.

Meeting called to order at 8:45 AM with the following members present:

Mister R. S. Penniman, Mister J. Bermingham Junior, Mister Frank Turner, and Mister W. J. Webster.

Mister R. S. Penniman, Presiding.

On motion of Director J. Bermingham Junior and seconded by Director W. J. Webster, following resolution was adopted.

Whereas the final dissolution of this Corporation has been ordered by the Board of Directors and the Stockholders thereof, therefore

Resolved that the payments of monthly dividends be and the same is discontinued from and after January 14 a. D. 1907.

There being no further business meeting was adjourned.
E. E. Athey, by L. E. Lyon, Secretary Pro Tem
Approved as signed by L. E. Lyon, E. E. Athey, Secretary Pro Tem.

**(Board of Directors Meeting Page 120)**

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**(Board of Directors Meeting Page 121)**

Hercules California

February 1, 1907

Meeting of the Board of Directors of the California Powder Works

Meeting called to order at 9:30 AM with the following members present.

R. S. Penniman, J. Bermingham Junior, Frank Turner, W. J. Webster

Mister R. S. Penniman, presided as President.

The President read the resignation of Mister L. E. Lyon, as Secretary, and on motion of Mister F. Turner and seconded by J. Bermingham Junior it was unanimously accepted.

It was then moved by Mister Bermingham Junior and seconded by W. W. Webster that Henry Bnyen be elected Secretary, which was duly carried.

There being no further business, the meeting was adjourned.

Henry Boysen, Secretary

**(Board of Directors Meeting Page 122)**

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(Board of Directors Meeting Page 123)

Minutes of the Special Meeting of the Board of Directors of California Powder Works, held at Hercules, Contra Costa County, California, Monday, October 7 at 11 o'clock, in accordance with notices mailed to each Director as provided by the by-laws.

The meeting was called to order by the Secretary, R. S. Penniman presiding.

There were present: R. S. Penniman, W. J. Webster, John Bermingham Junior, Frank Turner, and absent: T. C. DuPont, A. J Moxham, H. M. Barksdale.

The minutes of the previous meeting of the Board of Directors were read and approved. The Secretary stated that he had received the resignation in writing of Mister T. C. DuPont as director, which was read. On motion of John Bermingham, seconded by W. W. Webster the resignation was accepted. On motion of Frank Turner, seconded by John Bermingham Junior, H. D. Pillsbury was elected a director to fill the vacancy caused by the resignation of Mister T. C. DuPont. The Secretary stated that he had received a communication from E. I. DuPont de Nemours Powder Company by their Treasurer which was therefore read and was as follows,

Wilmington, Delaware. October 1, 1907

California Powder Works

Hercules, California

Gentlemen:

This company hereby makes application to your company for a loan of $6,750,000 payable on demand with interest from date at the sale……

**(Board of Directors Meeting Page 124**)

….. of 5% per annum and to be evidenced by two promissory notes of this company viz.: the note payable on demand at Wilmington, Delaware, for the sum of $6,699,375 with interest from date at the rate of 5% per annum and one note payable on demand at Wilmington Delaware, for the sum of $50,675 with interest from date at the rate of 5% per annum. Enclosed herewith

certified resolution of Finance Committee of this company authorizing the making of this application. Kindly advise us if and when this application is accepted.

E. I. DuPont de Nemours Powder Company, by P. S. DuPont, Treasurer

The resolution which accompanied the communication was also read, as follows,

E. I. DuPont de Nemours Powder Company Finance Committee, Minutes of meetings held September 30, 1907.

Whereas it is deemed advisable to borrow from the California Powder Works the sum of $6,750,000 payable on demand with interest from date at 5% per annum, therefore it is,

Resolved, that P. S. DuPont, Treasurer, of this Company make written application to the California Powder Works for and on behalf of this Company to borrow from said California Powder Works the sum of $6,750,000 payable on demand with interest from date at the rate of 5% per annum to be evidenced by two promissory notes of this Company viz.: one note payable on demand to the California Powder Works, at Wilmington, Delaware the sum of $6,699,375, bearing interest from date at 5% per annum, and one note payable on demand at the California Powder Works, at Wilmington Delaware, for the sum of $50,675 with interest from date at 5% per annum and be it further,

Resolved that in case said California Powder Works accepts said application and makes the above mentioned loan to this Company, the President and Treasurer of this Company be and they are hereby are authorized and directed to make and deliver to said California Powder Works, for and on the behalf of this Company, two promissory notes for the sums aforesaid,

**(Board of Directors Meeting Page 125)**

…… with interest as above stated. P. S. DuPont, T. C. DuPont

I hereby certify that this is a true and correct copy of the minutes of the meeting of the Finance Committee held September 30, 1907.

Alexis I. DuPont, Secretary

On motion of John Bermingham Junior, seconded by Frank Turner it was unanimously resolved that this Company except the propositions of E. I. DuPont de Nemours Powder Company to loan said company $6,750,000 payable on demand with interest from date at the rate of 5% per annum, said loan to be evidenced by two promissory demand notes of that company, one for the sum of $6,699,375 with interest from date at the rate of 5% per annum and one note for $50,675 with interest from date at the rate of 5% on demand at Wilmington, Delaware, and that the President and Treasurer of this company be authorized and instructed to draw checks on behalf of this Corporation and against its funds, to the order of said E. I. DuPont de Nemours Powder Company, Wilmington Trust Company of Wilmington, Delaware, for $6,699,375 and the other on the First National Bank of Berkeley, California, for $50,675 and to forward same to the said E. I. DuPont de Nemours Powder Company through its Treasurer P. S. DuPont and to accept therefore two promissory notes as described above and provided for in the resolution of the said E. I. DuPont de Nemours Powder Company embedded in these minutes and filed with the Secretary.

There being no further business it was moved and seconded that the meeting adjourned.

Henry Boysen, Secretary

**(Board of Directors Meeting Page126**)

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**(Board of Directors Meeting Page 127)**

Minutes of regular meeting of Board of Directors of California Powder Works, October 16, 1907.

A regular meeting of the Board of Directors of the California Powder Works was held at the office of the company in the Town of Hercules, California, this 16th day of October, 1907 at 11:00 AM

Present: R. S. Penniman, Frank Turner, W. J. Webster, John Bermingham Junior.

Mister R. S. Penniman, President of the Company, presided at the meeting and Mister Henry Boysen, Secretary of the Company was present and acting.

The minutes of the last meeting of the Board, held on the 7th day of October, 1907, were read, and on motion of Director Bermingham, duly seconded by Director Turner, were approved as read.

The following resolution was offered by Director Webster, seconded by Director Turner, and all of the Directors present at said meeting voted for the same, namely: R. S. Penniman, Frank Turner, W. J. Webster, and John Bermingham Junior.

Whereas, at a meeting of this Board held Monday, October 7, 1907 the resignation of Mister T. C. DuPont as a Director of this Corporation was tendered and accepted and Mister H. D. Pillsbury was then elected as a Director in the place and stead of said T. C. DuPont and

Whereas under the bylaws of this Corporation it is a necessary qualification for a Director that he shall hold at least five shares of the stock of the Company of record; and

Whereas it appears that at the time of the election of said Pillsbury at said last meeting, he was not a holder of record of 5 shares of the stock of the California Powder Works, only holding 4 shares of record, it appears that he has since become and now is the holder of 5 shares of said stock of record.

**(Board of Directors Meeting Page 128)**

Now Therefore

Resolved: that the resignation of said T. C. DuPont as a Director of this Corporation, be and again accepted.

Resolved, further: that H. D. Pillsbury be and hereby is reelected a Director of this Corporation in the place and stead of said T. C. DuPont resigned.

The President then declared that said H. D. Pillsbury had been duly elected a Director of the Corporation, and therefore said Pillsbury appeared and took his seat as such Director, and participated in all further proceedings of said Board during said meeting.

On motion of Director Pillsbury, seconded by Director Turner, the following resolution was adopted by a vote of all of the Directors present, to wit: R. S. Penniman, Frank Turner, W. J. Webster, John Bermingham Junior and H. D. Pillsbury.

Whereas at a special meeting of the Board of Directors of this company, regularly held at Company's office in the Town of Hercules on November 30, 1906, a resolution was duly adopted by said Board to the effect that this Company sell to the E. I. DuPont de Nemours Powder Company a Corporation, all of this Company's real, personal, and mixed property wherever situate, including the goodwill of the business of this Company and all letters patent and interests in letters patent, trademarks, trade names, brands, processes, copyrights, and formulae of this Company, for the sum of $6,750,000 plus the aggregate amount of the actual liabilities not including fund accounts of the California Powder Works, on the 24th day of

December, 1906 to be paid in cash upon the delivery of the possession of the property to be sold, and in and by the same resolution it was furthermore resolved that said resolution should not become effective or the sale consummated until said sale should be ratified and confirmed by the consent of stockholders of the Company holding of record at least two thirds of the issued capital stock of this Corporation; and

Whereas, the said resolution was thereafter duly ratified….

