

CONSTITUTION & BYLAWS
of the
EAGLE (Chilson) LAKE PROPERTY OWNER'S ASSOCIATION

Organized September 13th, 1907 at Eagle Lake, New York
(This Constitution & Bylaws was unanimously adopted on August 21st, 1908)

Updated August 13th, 1949

(Retyped June 30th, 1990 by Dianne Tiedemann - Secretary)

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CONSTITUTION & BYLAWS
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EAGLE (Chilson) LAKE PROPERTY OWNER'S ASSOCIATION

-CONSTITUTION-

We, as property owners on Eagle Lake, Essex County, New York, desire hereby to organize ourselves, our associates and successors into an Association for the purposes and objects set forth as follows-

- 1st---For the protection of the mutual interests and property of the members.
- 2nd---For the re-stocking of Eagle Lake from hatcheries.
- 3rd---For the regulation and control of a uniform water-level in Eagle Lake.
- 4th---For the prevention of the pollution of the water in Eagle Lake.
- 5th---For the protection of spawning beds in Eagle Lake.
- 6th---For the maintenance of a wire fish-way dam at the outlet of Eagle Lake and the control of same to prevent the migration of fish in the spring-time.
- 7th---And for such other objects and purposes as may from time to time be determined upon by the members of the Association for protecting the mutual interests and property of the members, and we do hereby adopt the following Bylaws and adopt as the name for this Association the "Eagle (Chilson) Lake Property Owners' Association".

-BYLAWS-

ARTICLE I - (Membership)

Section 1. Any person who may be the owner of either improved or unimproved land which borders or fronts on Eagle Lake or who owns land directly adjacent or contiguous to any land bordering or fronting on Eagle Lake and who shall be elected in a manner prescribed in these Bylaws and agree to these Bylaws and pay the requisite fees, dues or assessments as prescribed in these Bylaws, shall be known as a member of this Association.

ARTICLE II - (Fiscal Year of the Association)

Section (2). The fiscal year of this Association shall commence on August 1st and end on July 31st of each year. The annual meeting to be held the 1st saturday in August.

ARTICLE III - (Election of Officers, etc.)

Section (1). The election of officers shall be held at the annual meeting of the Association to be covered at Eagle Lake on the 1st saturday in August of each year.

Section 2. All elections shall be held by secret ballot.

Section 3. The following officers shall be annually elected, namely, one President, one Vice President, one Secretary and Treasurer (a combined officer)*, an Advisory Committee to consist of at least three members, and a Committee on Fisheries to consist of, at least three members, and the President shall be an ex-officio member of all committees.

* This office was divided into two offices by a vote of members at the August 13th, 1949 annual meeting.

ARTICLE IV - (Duties of Officers)

Section 1. When present, the president shall preside at all meetings, he shall be an ex-officio member of all committees. He may require any motion to be reduced to writing before taking a vote thereon and he shall state every motion, ammendment or substitute before submitting either to a vote of the members. He shall appoint annually from among the members, all committees, the members of which are not elected and shall have the appointive power of any and all committees that may be necessary. He shall exercise a general supervision over the affairs and business of the Association and preserve order during the meetings and shall have the power to call any member to order for disobedience and be authorized to impose a fine. At the annual meeting he shall make a brief report or deliver an address on the progress, results attained and future prospects of the Association. All warrants authorized to be drawn on the Depository shall be signed by him together with the Secretary-Treasurer and he shall call meetings as set forth in ARTICLE VIII Sections 1 & 2.

Section 2. In the absence of the President, the Vice President shall act as President and while so acting shall be vested with the authority conferred upon the President.

Section 3. The Secretary-Treasurer* shall conduct and have charge of the correspondence of the Association and shall preserve all the original letters received by him and keep memoranda or copies of all letters written by himself. He shall keep a true and faithful copy or record, in a book provided for that purpose, of all the proceedings of the meetings of the Association, including the reports of committees & officers, and shall file and preserve these reports in suitable order. He shall as far as possible, state in the minutes of the meetings, the names of the members present. He shall receive and receipt for fees, dues, assessments and other moneys accruing to the Association and shall deposit same as directed in the Bylaws. He shall issue the calls of all the meetings of the Association and notify the officers, members and committees of their election or appointment. He shall notify the President when no funds are in the Treasury or Depository to the credit of

the Association and no warrant shall be drawn on either the Treasury or Depository unless there is money on deposit sufficient to pay out. He shall be the custodian of the Association's books, records, documents, papers, seals, funds, etc., etc.. He shall solicit the members to pay their dues, fees, assessments, and report to the meeting of the Association the names of the delinquent members. The Secretary-Treasurer shall be allowed such reasonable compensation for his services as may be fixed by a majority vote of the members, which shall be paid quarterly on a warrant countersigned by the President. He shall, before entering upon the duties of his office, execute unto the Association a bond in the penal sum of two hundred & fifty dollars (\$250.00) with one or more solvent sureties conditioned for the true and faithful performance of all his duties as Secretary-Treasurer, which bond shall be subject to the approval of the Advisory Committee. All sums in his hands as treasurer, in excess of two hundred dollars (\$200.00) he shall deposit in the Association's Depository as hereinafter named and such deposit shall operate as a release pro tanto from liability on his bond. He shall report, at the annual meeting, the state of his account, a classified statement of all receipts and a detailed list of all expenditures and disbursements incurred during the year. He shall keep all receipts and vouchers on file and draw no checks on the Depository unless the warrants are authorized to be drawn, by the Association or President. He shall perform such other duties as the Association may from time to time require by resolution. At the expiration of his term of office or at any time, upon the request of the President, all moneys, funds, accounts, books, records, documents, papers, vouchers, etc., that may be in his possession, he shall deliver to his successor or upon demand, to the Association.

