

Yes

No



NOV 23 1943

FRANK M. JOHNSON, Secretary of State

Frank M. Johnson

ARTICLES OF INCORPORATION

OF

THE ^{Deputy} RECTOR, WARDENS AND VESTRYMEN OF ST. LUKE'S PARISH
IN LOS GATOS, IN THE COUNTY OF SANTA CLARA, STATE OF CALIFORNIA

---c00---

KNOW ALL MEN BY THESE PRESENTS:

That the members of St. Luke's Church, and of St. Luke's Parish of the Protestant Episcopal Church in the Town of Los Gatos, and in the County of Santa Clara, State of California, being associated together for the purpose of maintaining a religious association, do hereby incorporate themselves as a religious corporation under and in pursuance with the laws of the State of California; and

WE HEREBY CERTIFY, AND IT IS CERTIFIED:

FIRST: That the name of this corporation shall be: The Rector, Wardens and Vestrymen of St. Luke's Parish, in Los Gatos.

SECOND: That the purposes for which this corporation is formed are:

(a) To establish and maintain a Parish, which shall form a constituent part of the Diocese of California in that branch of the Holy Catholic Church now known as the Protestant Episcopal Church in the United States of America; and so that the Constitution, Canons, Rules, Regulations and Discipline of the Church now known as the Protestant Episcopal Church in the United States of America, and the Constitution and Canons of the same Church in the Diocese of California, shall, unless they be contrary to the laws of this State, always form part of its by-laws, ordinances, constitution, or articles of incorporation, and prevail against anything elsewhere therein

contained that may appear to be repugnant to such Canons, Rules, Regulations, or Discipline.

(b) To hold all property of the Association owned prior to incorporation and such as may be acquired hereafter in any manner; to transact all business relative thereto; to borrow money and give promissory notes therefor, and to secure the payment thereof by mortgage, deed of trust, or other lien upon real or personal property; to buy or otherwise acquire, hold, own or otherwise encumber, lease, sell or otherwise dispose of real and personal property, to receive gifts, bequests and devises for its own use, or upon trust, and generally to do, perform and transact any and all acts and business, and to exercise any and all powers and privileges in any wise permitted or granted by the laws of the State of California to religious corporations and required by or not contrary to the Constitution, Canons, Rules, Regulations or Discipline of the said Protestant Episcopal Church in the United States of America, and the Constitution and Canons of the same Church in the Diocese of California.

THIRD: That the purposes of this corporation not being for pecuniary gain or profit of its members, nor does this corporation contemplate pecuniary gain or profit, there is no capital stock.

FOURTH: That the place where the principal business of this corporation is to be transacted is the Town of Los Gatos, County of Santa Clara, State of California.

FIFTH: That the number of directors or trustees, known as and hereinafter called vestrymen, of this corporation shall be nine, but subject to be increased or diminished as permitted by law, and as provided by the By-Laws of this corporation.

And the names and residences of Vestrymen elected for the first year and until their successors are duly elected are as follows, to-wit:

Names	Addresses
Mr. Fred Berryman	221 Wilder Ave., Los Gatos
Mr. F. M. Carter	Glen Una, Los Gatos
Mr. Edward Loftus	16 Chestnut Ave., Los Gatos
Mr. R. V. Garrod	Mt. Eden Road, Saratoga
Mr. R. S. Dench	Rt. 1, Box 89A, Los Gatos
Mr. Charles Davies	Vista Avenue, Los Gatos
Mr. Watsen Defty	Filmer Avenue, Los Gatos
Dr. Horace Jones	Los Gatos
Mr. Frank F. de Lisle	3 Park Place, Saratoga

That Rev. Stanley Clapham is Rector of said Parish and Chairman ex officio, and has all the rights of a Vestryman.

SIXTH: That notice of the parish meeting for the purpose of forming a corporation and for the election of Vestrymen and for other purposes, was duly given in all respects according to the Canons and that said Notice was proper and sufficient, and notice thereof was also given during the Divine Service on the Sunday preceding the day on which said special meeting was held; that said special meeting was accordingly held in the Parish House of St. Luke's Episcopal Church in the Town of Los Gatos, State of California, at 10:00 o'clock in the morning on the 22nd day of February, 1943, at which a majority of the members of the Parish were present and voted; that the officers conducting the meeting authorizing the incorporation of said association and for the election of Vestrymen were: Rev. Stanley Clapham, Chairman, R. S. Dench, Secretary.

That Rev. Stanley Clapham is Rector of said St. Luke's Episcopal Church, chairman of said association and was the presiding officer at said meeting; that R. S. Dench is secretary of said association and was the acting secretary of

said meeting. That all the proceedings herein were in accordance with the constitution, By-Laws, Discipline, Canons, Rules and Regulations of such association.