**(Board of Directors Meeting Page 129)**

….. and confirmed by the consent of stockholders of this Company holding of record more than two thirds of the issued capital stock of said Corporation, to wit: 29,764 shares out of a total of 30,000 shares of the issued stock of said Corporation, said 30,000 shares being the total capital stock thereof; and thereupon and thereafter all of the real, personal, and mixed property wherever situate belonging to this Company, including the goodwill of the business of this Company, and all letters patent and interests in letters patent, trademarks, trade names, brands, processes, copyrights and formulae of this Company, as provided by said resolution, were sold and the possession thereof delivered by this Corporation to said E. I. DuPont de Nemours Powder Company for the sum of $6,750,000 in cash, which amount was duly received by this Company, and furthermore the said E. I. DuPont de Nemours Powder Company having paid to this Company in cash, the sum of $71,132.94 which sum was the aggregate amount of the actual liabilities, not including fund accounts of this Company, on the 24th day of December, 1906, and exclusive of the actual liabilities of this company to the E. I. DuPont de Nemours Powder Company which liability consists of the promissory note of this Company, said DuPont Company, for the sum of $350,000 and the said E. I. DuPont de Nemours Powder Company having surrendered to this company the said note for $350,000 and acknowledged full payment thereof so that the actual amount paid to this company by the E. I. DuPont de Nemours Powder Company for all of the real, personal, and mixed property of this Company aggregates the sum of $7,171,132.94 and

Whereas, pursuant to and in compliance with said resolution and in consideration of the receipt by this Company of said sums of $6,750,000 and $71,132.94 in cash, and said promissory note for $350,000 making aggregate consideration of $7,171,132.94 from said E. I. DuPont de Nemours Powder Company, the proper officers of this Company did heretofore duly grant, transfer, convey, assign and set over and delivered to said E. I. DuPont de Nemours Powder Company all of the real…..

**(Board of Directors Meeting Page 130)**

….. personal and mixed property of this Company wherever situate, including the goodwill of the business of this Company and all letters patent and interests in letters patent, trademarks, trade names, brands, processes, copyrights and formulae of this Company.

Now therefore, be it

Resolved: that all of the said transactions steps and proceedings had taken by this Company through its Board of Directors, Officers, Agents, in connection with the foregoing sale and transfer of the property of this Company to or with said E. I. DuPont de Nemours Powder

Company, for the considerations mentioned, be and the same are hereby fully ratified, approved, and confirmed, and said sale is hereby ratified, approved and confirmed.

On motion of Director Webster, seconded by Director Bermingham the following resolution was adopted by the vote of all Directors present to wit: R. S. Penniman, Frank Turner, W. J. Webster, John Bermingham Junior and H. D. Pillsbury.

Whereas this Company pursuant to a resolution of its Board of Directors unanimously adopted at a special meeting of said Board duly held on the 30th day of November, 1906, and with the consent of stockholders of this Company holding of record more than two thirds of the issued capital stock of this Corporation, did duly grant, transfer, convey, assign, set over and delivered to E. I. DuPont de Nemours Powder Company all of the property of this Company, real, personal, and mixed and

Whereas all the transactions, steps and proceedings had and taken by this Company through its Board of Directors, officers and agents in connection with the sale and transfer of its property to said E. I. DuPont de Nemours Powder Company, for the consideration received have been fully ratified, approved and confirmed, and said sale has been ratified, approved and confirmed, and is now complete: and

Whereas this Company is no longer engaged in any of the…..

**(Board of Directors Meeting Page 131)**

….. purpose for which it was organized or in any business at all, and has no outstanding debts or liabilities, claims or demands and,

Whereas in the opinion of this Board of Directors of this Corporation is desirable in order that its affairs may be finally wound up, and a distribution of its assets made to the stockholders thereof

Now therefore be it

Resolved that a special meeting of the stockholders of this Corporation be called to be held at the office of the Company in the Town of Hercules, Contra Costa County, California, at 11:00 AM on the 30th day of October 1907 for the purpose of voting upon the proposition to dissolve this Corporation and distribute its remaining assets to its stockholders and to apply to a court of competent jurisdiction for a decree of dissolution.

Resolved further that the Secretary of this Company be and is hereby instructed to give notice as aforesaid has been called by Board of Directors for the purpose of voting upon the proposition to dissolve this Corporation, distribute its remaining assets to the stockholders thereof and to apply to a court of competent jurisdiction for the a decree of Dissolution: said notice to be in writing stating the time and place and object of the meeting as above recited and to be delivered to the stockholders personally or enclosed in an envelope and posted to each stockholder at his place of residence or business, if known to the Secretary and if not known, then addressed to him at San Francisco California and dropped in a United States Post Office box with the postage thereon prepaid such service of notice to be so made at least 10 days before the time for said meeting.

There being no further business, on motion of Director Pillsbury, seconded by Director Turner, the meeting adjourned. Henry Boysen, Secretary

**(Board of Directors Meeting Page 132)**

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**(Board of Directors Meeting Page 133)**

A special meeting of the Stockholders of California Powder Works was held at the office of the Company in the Town of Hercules, Contra Costa County, State of California on Wednesday, the 30th day of October, 1907 at 11:00 AM

The meeting was called to order by R. S. Penniman the President of the Company: Henry Boysen, Secretary of the Company, being present and acting.

On rollcall by the Secretary, the following stockholders, representing the number of shares set opposite their names, was found to be present in person or by proxy viz:

| | |
|---|---|
| 1. E. I. DuPont de Nemours Powder Company | |
| by Frank Turner its duly authorized proxy | 29,775 |
| 2. M. A. de Laveaga | |
| by H. D. Pillsbury his duly authorized proxy | 5 |
| 3. J. A. Folger | |
| by A. McCarthy his duly authorized proxy | 82 |
| 4. H. D. Pillsbury, in person | 5 |
| 5. John Bermingham Junior | |
| by H. D. Pillsbury his duly authorized proxy | 10 |
| 6. E. S. Pillsbury | |
| by H. D. Pillsbury his duly authorized proxy | 4 |
| 7. R. S. Penniman, in person | 5 |
| 8. Frank Turner, in person | 10 |
| 9. W. J. Webster, in person | 10 |
| 10. H. M. Barksdale | |
| by Frank Turner his duly authorized proxy | 10 |

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| | |
|---|---|
| 11. A. J. Moxham | |
| by Frank Turner his duly authorized proxy | 10 |
| 12. T. C. DuPont | |
| by Frank Turner his duly authorized proxy | 5 |
| 13. F. W. Van Sicklen | |
| by H. D. Pillsbury his duly authorized proxy | 5 |
| Total | 29,936 |

14. Mrs. Eleanor M. Newhall, owning 24 shares, was not represented either in person or by proxy but Mister George Francis representing Tirey L. Font esq. was present as her attorney.

15. Absent J. D. Robertson, trustee, 40 shares

The President appointed Messieurs Turner and Webster a committee on proxies to examine the proxies offered at the meeting and the committee reported the following proxies to be in proper form.

| | |
|---|---|
| 1. E. I. DuPont de Nemours Powder Company | |
| In favor of Frank Turner | 29,775 |
| 2. Mister A. de Laveaga | |
| In favor of H. D. Pillsbury | 5 |
| 3. J. A. Folger | |
| In favor of Paul A. McCarthy | 82 |
| 4. John Bermingham Junior | |
| In favor of H. D. Pillsbury | 10 |
| 5. E. S. Pillsbury | |
| In favor of H. D. Pillsbury | 4 |
| 6. H. M. Barksdale | |
| In favor of Frank Turner | 10 |
| 7. A. J. Moxham | |
| In favor of Frank Turner | 10 |
| 8. T. C. DuPont | |
| In favor of Frank Turner | 5 |

**(Board of Directors Meeting Page 135)**

| | |
|---|---|
| 9. FW. Van Sicklen | |
| in favor of H. D. Pillsbury | 5 |

The Chairman thereupon announced that out of a total of 30,000 shares of capital stock of this Corporation, issued and, 29,936 shares being more than two thirds of all its capital stock was represented at the meeting either in person or by proxy, and that the 24 shares standing in the name of Galena W. Newhall, was present by the Council of the stockholder, and that the meeting was ready to proceed with its business.

The Secretary reported that he had given notice of the meeting to each stockholder by mailing to each stockholder on the 18th day of October, 1907 at Pinole, California, a notice in writing stating the time, place and object of the meeting which notice was enclosed in an envelope addressed to each stockholder at his place of business, the place of business of each stockholder being known to the Secretary, and that the postage on each envelope was prepaid; and the Secretary offered and affidavit made by him setting forth these facts, which affidavit was placed on file. Thereupon the President declared that due notice of this mailing had been given, and that the meeting was duly assembled, and ready for business.

A resolution was thereupon introduced by stockholder H. D. Pillsbury, seconded by stockholder Turner, and the same is hereby recited. At this point in the proceedings Paul A. McCarthy, duly authorized proxy of stockholder J. A. Folger, presented and read the following objection thereto, and requested that it be spread upon the minutes viz.:

Protest of Stockholder J. A. Folger against proposed passage of resolution to dissolve the California Powder Works, and to distribute its remaining assets to its stockholders, and to apply to a court of competent jurisdiction for a decree of dissolution.

Stockholder J. A. Folger does hereby in writing object to the passing of any resolution at this meeting of the stockholders of….

**(Board of Directors Meeting Page 136)**

California Powder Works, either to dissolve the Corporation or distribute its assets among its stockholders and to apply to a Court of competent jurisdiction for a decree of dissolution. He does object to the passage of a joint resolution endorsing the doing of said things and does object to the passage of any separate resolution or resolutions by reason of which the stockholders shall vote either to dissolve the Corporation, or to distribute any assets among the stockholders, or to apply to any Court of Competent jurisdiction for a decree of dissolution.

This objection is made and based among other grounds upon the ground that the said California Powder Works is not free of debt but that it is indebted to diverse and sundry people; and that there are many existing claims and demands against the Corporation. That stockholder J. A. Folger has a claim and demand against said Corporation which claim and demand is not been satisfied or discharged.

