except those hereby given or necessarily implied from the nature of the business for which the Charter is granted, and by no inference whatever shall said Corporation possess the power to issue notes or bills, deal in gold or silver coin, issue any evidence of debts as currency, buy and sell any agricultural products, deal in merchandise or engage in any business outside of the purpose of the Charter. The right is reserved to repeal annul or modify this charter. If repealed or the amendments proposed being not merely auxiliary but fundamental are rejected by a vote representing more than one half of the stock in the corporation shall continue to exist for the purpose of winding up its affairs, but not to enter upon any new business. If the amendments or modifications being fundamental are accepted by the corporation as aforesaid in a general meeting to be called for that purpose, any minor, married woman, or other person under disability, or any Stockholders not agreeing to the acceptance of the modification shall cease to be a Stockholder, and the corporation shall be liable to pay said withdrawing stockholder the par value of their stock if it is worth so much, if not then so much as may be its real value in the market on the day of the withdrawal of said Stockholders as aforesaid, Provided that the claims of all creditors are paid in preference to said withdrawing Stockholders. A majority of the Board of Directors shall constitute a quorum and shall fill all vacancies until the next annual election. The first Board of Directors shall consist of the five or more corporators who shall apply for and obtain the charter. The said corporation shall have the right to borrow money and issue notes or bonds upon the faith of the corporate property, and also execute a mortgage or mortgages as further security for repayment of money thus borrowed. The said corporation shall have the right in pursuance of the general law authorizing the condemnation of private property for works of internal improvement as set forth in sections 1326 to 1348 inclusive of the Code, to condemn a right of way necessary for the transaction of the corporate business not exceeding (30) thirty feet in width over the lands of any private person or corporation, and such right of way is hereby declared to be a public road. Annually during the month of January the President shall make and publish in a newspaper printed in the County where the principal office of business is located, or if no newspaper is printed in that County then in an adjoining or nearest County where a newspaper is printed a sworn statement showing the amount of the Capital Stock, and the existing liabilities, and a list of the names of the stockholders. Nothing but cash shall be taken in payment of any part of the Capital Stock, or land at a fair valuation, and no loan of money shall at any time be made to any stockholder thereof. And any such loan shall render the directors consenting thereto individually liable for the amount thereof. This liability to extend to innocent stockholders as well as creditors. The making of any



false statement to be printed as aforesaid shall render all persons assenting thereto individually liable to all persons dealing or trading with said Company upon faith of said fraudulent statement. If the indebtedness of said Company shall at any time exceed the Capital Stock paid in, the Directors assenting thereto shall be individually liable to the creditors for said excess. The stockholders are jointly and severally liable individually at all times for money due and owing to the laborers, servants, clerks and operatives of the Company in case the corporation becomes insolvent. If the Directors declare and pay any dividends when the Company is insolvent or which declaration of dividend would diminish the amount of the Capital Stock, they shall be jointly and severally liable to creditors for the amount of dividends thus declared. Any Director may avoid liability by voting against the dividend or by having his objections in writing as soon as he ascertains a dividend has been made. We the undersigned apply to the State of Tennessee by virtue of the laws of the for a Charter of Incorporation for the purposes and with the powers etc declared in the foregoing instrument. Witness our hands this the 29th day of May 1883

E Taylor — John F Wheless
B F Wilson — Saml J Keith
J P Williams — L K Hart

State of Tennessee } Personally appeared before me J R McCann
Davidson County } Depty Clerk of the County Court of said County,
the within named E Taylor, Jno F Wheless, B F Wilson, Saml.
J Keith, J P Williams & L K Hart, the bargainers, with whom I
am personally acquainted, and who acknowledged that they executed
the within instrument for the purposes therein contained. Witness
my hand at office, this 4th day of June 1883.

(Reed June 4. 1883 at 11 2/4 A M) J R McCann Depty Clerk

Nashville Theater Company — 7 3/4 Certificate — Secretary of State

Registered June 6th 1883

I, David A. Nunn Secretary of State of the State of Tennessee, do certify that the foregoing instrument with Certificate of acknowledgement of Probate and Registration was filed in my office for registration on the 29th day of May 1883, and recorded on the 30th day of May 1883, in Corporation Record Book "H" in said office page 108.

In testimony whereof I have hereunto subscribed my Official signature, and, by order of the Governor affixed the Great Seal of the State of Tennessee, at the Department in the City of Nashville this 30th day of May A.D. 1883.

D. A. Nunn
Secretary of State

(Reed June 6th 1883 at 3 40 P M)