SEVENTH: At said meeting of said Parish duly convened and held as stated in paragraph "Sixth", on motion duly made and seconded, the members of said Parish adopted the resolution following:

WHEREAS: St. Luke's Episcopal Church in the Town of Los Gatos, County of Santa Clara, State of California, a religious association, and the members of said association having regularly held religious services in said Town of Los Gatos, and have, at all times, and now are actively engaged in carrying out the purposes of said association, under and in accordance with the Constitution, Canons, Rules, Regulations and Discipline of the Church now known as the Protestant Episcopal Church in the United States of America, and the Constitution and Canons of the same Church in the Diocese of California, and have acquired and now own and control both real and personal property in the County of Santa Clara, State of California, and

WHEREAS, the members of said St. Luke's Episcopal Church are desirous of effecting a religious corporation for the better administration of the temporalities, and for the holding, and the management of the property and estate of their said Church and, it is

RESOLVED: That St. Luke's Episcopal Church in the Town of Los Gatos, and in the County of Santa Clara, State of California, being associated together for the purpose of maintaining a religious association, do hereby incorporate themselves as a religious corporation under and in pursuance with the laws of the State of California, and in accordance with the Constitution, Canons, Rules, Regulations, By-Laws and

Discipline of such association; that the name of said corporation shall be The Rector, Wardens and Vestrymen of St. Luke's Parish, in Los Gatos; that the purposes for which the said corporation is formed are: (a) To establish and maintain a Parish, which shall form a constituent part of the Diocese of California in that branch of the Holy Catholic Church now known as the Protestant Episcopal Church in the United States of America; and so that the Constitution, Canons, Rules, Regulations and Discipline of the Church now known as the Protestant Episcopal Church in the United States of America, and the Constitution and Canons of the same Church in the Diocese of California, shall, unless they be contrary to the laws of this State, always form part of its by-laws, ordinances, constitution, or articles of incorporation, and prevail against anything elsewhere therein contained that may appear to be repugnant to such Canons, Rules, Regulations, or Discipline; (b) To hold all property of the Association owned prior to incorporation and such as may be acquired hereafter in any manner; to transact all business relative thereto; to borrow money and give promissory notes therefor, and to secure the payment thereof by mortgage, deed of trust, or other lien upon real or personal property; to buy or otherwise acquire, hold, own or otherwise encumber, lease, sell or otherwise dispose of real and personal property, to receive gifts, bequests and devises for its own use, or upon trust, and generally to do, perform and transact any and all acts and business, and to exercise any and all powers and privileges in any wise permitted or granted by the laws of the State of California to religious corporations and required by or not contrary to the Constitution, Canons, Rules, Regulations or Discipline of the said Protestant Episcopal Church in the United States of America, and the Constitution

and Canons of the same Church in the Diocese of California. That the purposes of this corporation not being for pecuniary gain or profit of its members, nor does this corporation contemplate pecuniary gain or profit, there is no capital stock; that the place where the principal business of this corporation is to be transacted is the Town of Los Gatos, County of Santa Clara, State of California, and it is further

RESOLVED: That these articles of incorporation be executed by Rev. Stanley Clapham, the Rector of this Church, and the presiding officer of this meeting, and by R. S. Dench, the secretary of this Church and acting secretary of this meeting.

EIGHTH: The name of the existing unincorporated association which is now being incorporated is St. Luke's Episcopal Church of Los Gatos.

IN WITNESS WHEREOF the said St. Luke's Episcopal Church of Los Gatos, and the members of said religious association, have caused these presents to be executed by its presiding officer and acting secretary, this 2 day of November, A.D. 1943.

ST. LUKE'S EPISCOPAL CHURCH OF LOS GATOS
THE RECTOR, WARDENS AND VESTRYMEN OF ST.
LUKE'S PARISH IN LOS GATOS.

By Stanley Clapham.
Chairman and Presiding Officer

By R. S. Dench.
Secretary

State of California)
County of Santa Clara) ss.

On the 2 day of November, 1943,
before me Maxwell S. Mills, a notary
public in and for the said County of Santa Clara, State of
California, residing therein, duly commissioned and sworn,
personally appeared Rev. Stanley Clapham, as chairman and
presiding officer, and R. S. Dench, as secretary, known
to me to be the persons whose names are subscribed to and
who executed the within instrument and acknowledged to me
that they executed the same on behalf of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed my official seal at my office, the day and year
in this certificate first above written.

Maxwell S. Mills

Notary Public
in and for the County of Santa
Clara, State of California.

A F F I D A V I T

State of California)
) ss.
County of Santa Clara)

Rev. Stanley Clapham and R. S. Dench, being first duly sworn depose and say:

That said Rev. Stanley Clapham is the Rector and presiding officer, and that said R. S. Dench is the Secretary of St. Luke's Episcopal Church of Los Gatos,

That the said St. Luke's Episcopal Church of Los Gatos, an unincorporated association, has duly authorized its incorporation, and that the said Rev. Stanley Clapham, Rector and presiding officer, and the said R. S. Dench, Secretary, have executed these articles of incorporation by authority of such association.

Stanley Clapham.
Rector and Presiding Officer

R. S. Dench
Secretary

Subscribed and sworn to before me this 7 day of November, 1943.

Chapel S. Phillips
Notary Public
in and for the County of Santa Clara, State of California

CHAS. J. MCCOLGAN
COMMISSIONER



STATE OF CALIFORNIA
OFFICE OF
Franchise Tax Commissioner
SACRAMENTO
November 22, 1943

Mr. Frank F. deLisle
City Title Insurance Company
68 Sutter Street
San Francisco, California

THE RECTOR, WARDENS AND VESTRYMEN OF ST. LUKE'S
PARISH, IN LOS GATOS

Dear Sir:

The above named non-profit organization shall not be taxed under the provisions of the Bank and Corporation Franchise Tax Act and need not file an annual return or any further showing with respect to its status under such Act, unless it changes the purpose for which it was organized.

Yours very truly
W. M. WALSH
CHAS. J. MCCOLGAN
Acting Franchise Tax Commissioner

By *H. R. Rooney*

WLT
VAX:MR

cc-Sec. of State
cc-J.P. Hollings