That said J. A. Folger is now and continuously for a long time heretofore to wit: more than two years, has been a stockholder of said California Powder Works owning in good faith, in his own name on the books of said Corporation, 82 shares of the fully paid capital stock of said Corporation.

That heretofore, and while paid J. A. Folger was a stockholder of and in said Corporation, as aforesaid, the Board of Directors of said California Powder Works did resolved to sell to E. I. DuPont de Nemours Powder Company, a Corporation, organized and existing under the laws of the State of New Jersey, all of the property of every kind and nature of said California Powder Works for, among other considerations the assumption by said E. I. DuPont de Nemours Powder Company all of the debts of said Corporation, California Powder Works aforesaid.

That thereafter a resolution was passed by the vote of the owners of more than two thirds of the capital stock of said California Powder Works a Corporation, ratifying said sale or attempted sale. That at said meeting……..

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….. of said stockholders, the said J. A. Folger, protested against such proposed action, which protest was in writing and was read in full at the said meeting of said stockholders and spread upon the minutes of said Corporation, and which protest as spread upon the minutes is hereby referred to and made a part of the protest and objection.

That as said J. A. Folger is informed and believes and therefore alleges that said California Powder Works, a Corporation, has attempted to carry out the said sale and has made a written conveyance of all its properties of any kind to said E. I. DuPont de Nemours Powder Company, but said J. A. Folger alleges the fact to be that said attempted sale and the said conveyance of all of said property to said last named Corporation are null, void and of no effect, and that the consideration paid to or received by the California Powder Works, a Corporation, for and on account of said sale will, because of the fact that said sale is null, void and of no effect, be owing to and must be returned to the said Corporation E. I. DuPont de Nemours Powder Company, a Corporation, that the assumption by said E. I. DuPont de Nemours Powder Company of all of the debts of said California Powder Works, a Corporation, is null, void and of no effect. That in the event that said E. I. DuPont de Nemours Powder Company has at the

time of the offering of said application for disillusion, paid all of the debts owing by said California Powder Works, a Corporation, that then and in such event there will be, and is due, owing and unpaid to said E. I. DuPont de Nemours Powder Company a Corporation, all of said sums of money so paid out by it.

In the event that said E. I. DuPont de Nemours Powder Company, a Corporation, has not paid all of the debts of the California Powder Works, a Corporation, but has assumed and agreed to pay the same, that then and in such event said California Powder Works, a Corporation, is not released from the obligation to pay said debts, and further that said assumption of said debts and said agreement to pay the same is now, void and of no effect, for the reason that the said assumption of said debts,

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….. and said agreement to pay the same, is a part of the consideration of said attempted sale, and that said attempted sale is null, void and of no effect, and that said consideration will fail, and that the said assumption of said debts being based upon said void sale, is without consideration, and is of itself null and void and of no effect.

That therefore the said J. A. Folger has commenced an action in the Superior Court of the County of Alameda, against said California Powder Works, a Corporation, and against all of the Directors thereof and against all of the stockholders who attempted to procure said sale of all of said properties of said California Powder Works, a Corporation, as aforesaid and against said E. I. DuPont de Nemours Powder Company, a Corporation, to obtain a judgment setting aside and declaring null, void and of no effect the said pretended sale and transfer of the said properties and the declaring null, void and of no effect, the said resolution of said Board of Directors of said California Powder Works, a Corporation, and declaring null, void and of no effect the said resolution of said stockholders, of said California Powder Works a Corporation, and directing that said E. I. DuPont de Nemours Powder Company a Corporation, to reconvey and surrender possession of all paid properties to said California Powder Works, a Corporation, and directing the said Directors of said California Powder Works, a Corporation, to resume possession of all of its properties, and to operate its business for the benefit of its stockholders, and further return of all considerations received by the California Powder Works, a Corporation upon said pretended sale unto said E. I. DuPont de Nemours Powder Company, a Corporation, and for other and further relief. The said action is numbered 24703 on the register of Actions of the Superior Court of the County of Alameda, and a copy of the complaint therein together with summonses issued out of said court in said action has now therefore duly and regularly served upon the said California Powder Works and said California Powder Works has duly regularly appeared in said action and has answered the complaint on file in said action and said action is now at issue and is ready……..

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….. for trial and has been set for trial on the 18th day of November 1907.

Said J. A. Folger alleges the fact to be that in said action so commenced by him as aforesaid, a decree will be obtained wherein and whereas said pretended sale will be set aside and wherein and whereby it will be adjudged and decreed that the California Powder Works a Corporation, is indebted to the said E. I. DuPont de Nemours Powder Company, in such sums of money as said E. I. DuPont de Nemours Powder Company have expended in the payment of the debts and obligations of said California Powder Works a Corporation, and for $6,750,000, the purchase price aforesaid properties and that by said judgment said California Powder Works, a Corporation, will be adjudged and decreed indebted in a large sum of money to various persons and corporations and further alleges that said California Powder Works, a Corporation, is now indebted for all costs incurred by said plaintiff in the commencement of said action, and will further become indebted to the said plaintiff in said action for all further costs which may be incurred or sustained by him therein.

Said J. A. Folger further alleges that when the pretended sale to said E. I. DuPont de Nemours Powder Company has been set aside that it will be and become necessary to take an accounting between the said E. I. DuPont de Nemours Powder Company and said California Powder Works of all business transacted by said E. I. DuPont de Nemours Powder Company arising out of or connected with said pretended sale to it and of its use and occupation of the plant and property of this Corporation. That it is not possible to divide the assets of said California Powder Works among its stockholders as said assets of said California Powder Works are not capable of division.

Dated October 29, 1907

J. A. Folger, a stockholder of California Powder Works, a Corporation

Stratton and Kaufman, Attorneys for said Stockholder.

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The resolution so as aforesaid offered by stockholder H. D. Pillsbury and seconded by stockholder Turner was as follows viz.:

Whereas, at a special meeting of the Board of Directors of this Company regularly held at the Companies office in the Town of Hercules on November 30, 1906, a resolution was duly adopted by said Board to the effect that this Company sell to the E. I. DuPont de Nemours Powder Company, a Corporation, all of this Company's real, several and mixed property wherever situate, including the goodwill of the business of this Company and all letters patent and interests in letters patent, trademarks, trade names, brands, processes, copyrights and formulae of this Company, for the sum of $6,750,000 plus the aggregate amount of the actual liabilities, not including fund accounts of the California Powder Works, on the 24th day of December, 1906 to be paid in cash upon delivery of the possessions of the property to be sold, and in and by the same resolution it is furthermore resolved that said resolution should not become effective or the sale consummated until said sale should be ratified and confirmed by the consent of stockholders of this Company holding of record at least two thirds of the issued capital stock of this Corporation and,

Whereas, the said resolution was therefore duly ratified and confirmed by the consent of stockholders of this Company holding of record more than two thirds of the issued capital stock of said Corporation, to wit: 29,764 shares out of a total of 30,000 shares of the issued stock of

said Corporation, said 30,000 shares being the total capital stock thereof; and thereupon and thereafter all of the real, personal and mixed property wherever situate, belonging to this Company including the goodwill of the business of the Company, and all letters patent and interests in letters patent, trademarks, trade names, brands, processes, copyrights and formulae of this Company as provided by said resolution, were sold and the possession thereof delivered by this Corporation to said E. I. DuPont de Nemours Powder Company for the sum of $6,750,000 in cash, which amount was duly received by this……..

**(Board of Directors Meeting Page 141)**

….Company. E. I. DuPont de Nemours Powder Company and furthermore the said E. I. DuPont de Nemours Powder Company having paid to this Company in cash, the sum of $71,132.94 which sum was the aggregate amount of the actual liabilities not including fund accounts of this Company in the 24th day of December 1906 and inclusive of the actual liabilities of this Company to the E. I. DuPont de Nemours Powder Company which liabilities consisted of the promissory note of this Company to said DuPont Powder Company for the sum of $350,000 and the said E. I. DuPont Powder Company having surrendered to this Company the paid note for $350,000 and acknowledged full payment thereof, so that the actual amount paid to this Company by the E. I. DuPont de Nemours Powder Company for all the real, personal and mixed property of this Company aggregates the sum of $7,171,132.94 and

Whereas payment to and in compliance with said resolution, and in consideration of the receipt by this Company of said sums of $6,750,000 and $71,132.94 in cash and said promissory note for $300,000 making an eye aggregate consideration of $7,171,132.94 from said E. I. DuPont de Nemours Powder Company the proper officials of this Company did heretofore duly grant, transfer, convey, assign and set over and deliver to said E. I. DuPont de Nemours Company all of the real, personal and mixed property of this Company wherever situate, including the goodwill of the business of this Company and all letters patent and interests in letters patent, trademarks, trade names, brands, processes, copyrights and all formulae of this Company.

Now therefore be it

Resolved that all of said transactions, steps and proceedings had and taken by this Company through its Board of Directors, Officers or Agents in connection with the following sales or transfers of the property of this Company to or with said E. I. DuPont de Nemours Powder Company for the consideration mentioned, be and the same are hereby ratified, approved and confirmed, and this said sale is hereby ratified,

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…. approved and confirmed.

The Secretary then called the role for a vote on this resolution and the said resolution was adopted by a vote of 29,854 shares in its favor and 82 shares against the same; the stock of Mrs. Elaine M. Newhall, represented by counsel not being voted. The Chairman then announced that the resolution had been passed and adopted by and according to said vote of

29,854 shares, the same being more than two thirds of all capital stock of the Company viz., 29,854 shares out of its total stock of 30,000 shares.

The following resolution was introduced by stockholder Webster and seconded by stockholder Turner viz.:

Whereas, this Company, pursuant to a resolution of this Board of Directors, unanimously adopted at a special meeting of said Board duly held on the 30th day of November, 1906 and with the consent of stockholders of this Company holding of record more than two thirds of the issued capital stock of this Corporation, did duly grant, transfer, convey, assign, set over and delivered to E. I. DuPont de Nemours Powder Company all of the property of this Company real, personal and mixed and

Whereas, all of the transactions, steps and proceedings had and taken by this Company, through its Board of Directors, Officers and Agents in connection with the sale and transfer of its property to said E. I. DuPont de Nemours Powder Company for the consideration received have been fully ratified, approved, and confirmed and said sale has been ratified, approved, and confirmed and is now complete; and,

Whereas this company is no longer engaged in any of the purposes for which it was organized or in any business at all and has no outstanding debts or liabilities, claims, or demands, and

Whereas at a regular meeting of the Board of Directors of this Corporation duly held at its office and principal place of business on October 16, 1907, it was declared that a dissolution of said Corporation……

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….. is desirable, and a special meeting of the stockholders thereof, for the purpose of voting upon the proposition to dissolve said Corporation and distribute its remaining assets to its stockholders, was then and there called by said Board to take place on this day; and

Whereas do notice of said special meeting has been given the stockholders of this Corporation as provided by the By-Laws thereof and directed by said Board, and this meeting is now regularly convened pursuant thereto and for the purpose aforesaid.

Therefore, Resolved, that in the opinion of the stockholders of the California Powder Works, at this meeting called for the purpose of deciding the dissolution of said Corporation is desirable in order that its affairs may be finally wound up and a distribution of its assets made to the stockholders and the Corporation dissolved by the decree of court of competent jurisdiction and a dissolution of said Corporation is hereby resolved upon, authorized and approved, and the Board of Directors is authorized and requested to take and prosecute all necessary steps to ensure the final dissolution of said Corporation in the manner approved by law.

Before this resolution was voted upon, J. A. Folger by his duly authorized proxy Paul A. McCarthy announced that he entered the same objections to this resolution as to the resolution already adopted at the meeting and therefore recited at length.

The Secretary then called the role of the stockholders of California Powder Works for a vote on said resolution, and the result was as follows namely:

Fore said resolution 29,854 shares to wit:

1. E. I. DuPont de Nemours Powder Company
by Frank Turner its duly authorized proxy 29,775 shares

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| | |
|---|---|
| 2. M. A. de Laveaga | |
| by H. D. Pillsbury his duly authorized proxy | 5 shares |
| 3. H. D. Pillsbury in person | 5 shares |
| 4. John Bermingham Junior | |
| by HD Pillsbury is duly authorized proxy | 10 shares |
| 5. E. S. Pillsbury | |
| by H. D. Pillsbury his duly authorized proxy | 4 shares |
| 6. R. S. Penniman in person | 5 shares |
| 7. Frank Turner in person | 10 shares |
| 8. W. J. Webster in person | 10 shares |
| 9. H. M. Barksdale | |
| by Frank Turner his duly authorized proxy | 10 shares |
| 10. Eight. J. Mocks them | |
| by Frank Turner his duly authorized proxy | 10 shares |
| 11. T. C. DuPont | |
| by Frank Turner his duly authorized proxy | 5 shares |
| 12. F. W. Van Sicklen | |
| by H. D. Pillsbury his duly authorized proxy | 5 shares |
| 29,854 Shares | |

**(Board of Directors Meeting Page 145)**

Against said resolution 82 shares, to wit:

| | |
|---|---|
| 1. J. A. Folger | |
| by Paul A. McCarthy his duly authorized proxy | 82 Shares |

Mrs. Eleanor M Newhall represented by counsel, as aforesaid, did not vote upon said resolution.

Therefore the Chairman of this meeting announced that 29,854 shares of the capital stock of said Corporation had voted in favor of the resolution and 82 shares against the same, and that 12 stockholders had voted in favor of said resolution, one stockholder had voted against it and 2 stockholders failed to vote thereon, and more than two thirds of all the stockholders of said Corporation had voted in favor of said resolution, and declared that said resolution had been duly adopted by more than two thirds vote for the same of all the stockholders of said Corporation and also by a vote of more than two thirds of all its capital stock in favor thereof.

There being no further business, on motion, duly seconded, the meeting adjourned.

Henry Boysen, Secretary

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**(Board of Directors Meeting Page 147)**

Hercules, California

January 18, 1908

Meeting of the Directors of the California Powder Works

Meeting called order at 8:30 AM with the following members present:
R. S. Penniman, John Bermingham Junior, Frank Turner, W. J. Webster
Mister R. S. Penniman presided as President.

The Secretary read the resignation of Mister H. M. Barksdale as Director and on motion of Mister Frank Turner and seconded by Mister W. J. Webster it was unanimously adopted.

The Secretary also read the resignation of Mister A. J. Moxham as Director and on motion of Mister John Bermingham Junior and seconded by Mister Frank Turner it was unanimously accepted.

There being no further business, on motion, duly seconded, the meeting adjourned.
Henry Boysen, Secretary

**(Board of Directors Meeting Page 148)**

A regular adjourned meeting of the Board of Directors of California Powder Works was held at the office of the Company, at Hercules, California, this 15th day of August 1908, pursuant to the call of the President and do notice to each member of the Board.

In the absence of a Secretary, T. A. McMahon was elected temporary Secretary.

Present Directors Penniman, Pillsbury, Webster, Tomer

The minutes of the last meeting were read, after such reading, it was suggested that the same was incomplete, it as much as at said meeting, it was resolved, upon adjournment that the Board adjourned to meet at the call of the President.

Thereupon on motion of director Webster, duly seconded by director Pillsbury, it was unanimously – Resolved: that the minutes of the last meeting, be amended by adding thereto, as follows:

On motion duly seconded, it was resolved that there meeting do now adjourn and that they Board shall meet again, whenever a meeting is ordered by the President.
And as so amended the minutes of the last meeting were approved.

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The President then stated that since the last meeting Henry Boysen, formerly Secretary of the Corporation, had died, and that the office of Secretary was vacant.

On motion of Director, Tomer, duly seconded by Director Pillsbury, F. A. McMahon was unanimously elected Secretary of the Corporation to fill said vacancy. Mister McMahon being present acted thereafter as Secretary of the meeting.

On motion of Director Webster, duly seconded by director Tomer, the following resolution was unanimously adopted.

Resolved: that the President and Secretary of this Corporation, be and they are hereby authorized to execute and deliver, for and on its behalf to E. I. DuPont de Nemours Powder Company a transfer and assignment of all the interests of this Corporation in and to the trademark named “Hercules”, the said transfer and assignment being in accordance with a previous sale and assignment of this Corporation to said E. I. DuPont de Nemours Powder Company and to make and deliver all such other papers and documents pertaining to said name and trademark as may be necessary to give full force and effect to said assignment.

Resolved further; that the President and Secretary of this Corporation, be and…..

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….they are hereby authorized, for and on its behalf, to execute and deliver to said E. I. DuPont de Nemours Powder Company any other transfers and assignments of trademarks or other rights to which it may be entitled under said previous sale and agreement. There being no further business, on motion duly seconded, the meeting adjourned.

F. A. McMahon, Secretary

**[August 15, 1908]**

**California Powder Works formally ceases to exist.**

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**California Powder Company: Board of Trustees Meetings** [**Original Corporation**]

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|---|---|---|---|---|---|---|---|---|---|---|---|
| 1862 01/09 | 1 | 1865 11/11 | 33 | 1868 01/11 | 68 | 1870 06/11 | 96 | 1873 06/12 | 123 |
| 1862 07/07 | 2 | 1865 12/19 | 37 | 1868 02/12 | 69 | 1870 06/22 | 97 | 1873 07/12 | 123 |
| 1863 01/13 | 2 | 1865 12/21 | 38 | 1868 03/12 | 70 | 1870 07/12 | 97 | 1873 08/12 | 124 |
| 1863 01/15 | 3 | 1866 01/02 | 39 | 1868 04/11 | 71 | 1870 07/28 | 98 | 1873 09/12 | 124 |
| 1863 01/20 | 3 | 1866 02/02 | 41 | 1868 05/12 | 71 | 1870 08/11 | 98 | 1873 10/11 | 124 |
| 1863 01/21 | 4 | 1866 03/05 | 43 | 1868 06/15 | 72 | 1870 08/25 | 99 | 1873 11/12 | 124 |
| 1863 02/03 | 5 | 1866 02/10 | 43 | 1868 06/15 | 72 | 1870 09/12 | 99 | 1873 12/12 | 125 |
| 1863 02/03 | 5 | 1866 03/02 | 43 | 1868 07/11 | 72 | 1870 09/28 | 100 | 1874 01/12 | 125 |
| 1863 02/19 | 5 | 1866 03/05 | 44 | 1868 08/12 | 72 | 1870 10/11 | 100 | 1874 02/05 | 126 |
| 1863 03/11 | 5 | 1866 03/21 | 44 | 1868 09/12 | 74 | 1870 10/15 | 101 | 1874 02/12 | 127 |
| 1863 05/21 | 6 | 1866 05/02 | 46 | 1868 09/22 | 74 | 1870 11/12 | 101 | 1874 03/09 | 127 |
| 1863 06/10 | 7 | 1866 05/16 | 46 | 1868 10/10 | 75 | 1870 12/10 | 102 | 1874 04/10 | 127 |
| 1863 07/14 | 7 | 1866 06/11 | 47 | 1868 10/12 | 77 | 1871 01/12 | 103 | 1874 05/05 | 128 |
| 1863 09/01 | 7 | 1866 09/13 | 47 | 1868 11/04 | 78 | 1871 02/06 | 104 | 1874 05/12 | 128 |
| 1863 09/26 | 8 | 1866 09/29 | 48 | 1868 11/12 | 78 | 1871 03/13 | 104 | 1874 05/23 | 129 |
| 1863 10/26 | 9 | 1866 10/30 | 49 | 1868 12/14 | 79 | 1871 03/31 | 105 | 1874 06/11 | 129 |
| 1863 10/27 | 9 | 1866 11/10 | 49 | 1869 01/12 | 79 | 1871 04/12 | 105 | 1874 07/11 | 130 |
| 1863 10/31 | 10 | 1866 11/20 | 49 | 1869 02/12 | 81 | 1871 05/11 | 109 | 1874 08/12 | 130 |
| 1863 11/11 | 10 | 1866 11/26 | 50 | 1869 03/12 | 81 | 1871 06/13 | 110 | 1874 08/28 | 130 |
| 1863 12/08 | 11 | 1866 12/01 | 51 | 1869 04/12 | 82 | 1871 07/12 | 110 | 1874 09/12 | 131 |
| 1863 12/09 | 11 | 1866 12/24 | 51 | 1869 05/12 | 82 | 1871 08/12 | 110 | 1874 10/12 | 132 |
| 1863 12/28 | 12 | 1866 12/27 | 52 | 1869 06/14 | 83 | 1871 09/11 | 111 | 1874 11/12 | 132 |
| 1863 12/29 | 13 | 1867 01/21 | 52 | 1869 07/12 | 84 | 1871 10/12 | 111 | 1874 12/14 | 132 |
| 1864 02/23 | 14 | 1867 02/05 | 55 | 1869 08/12 | 84 | 1871 11/13 | 111 | 1875 01/12 | 132 |
| 1864 06/10 | 18 | 1867 02/25 | 56 | 1869 08/13 | 84 | 1871 12/12 | 111 | 1875 02/01 | 134 |
| 1864 06/14 | 18 | 1867 03/12 | 57 | 1869 09/13 | 85 | 1872 01/12 | 112 | 1875 02/12 | 134 |
| 1864 06/30 | 19 | 1867 03/27 | 59 | 1869 10/12 | 85 | 1872 02/12 | 113 | 1875 03/11 | 134 |
| 1864 07/15 | 19 | 1867 04/12 | 59 | 1869 11/12 | 86 | 1872 03/12 | 113 | 1875 04/12 | 135 |
| 1864 07/26 | 20 | 1867 04/30 | 60 | 1869 12/04 | 86 | 1872 04/12 | 114 | 1875 05/12 | 136 |
| 1864 09/17 | 21 | 1867 05/14 | 60 | 1869 12/11 | 87 | 1872 05/11 | 114 | 1875 06/07 | 136 |
| 1864 10/06 | 21 | 1867 05/15 | 61 | 1870 01/12 | 87 | 1872 06/12 | 114 | 1875 07/12 | 136 |
| 1864 10/12 | 21 | 1867 06/12 | 61 | 1870 02/04 | 88 | 1872 07/12 | 114 | 1875 08/12 | 137 |
| 1864 10/17 | 22 | 1867 06/27 | 62 | 1870 02/08 | 90 | 1872 08/12 | 115 | 1875 09/11 | 137 |
| 1864 10/27 | 22 | 1867 07/12 | 61 | 1870 02/12 | 90 | 1872 09/12 | 115 | 1875 10/12 | 137 |
| 1864 11/21 | 23 | 1867 08/12 | 63 | 1870 02/16 | 91 | 1872 10/14 | 119 | 1875 11/12 | 137 |
| 1865 02/04 | 23 | 1867 09/12 | 63 | 1870 03/02 | 91 | 1872 11/12 | 119 | 1875 12/11 | 138 |
| 1865 02/06 | 24 | 1867 09/23 | 63 | 1870 03/12 | 92 | 1872 12/12 | 120 | 1876 01/12 | 138 |
| 1865 02/07 | 25 | 1867 10/12 | 64 | 1870 03/16 | 93 | 1873 01/13 | 120 | 1876 02/02 | 139 |
| 1865 03/06 | 26 | 1867 10/30 | 66 | 1870 03/30 | 93 | 1873 02/05 | 121 | 1876 02/12 | 140 |
| 1865 03/27 | 26 | 1867 11/12 | 67 | 1870 04/12 | 94 | 1873 02/26 | 122 | 1876 03/11 | 140 |
| 1865 04/20 | 30 | 1867 11/12 | 67 | 1870 05/04 | 94 | 1873 03/12 | 122 | 1876 04/12 | 141 |
| 1865 07/19 | 31 | 1867 11/14 | 67 | 1870 05/12 | 95 | 1873 04/12 | 122 | 1876 05/12 | 141 |
| 1865 10/13 | 31 | 1867 12/12 | 67 | 1870 05/25 | 95 | 1873 05/12 | 123 | 1876 06/12 | 141 |

1876 07/12 142
1876 08/14 142
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1879 03/12 [*sic*]164
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1888 07/12 246
1888 08/12 247
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1891 01/12 265
1891 02/02 267
1891 02/12 268
1891 03/12 268
1891 04/13 268
1891 04/15 269
1891 05/12 269
1891 06/12 270
1891 07/13 270
1891 08/12 271
1891 09/14 271
1891 10/12 271
1891 11/12 272
1891 12/14 272
1892 01/12 272
1892 02/01 274
1892 02/12 275
1892 03/14 275
1892 04/12 275
1892 05/12 276
1892 06/13 276
1892 07/12 277
1892 08/10 277
1892 08/12 278
1892 09/12 279
1892 10/12 279
1892 11/14 280
1892 12/12 280
1893 01/12 281
1893 02/06 283
1893 02/13 283
1893 03/13 284
1893 04/12 284
1893 05/12 285
1893 06/12 285
1893 07/12 287
1893 08/12 287
1893 09/12 287
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1894 01/12 289
1894 02/12 290
1894 02/19 292
1894 03/12 293
1894 04/12 293
1894 05/14 294
1894 06/12 294
1894 07/12 294
1894 08/13 295
1894 09/12 295
1894 10/12 296
1894 11/12 296
1894 12/12 296
1895 01/14 297
1895 02/12 297
1895 02/18 299
1895 03/12 299
1895 04/12 299-300
1895 05/13 300
1895 06/12 301
1895 07/12 301
1895 08/12 302
1895 09/12 302
1895 10/14 302
1895 11/12 303

| | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|
| 1895 12/12 | 303 | 1896 12/14 | 311 | 1897 12/18 | 322 | 1899 01/16 | 331 | 1900 03/16 | 341 |
| 1896 01/13 | 304 | 1897 01/14 | 312 | 1898 01/17 | 322 | 1899 02/16 | 331 | 1900 03/19 | 343 |
| 1896 02/13 | 304 | 1897 02/15 | 312 | 1898 02/16 | 323 | 1899 03/16 | 331 | 1900 04/16 | 344 |
| 1896 02/17 | 306 | 1897 02/19 | 314 | 1898 03/16 | 323 | 1899 03/17 | 334 | 1900 05/09 | 344 |
| 1896 03/12 | 307 | 1897 03/15 | 315 | 1898 03/17 | 325 | 1899 04/17 | 334 | 1900 05/16 | 344 |
| 1896 04/03 | 307 | 1897 04/14 | 316 | 1898 04/18 | 326 | 1899 05/16 | 335 | 1900 05/21 | 345 |
| 1896 04/13 | 308 | 1897 05/14 | 316 | 1898 05/16 | 326 | 1899 06/16 | 335 | 1900 06/18 | 345 |
| 1896 05/12 | 308 | 1897 05/18 | 317 | 1898 05/19 | 327 | 1899 07/17 | 336 | 1900 07/16 | 346 |
| 1896 06/12 | 309 | 1897 06/14 | 317 | 1898 06/16 | 327 | 1899 08/16 | 336 | 1900 07/18 | 346 |
| 1896 07/13 | 309 | 1897 07/16 | 318 | 1898 07/18 | 328 | 1899 09/18 | 337 | 1900 07/30 | 346 |
| 1896 08/12 | 309 | 1897 08/16 | 318 | 1898 08/16 | 328 | 1899 10/16 | 337 | 1900 08/16 | 347 |
| 1896 08/13 | 310 | 1897 09/16 | 319 | 1898 08/25 | 329 | 1899 11/16 | 338 | 1900 09/17 | 347 |
| 1896 09/14 | 310 | 1897 10/18 | 320 | 1898 09/16 | 329 | 1899 12/11 | 338 | 1900 10/04 | 347 |
| 1896 10/12 | 310 | 1897 10/19 | 320 | 1898 10/17 | 330 | 1899 12/18 | 339 | 1900 10/04 | 464 |
| 1896 10/15 | 311 | 1897 11/16 | 321 | 1898 11/16 | 330 | 1900 01/16 | 340 | | |
| 1896 11/16 | 311 | 1897 12/16 | 322 | 1898 12/16 | 330 | 1900 02/16 | 340 | | |

**California Powder Company: Board of Trustees Meetings** [**New Corporation**]:

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| 1901 01/16 | 358 | 1904 01/20 | 378 | 1906 11/16 | 392 | 1907 10/16 | 404 |
| 1902 10/15 | 363 | 1905 02/06 | 379 | 1906 11/30 | 395 | 1907 10/30 | 407 |
| 1902 12/17 | 364 | 1905 06/28 | 381 | 1906 12/15 | 397 | 1908 01/18 | 414 |
| 1903 05/20 | 371 | 1905 08/04 | 383 | 1906 12/15 [*sic*] | 400 | 1908 08/15 | 415 |
| 1903 08/05 | 372 | 1906 01/23 | 384 | 1907 01/11 | 401 | | |
| 1903 10/21 | 374 | 1906 06/30 | 388 | 1907 02/01 | 402 | | |
| 1903 12/01 | 375 | 1906 10/04 | 391 | 1907 10/07 | 402 | | |

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| | | | | | | | | |
|---|---|---|---|---|---|---|---|---|
| 1869 05/15 | 1% paid | 83 | 1869 06/15 | 1% paid | 84 | 1869 07/15 | 1% paid | 84 |

1869 08/16 1% paid 85
1869 09/15 5% paid · 85
1869 10/15 1% paid 85
1869 11/15 1% paid 86
1869 12/15 1% paid 87
1870 01/15 1% paid 88
1870 03/15 1% paid 92
1870 04/15 1% paid 94
1870 05/16 1% paid 95
1870 06/15 1% paid 96
1870 07/15 1% paid 98
1870 08/15 1% paid 98
1870 09/15 1% paid 99
1870 10/15 1% paid 101
1870 11/15 1% paid 102
1870 12/15 1% paid 102
1871 01/16 1% paid 103
1871 07/15 1% paid 151
1871 06/15 1% paid 110
1871 07/15 1% paid 110
1871 08/15 1% paid 110
1871 09/15 1% paid 111
1871 10/16 1% paid 111
1871 11/15 1% paid 111
1871 12/15 1% paid 112
1872 01/15 1% paid 112
1872 02/15 1% paid 113
1872 03/15 1% paid 113
1872 04/15 1% paid 114
1872 05/15 1% paid 114
1872 06/15 1% paid 114
1872 07/15 1% paid 115
1872 08/15 1% paid 115
1872 09/16 1% paid 116
1872 10/15 .5% paid 119
1872 11/15 .5% paid 120
1872 12/15 .5% paid 120
1873 01/15 .5% paid 120
1873 02/15 .6% paid 122
1873 03/15 .6% paid 122
1873 04/15 .75% paid 123
1873 05/15 .75% paid · 123
1873 06/16 .75% paid 123
1873 07/15 .75% paid 123
1873 08/15 .75% paid 124
1873 09/15 .75% paid 124
1873 10/15 .75% paid 124
1873 11/15 .75% paid 124
1873 12/15 .75% paid 125
1874 01/15 1% paid 125
1874 02/16 1% paid 127
1874 03/16 1% paid 127
1874 04/15 1% paid 127
1874 05/15 1% paid 128
1874 06/15 1% paid 130
1874 07/15 1% paid 130
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1874 10/15 1% paid 132
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1874 12/15 1% paid 132
1875 01/16 1% paid 133
1875 02/15 1% paid 134
1875 03/15 1% paid 135
1875 04/15 1% paid 135
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1875 09/15 1% paid 137
1875 10/15 1% paid 137
1875 11/15 1% paid 138
1875 12/15 1% paid 138
1876 01/15 1% paid 138
1876 02/15 1% paid 140
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1876 04/15 1% paid 141
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1876 11/15 1% paid 143
1876 12/15 1% paid 143
1877 01/15 1% paid 144
1877 02/15 1% paid 146
1877 03/15 1% paid 147
1877 04/15 1% paid 147
1877 05/15 1% paid 147
1877 06/15 1% paid 148
1877 07/16 1% paid 149
1877 08/15 1% paid 150
1877 09/15 1% paid 152
1877 10/15 1% paid 153
1877 11/15 1% paid 153
1877 12/15 1% paid 154
1878 01/15 1% paid 154
1878 02/15 1% paid 156
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1879 12/15 1% paid 167
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1883 12/15 1% paid 198
1884 01/15 1% paid 198
1884 02/15 1% paid 200
1884 03/15 1% paid 201
1884 04/15 1% paid 201
1884 05/15 1% paid 202
1884 06/16 1% paid 204

| | | | | | | | | |
|---|---|---|---|---|---|---|---|---|
| 1884 07/15 | 1% paid | 214 | 1888 05/15 | 1% paid | 246 | 1892 04/15 | 1% paid | 276 |
| 1884 08/15 | 1% paid | 214 | 1888 06/15 | 1% paid | 246 | 1892 05/16 | 1% paid | 276 |
| 1884 09/15 | 1% paid | 215 | 1888 07/16 | 1% paid | 246 | 1892 06/15 | 1% paid | 276 |
| 1884 10/13 | 1% paid | 216 | 1888 08/15 | 1% paid | 247 | 1892 07/15 | 1% paid | 277 |
| 1884 11/15 | 1% paid | 216 | 1888 09/15 | 1% paid | 247 | 1892 08/15 | .5% paid | 278 |
| 1884 12/15 | 1% paid | 216 | 1888 10/15 | 1% paid | 247 | 1892 09/15 | 50¢ paid | 279 |
| 1885 01/15 | 1% paid | 218 | 1888 11/15 | 1% paid | 248 | 1892 10/15 | 50¢ paid | 279 |
| 1885 02/15 | 1% paid | 220 | 1888 12/15 | $1 x4 paid | 248 | 1892 11/15 | 50¢ paid | 280 |
| 1885 03/16 | 1% paid | 221 | 1889 01/15 | 1% paid | 249 | 1892 12/15 | 50¢ paid | 281 |
| 1885 04/15 | 1% paid | 221 | 1889 02/15 | 1% paid | 250 | 1893 01/16 | 50¢ paid | 281 |
| 1885 05/15 | 1% paid | 222 | 1889 03/15 | 1% paid | 251 | 1893 02/15 | 50¢ paid | 284 |
| 1885 06/15 | 1% paid | 222 | 1889 05/15 | 1% paid | 251 | 1893 03/15 | 50¢ paid | 284 |
| 1885 07/15 | 1% paid | 222 | 1889 06/12 | 1% paid | 252 | 1893 04/15 | 50¢ paid | 284 |
| 1885 08/15 | 1% paid | 223 | 1889 07/15 | 1% paid | 252 | 1893 05/15 | 50¢ paid | 285 |
| 1885 09/15 | 1% paid | 223 | 1889 08/15 | 1% paid | 253 | 1893 06/15 | 50¢ paid | 286 |
| 1885 10/15 | 1% paid | 224 | 1889 09/15 | 1% paid | 253 | 1894 06/15 | 50¢ paid | 294 |
| 1885 11/16 | 1% paid | 224 | 1889 10/15 | 1% paid | 254 | 1894 07/16 | 50¢ paid | 295 |
| 1885 12/15 | 1% paid | 225 | 1889 11/15 | 1% paid | 254 | 1894 08/15 | 50¢ paid | 295 |
| 1886 01/15 | 1% paid | 225 | 1889 12/15 | $1 x4 paid | 255 | 1894 09/15 | 50¢ paid | 295 |
| 1886 02/15 | 1% paid | 227 | 1890 01/15 | 1% paid | 255 | 1894 10/15 | 50¢ paid | 296 |
| 1886 03/15 | 1% paid | 228 | 1890 02/15 | 1% paid | 258 | 1894 11/15 | 50¢ paid | 296 |
| 1886 04/15 | 1% paid | 229 | 1890 03/15 | 1% paid | 259 | 1894 12/15 | 50¢ paid | 297 |
| 1886 05/15 | 1% paid | 230 | 1890 04/15 | 1% paid | 260 | 1895 01/15 | 50¢ paid | 297 |
| 1886 06/15 | 1% paid | 230 | 1890 05/15 | 1% paid | 261 | 1895 02/15 | 50¢ paid | 298 |
| 1886 07/15 | 1% paid | 231 | 1890 06/16 | 1% paid | 262 | 1895 03/15 | 50¢ paid | 299 |
| 1886 08/15 | 1% paid | 231 | 1890 07/15 | 1% paid | 262 | 1895 04/15 | 50¢ paid | 300 |
| 1886 09/15 | 1% paid | 232 | 1890 08/15 | 1% paid | 263 | 1895 05/15 | 50¢ paid | 301 |
| 1886 10/15 | 1% paid | 233 | 1890 09/15 | 1% paid | 263 | 1899 03/21 | $1 paid | 334 |
| 1886 11/15 | 1% paid | 233 | 1890 10/15 | 1% paid | 264 | 1899 04/20 | $1 paid | 334 |
| 1886 12/15 | 1% paid | 235 | 1890 11/15 | 1% paid | 264 | 1899 05/20 | $1 paid | 335 |
| 1887 01/15 | 1% paid | 235 | 1890 12/15 | $1 paid | 265 | 1899 06/20 | $1 paid | 335 |
| 1887 02/15 | 1% paid | 237 | 1891 01/15 | 1% paid | 266 | 1899 07/20 | $1 paid | 336 |
| 1887 03/15 | 1% paid | 237 | 1891 02/16 | 1% paid | 268 | 1899 08/21 | $1 paid | 337 |
| 1887 04/15 | 1% paid | 238 | 1891 03/16 | 1% paid | 268 | 1899 09/21 | $1 paid | 337 |
| 1887 05/16 | 1% paid | 239 | 1891 04/15 | 1% paid | 269 | 1899 10/20 | $1 paid | 337 |
| 1887 06/15 | 1% paid | 240 | 1891 05/15 | 1% paid | 270 | 1899 11/20 | $1 paid | 338 |
| 1887 07/15 | 1% paid | 240 | 1891 06/15 | 1% paid | 270 | 1899 12/20 | $1 paid | 338 |
| 1887 08/15 | 1% paid | 241 | 1891 07/15 | 1% paid | 270 | 1900 01/20 | $1 paid | 340 |
| 1887 09/15 | 1% paid | 242 | 1891 08/15 | 1% paid | 271 | 1900 02/20 | $1 paid | 340 |
| 1887 10/15 | 1% paid | 242 | 1891 09/15 | 1% paid | 271 | 1900 03/20 | $1 paid | 341 |
| 1887 11/15 | 1% paid | 242 | 1891 10/15 | 1% paid | 272 | 1900 04/20 | $1 paid | 344 |
| 1887 12/15 | 1% x4 paid | 243 | 1891 11/16 | 1% paid | 272 | 1900 05/21 | $1 paid | 344 |
| 1888 01/16 | 1% paid | 243 | 1891 12/15 | 1% paid | 272 | 1900 06/20 | $1 paid | 345 |
| 1888 02/15 | 1% paid | 245 | 1892 01/15 | 1% paid | 273 | 1900 07/20 | $1 paid | 346 |
| 1888 03/15 | 1% paid | 245 | 1892 02/15 | 1% paid | 275 | 1900 08/20 | $1 paid | 347 |
| 1888 04/15 | $1 paid | 246 | 1892 03/15 | 1% paid | 275 | 1900 09/20 | $1 paid | 347 |

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**California Powder Company**: President/Chairman *see*: **Baird, John Hill**; **Bermingham, John** (Capt.); **Bermingham, John Jr.**; **Kittle, Nicholas Gosman**; **Lawton, Gardner Thomas**; **McKee, John**; **Morgan, Percy T.** (new corporation); **Peck, John Atwater**; **Penniman, Robert Sylvanus** [Sr.]; **Sime, John**

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**California Powder Company**: **Stockholders** Meetings (some Annual) (including meetings of New Corporation 1901-1908

| | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|
| **1861** 12/31· | 1 | 1865 12/14· | 34 | **1875** 02/01· | 133 | **1888** 02/06· | 243 | **1899** 02/20· | 331 | | |
| **1862** 01/04· | 1 | **1866** 02/05· | 41 | **1876** 02/07· | 139 | **1889** 02/01· | 249 | 1899 03/17· | 332-333 | | |
| **1863** 01/13· | 2 | **1867** 02/04· | 53 | **1877** 02/05· | 144 | **1890** 02/03· | 256 | **1900** 02/19· | 340 | | |
| 1863 02/03· | 4 | **1868** 02/03· | 68 | **1878** 02/04· | 154 | **1891** 02/02· | 266 | 1900 03/19· | 341 | | |
| 1863 09/26· | 8 | **1869** 02/01· | 80 | **1879** 02/03· | 160 | **1892** 02/01· | 273 | **1901** 01/16 | 357 | | |
| 1863 12/08· | 11 | 1869 02/08· | 80 | **1880** 02/03· | 168 | **1893** 02/06· | 281 | **1903** 04/15 | 366 | | |
| 1863 12/10· | 11 | **1870** 02/07· | 89 | 1880 02/07 | 174 | **1894** 02/19· | 291 | **1905** 03/01 | 380 | | |
| **1864** 02/01· | 13 | **1871** 02/06· | 103 | **1882** 02/06· | 183 | **1895** 02/18· | 298 | **1906** 12/15 | 397 | | |
| 1864 04/09· | 15 | 1871 05/01· | 108 | **1883** 02/05· | 189 | **1896** 02/17· | 305 | **1907** 10/30 | 407 | | |
| 1864 04/13· | 15 | **1872** 02/05· | 112 | **1884** 02/04 | 199 | **1897** 02/15· | 312 | *see also* Trustees Meetings | | | |
| 1864 07/11· | 19 | 1872 10/14· | 116 | **1885** 02/02· | 218 | **1897** 02/19· | 313 | | | | |
| **1865** 02/06· | 25 | **1873** 02/05· | 121 | **1886** 02/01· | 225 | **1898** 02/21· | 323 | | | | |
| 1865 02/20· | 26 | **1874** 02/05· | 125 | **1887** 02/07 | 235 | **1898** 03/17· | 324 | | | | |

**California Powder Company: Board of Directors**/Trustees, Special Meetings:

| | | | | | |
|---|---|---|---|---|---|
| 1869 12/04 | 86 | 1881 03/09 | 177 | 1890 01/16 | 255 |
| 1870 02/04 | 88 | 1881 04/06 | 178 | 1890 02/03 | 257 |
| 1873 02/26 | 122 | 1881 07/18 | 179 | 1890 02/17 | 258 |
| 1874 05/05 | 128 | 1883 01/24 | 189 | 1890 05/06 | 260 |
| 1874 05/23 | 129 | 1883 10/16 | 195 | 1891 04/15 | 269 |
| 1874 08/28 | 130 | 1884 05/23 | 202 | 1892 08/10 | 277 |
| 1876 02/02 | 139 | 1884 05/24 | 202 | 1896 04/03 | 307 |
| 1876 12/22 | 143 | 1884 12/15 | 217 | 1896 08/13 | 310 |
| 1877 11/20 | 153 | 1885 08/19 | 223 | 1898 05/19 | 327 |
| 1878 07/12 | 158 | 1886 06/25 | 230 | 1898 08/25 | 329 |
| 1878 07/25 | 156 | 1886 06/30 | 230 | 1899 12/11 | 338 |
| 1879 02/14 | 162 | 1886 08/06 | 231 | 1900 05/09 | 344 |
| 1880 04/03 | 170 | 1886 11/24 | 233 | 1900 05/21 | 345 |
| 1880 04/29 | 170 | 1887 05/05 | 238 | 1900 07/30 | 346 |
| 1880 11/15 | 173 | 1887 05/05 (2d meeting) | 238 | 1900 10/04 | 348 |
| 1880 12/31 | 174 | 1889 07/02 | 252 | | |
| 1881 02/24 | 177 | 1889 11/25 | 254 | | |

**California Powder Company: Stockholders, Special Meetings**: 1865 Oct 30 32; 1903 04/15 366; 1906 12/15 397; 1907 10/30 407
**California Powder Company: Stockholders Secretary-Treasurer**: *see also* California Powder Company: Secretary & Treasurer *see* **Bowman, Charles Carson**; **Eastman, Cyrus Alva**; **Janes, Horace P**.; **Lyon, L. E.; MacPherson, Alexander W**.; **Turner, Frank**; **Van Sicklen, Fred W.** (new corporation)

**California Powder Company: Trustees Meetings**:

| | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|
| 1862 01/09 | 1 | 1866 11/20 | 49 | 1870 02/12 | 90 | 1873 11/12 | 124 | 1877 11/12 | | 153 |
| 1862 07/07 | 2 | 1866 11/26 | 50 | 1870 02/16 | 91 | 1873 12/12 | 125 | 1877 11/20 | | 153 |
| 1863 01/13 | 2 | 1866 12/01 | 51 | 1870 03/02 | 91 | 1874 01/12 | 125 | 1877 12/12 | | 153 |
| 1863 01/15 | 3 | 1866 12/24 | 51 | 1870 03/12 | 92 | 1874 02/05 | 126 | 1878 01/14 | | 154 |
| 1863 01/21 | 4 | 1866 12/27 | 52 | 1870 03/16 | 93 | 1874 02/12 | 127 | 1878 02/04 | | 155 |
| 1863 02/03 | 5 | 1867 01/21 | 52 | 1870 03/30 | 93 | 1874 03/09 | 127 | 1878 02/12 | | 155 |
| 1863 02/19 | 5 | 1867 02/05 | 55 | 1870 04/12 | 94 | 1874 04/10 | 127 | 1878 03/12 | | 156 |
| 1863 03/11 | 5 | 1867 02/25 | 56 | 1870 05/04 | 94 | 1874 05/05 | 128 | 1878 04/12 | | 156 |
| 1863 05/21 | 6 | 1867 03/12 | 57 | 1870 05/12 | 95 | 1874 05/12 | 128 | 1878 05/13 | | 157 |
| 1863 06/10 | 7 | 1867 03/27 | 59 | 1870 05/25 | 95 | 1874 05/23 | 129 | 1878 06/12 | | 157 |
| 1863 07/14 | 7 | 1867 04/12 | 59 | 1870 06/11 | 96 | 1874 06/11 | 129 | 1878 07/12 | | 157 |
| 1863 09/01 | 7 | 1867 04/30 | 60 | 1870 06/22 | 97 | 1874 07/11 | 130 | 1878 07/12 | (2nd) | 158 |
| 1863 09/26 | 8 | 1867 05/14 | 60 | 1870 07/12 | 97 | 1874 08/12 | 130 | 1878 07/25 | | 158 |
| 1863 10/26 | 9 | 1867 05/15 | 61 | 1870 07/28 | 98 | 1874 08/28 | 130 | 1878 08/12 | | 158 |
| 1863 10/27 | 9 | 1867 06/12 | 61 | 1870 08/11 | 98 | 1874 09/12 | 131 | 1878 09/12 | | 159 |
| 1863 10/31 | 10 | 1867 06/27 | 62 | 1870 08/25 | 99 | 1874 10/12 | 132 | 1878 10/14 | | 159 |
| 1863 11/11 | 10 | 1867 07/12 | 62 | 1870 09/12 | 99 | 1874 11/12 | 132 | 1878 11/12 | | 159 |
| 1863 12/08 | 11 | 1867 08/12 | 63 | 1870 09/28 | 100 | 1874 12/14 | 132 | 1878 12/12 | | 160 |
| 1863 12/09 | 11 | 1867 09/12 | 63 | 1870 10/11 | 100 | 1875 01/12 | 132 | 1879 01/13 | | 160 |
| 1863 12/28 | 12 | 1867 09/23 | 63 | 1870 10/15 | 101 | 1875 02/01 | 134 | 1879 02/03 | | 161 |
| 1863 12/29 | 13 | 1867 10/12 | 64 | 1870 11/12 | 101 | 1875 02/12 | 134 | 1879 02/12 | | 162 |
| 1864 02/23 | 14 | 1867 10/30 | 66 | 1870 12/10 | 102 | 1875 03/11 | 134 | 1879 02/14 | | 162 |
| 1864 06/10 | 18 | 1867 11/12 | 67 | 1871 01/12 | 103 | 1875 04/12 | 135 | 1879 03/12 | | 164 |
| 1864 06/14 | 18 | 1867 11/14 | 67 | 1871 02/06 | 104 | 1875 05/12 | 136 | 1879 04/14 | | 164 |
| 1864 06/30 | 19 | 1867 12/12 | 67 | 1871 03/13 | 104 | 1875 06/07 | 136 | 1879 05/12 | | 165 |
| 1864 07/15 | 19 | 1868 01/11 | 68 | 1871 03/31 | 105 | 1875 07/12 | 136 | 1879 06/12 | | 165 |
| 1864 07/26 | 20 | 1868 02/12 | 69 | 1871 04/12 | 105 | 1875 08/12 | 137 | 1879 07/14 | | 165 |
| 1864 09/17 | 21 | 1868 03/12 | 70 | 1871 05/11 | 109 | 1875 09/11 | 137 | 1879 08/12 | | 166 |
| 1864 10/06 | 21 | 1868 04/11 | 71 | 1871 06/13 | 110 | 1875 10/12 | 137 | 1879 09/06 | | 166 |
| 1864 10/12 | 21 | 1868 05/12 | 71 | 1871 07/12 | 110 | 1875 11/12 | 137 | 1879 10/12 | | 167 |
| 1864 10/17 | 22 | 1868 06/15 | 72 | 1871 08/12 | 110 | 1875 12/11 | 138 | 1879 11/12 | | 167 |
| 1864 10/27 | 22 | 1868 07/11 | 72 | 1871 09/11 | 111 | 1876 01/12 | 138 | 1879 12/12 | | 167 |
| 1964 11/21 | 23 | 1868 08/12 | 72 | 1871 10/12 | 111 | 1876 02/02 | 139 | 1880 01/12 | | 168 |
| 1865 02/04 | 23 | 1868 09/12 | 74 | 1871 11/13 | 111 | 1876 02/12 | 140 | 1880 02/02 | | 169 |
| 1865 02/06 | 25 | 1868 09/14 | 74 | 1871 12/12 | 111 | 1876 03/11 | 140 | 1880 03/12 | | 169 |
| 1865 02/07 | 25 | 1868 09/22 | 74 | 1872 01/12 | 112 | 1876 04/12 | 141 | 1880 04/03 | | 170 |
| 1865 03/06 | 26 | 1868 10/10 | 75 | 1872 02/12 | 113 | 1876 05/12 | 141 | 1880 04/13 | | 170 |
| 1865 03/27 | 26 | 1868 10/12 | 77 | 1872 03/12 | 113 | 1876 06/12 | 141 | 1880 04/29 | | 170 |
| 1865 04/20 | 30 | 1868 11/04 | 78 | 1872 04/12 | 114 | 1876 07/12 | 142 | 1880 05/12 | | 171 |
| 1865 07/19 | 31 | 1868 11/12 | 78 | 1872 05/11 | 114 | 1876 08/14 | 142 | 1880 06/14 | | 171 |
| 1865 10/13 | 31 | 1868 12/14 | 79 | 1872 06/12 | 114 | 1876 09/12 | 142 | 1880 07/12 | | 171 |
| 1865 11/11 | 33 | 1869 01/12 | 79 | 1872 07/12 | 114 | 1876 10/12 | 142 | 1880 08/12 | | 172 |
| 1865 12/19 | 37 | 1869 02/12 | 81 | 1872 08/12 | 115 | 1876 11/13 | 143 | 1880 09/12 | | 172 |
| 1865 12/21 | 38 | 1869 03/12 | 81 | 1872 09/12 | 115 | 1876 12/12 | 143 | 1880 10/12 | | 172 |
| 1866 01/02 | 39 | 1869 04/12 | 82 | 1872 10/14 | 119 | 1876 12/22 | 143 | 1880 11/12 | | 172 |
| 1866 02/02 | 41 | 1869 05/12 | 82 | 1872 11/12 | 119 | 1877 01/12 | 144 | 1880 11/15 | | 173 |
| 1866 02/05 | 43 | 1869 06/14 | 83 | 1872 12/12 | 120 | 1877 02/05 | 145 | 1880 12/13 | | 173 |
| 1866 02/10 | 43 | 1869 07/12 | 84 | 1873 01/13 | 120 | 1877 02/12 | 145 | 1880 12/31 | | 174 |
| 1866 03/02 | 43 | 1869 08/12 | 84 | 1873 02/05 | 121 | 1877 03/12 | 147 | 1881 01/12 | | 174 |
| 1866 03/05 | 44 | 1869 08/13 | 84 | 1873 02/26 | 122 | 1877 04/12 | 147 | 1881 02/07 | | 176 |
| 1866 03/21 | 44 | 1869 09/13 | 85 | 1873 03/12 | 122 | 1877 05/14 | 147 | 1881 02/14 | | 176 |
| 1886 05/02 | 46 | 1869 10/12 | 85 | 1873 04/12 | 122 | 1877 06/12 | 148 | 1881 02/24 | | 177 |
| 1866 05/16 | 46 | 1869 11/12 | 86 | 1873 05/12 | 123 | 1877 06/16 | 148 | 1881 03/09 | | 177 |
| 1866 06/11 | 47 | 1869 12/04 | 86 | 1873 06/12 | 123 | 1877 07/12 | 149 | 1881 04/06 | | 178 |
| 1866 09/13 | 47 | 1869 12/11 | 87 | 1873 07/12 | 123 | 1877 08/12 | 150 | 1881 05/12 | | 178 |
| 1866 09/29 | 48 | 1870 01/12 | 87 | 1873 08/12 | 124 | 1877 08/16 | 150 | 1881 06/13 | | 178 |
| 1866 10/30 | 49 | 1870 02/04 | 88 | 1873 09/12 | 124 | 1877 09/12 | 152 | 1881 07/12 | | 179 |
| 1866 11/10 | 49 | 1870 02/08 | 90 | 1873 10/11 | 124 | 1877 10/12 | 152 | 1881 07/18 | | 179 |

1881 08/12 181
1881 09/12 182
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1884 01/18 198
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1886 02/01 227
1886 02/11 227
1886 03/12 227
1886 04/13 228
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1886 06/14 230
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1886 06/30 230
1886 07/12 231
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1886 09/06 231
1886 09/13 232
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1887 11/14 242
1887 12/12 242
1888 01/12 243
1888 02/06 245
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1897 10/19 320
1897 11/16 321
1897 12/16 322
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1898 03/16 322
1898 04/18 326
1898 05/16 326
1898 05/19 327
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1898 07/18 328
1898 08/16 328
1898 08/25 329
1898 09/16 329
1898 10/17 330
1898 11/16 330
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1899 01/16 331
1899 02/16 331
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1899 09/18 337
1899 10/16 337
1899 11/16 338
1899 12/11 338
1899 12/18 339
1900 01/16 340
1900 02/16 340
1900 03/16 341
1900 03/19 343
1900 04/16 344
1900 05/09 344
1900 05/16 344
1900 04/21 345
1900 06/18 345
1900 07/16 346
1900 07/18 346
1900 07/30 346
1900 08/16 347
1900 09/17 347
1900 10/04 348

**California Powder Company: New Corporation, Board of Directors Meetings**:


| | | | | | | | |
|---|---|---|---|---|---|---|---|
| 1901 01/16 | 358 | 1903 08/03 | 372 | 1906 01/23 | 384 | 1907 01/11 | 401 |
| 1901 03/02 | 360 | 1903 10/21 | 374 | 1906 06/30 | 386 | 1907 02/01 | 402 |
| 1901 08/07 | 361 | 1903 12/01 | 375 | 1906 10/04 | 391 | 1907 10/07 | 402 |
| 1901 10/16 | 362 | 1904 01/20 | 378 | 1906 11/16 | 392 | 1907 10/16 | 404 |
| 1902 10/15 | 363 | 1905 02/06 | 379 | 1906 11/30 | 395 | 1908 01/18 | 414 |
| 1902 12/17 | 364 | 1905 06/28 | 381 | 1906 12/15 | 397 | | |
| 1903 05/20 | 371 | 1905 08/04 | 383 | 1906 12/15 | 400 | | |

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