* This office was divided into two offices by a vote of members at the August 13th, 1949 annual meeting.

Section 4. The Ticonderoga National Bank of Ticonderoga, New York is hereby designated and named as the Depository of this Association.
Depository Said Depository shall receive from the Secretary-Treasurer any money offered by him and furnished deposit book and statement therein of each deposit. The Depository shall pay out of said deposits only warrants or checks drawn on it when signed by the President and counter-signed by the Secretary-Treasurer.

Section 5. All officers shall hold over in office until their successors
Term of have been chosen and qualified.
Office

ARTICLE V - (Committees & their Duties)

- Section 1. The Advisory Committee shall consist of not less than three (3) members to be elected as set forth in ARTICLE III Section 3 and a majority present at a meeting shall constitute a quorum.
- Section 2. The Committee on Fisheries shall consist of not less than three (3) members to be elected as set forth in ARTICLE III Section 3 and a majority present at a meeting shall constitute a quorum.
- Section 3. The duties of the Advisory Committee shall be the examination of all books, securities and at such times as the President may direct, upon which examination they shall submit their report. Upon direction by the President they shall make such other investigations and reports as may be prescribed by the President.
- Section 4. The duties of the Fisheries Committee shall be confined to matters pertaining to the Forest, Fish and Game Laws of the State of New York and of the United States and under direction of the President they shall take full charge of matters of the Fisheries Association appertaining to the protection of the forest, fish and game, the restocking of Eagle Lake from the hatcheries, the protection of the spawning beds, the maintenance and care of the fish-way dam and spillway at the outlet of Eagle Lake and such other analogous matters as may, from time to time, be determined upon by the members of the Association.
- Section 5. Members of the various Committees shall elect in their chairman and any other officers they may deem necessary and the President of this Association shall be an ex-officio member of all Committees.
- Section 6. No committee shall incur any expense unless authorized by the President or Association and all Committees shall operate under the direction of the President. All Committees shall hold over in office until their successors have been chosen and qualified.

ARTICLE VI - (Order of Business)

- Section 1. 1st - Enrolling names of officers & members present.
2nd - Reading minutes of the previous meeting.
3rd - Communications.
4th - Reports of Officers.
5th - Reports of Committees.
6th - Resolutions.
7th - Proposals & balloting for new members.
8th - Payment of dues & bills allowed.
9th - Election of Officers & Committees.
10th- Unfinished business.
11th- New business.
12th- Good & welfare of the Association.

ARTICLE VII - (Rules of Order)

Section 1. All reports of Committees & Officers shall be submitted in Committee writing and spread upon the minutes.
& Officer
Reports

Section 2. The meetings of the Association shall be conducted in accordance with the rules in Cushing's Manual as far as applicable and all construction of terms shall be construed and recognized as defined in Webster's Unabridged Dictionary.

ARTICLE VIII - (Meetings)

Section 1. The annual meeting of the Association shall be held at Eagle Lake in the month of August of each year, on that day when most of the property-owners are liable to be present. At this meeting the annual election of Officers & Committees shall be held.

Section 2. Special meetings shall be called by the Secretary-Treasurer whenever requested by the President or at the request of any five (5) members of the Association and whenever a special meeting is called, notice of said meeting shall be sent by mail to all the members & said meeting shall not be held within less than five (5) days from the date of said notification. At any meeting, a majority vote of the members present or represented by proxy shall decide a question, but a two-thirds (2/3) vote of the members present & represented shall be required to decide the removal from office of any officer or committee-man.

ARTICLE IX - (Fees, Dues, & Assessments)

Section 1. The membership fee shall be One Dollar (\$1.00) for each new membership.

Section 2. The dues of members shall be One Dollar (\$1.00) per year, payable annually in advance of the first day of August.

Section 3. When the lack of funds in the hands of the Treasurer require it in order to carry out the purposes and objects for which this Association as formed, assessments not to exceed Ten Dollars (\$10.00) at any one levy per member, shall be levied on each member by the Secretary-Treasurer upon the consent of the majority of the Advisory Committee. All assessments when levied shall be pro-rated equally among the enrolled members of the Association at the time the levy or assessment is called.

ARTICLE X - (Privileges, Rights & Eligibility of Members)

Section 1. Any member who is in good standing in the Association may be Officer & eligible to office or as a Committeeman.

Committeeman
Eligibility

Section 2. Whenever a member ceases to be a property-owner as qualified Cessation in ARTICLE I Section 1, he shall, ipso facto, cease to be a of member & be no longer entitled to the privileges & rights of Membership this Association.

ARTICLE XI - (Election of Applicants for Membership)

Section 1. No application for membership shall be considered or accepted Membership by the Association unless the applicant can qualify under Applica- ARTICLE I Section 1 of these Bylaws and unless the application tion shall be offered in writing, endorsed by a member in good Require- standing and be accompanied by the prescribed membership fee ments and dues for the current year.

Section 2. All applicants shall be subject to being elected as a member Election by a secret ballot of the members and two negative votes of New shall be equivalent to rejection in which case the accompanying Members fee & dues of the applicant shall be returned to the applicant.

Section 3. Each applicant for membership shall be required to fill out New and sign the blank form of application herewith prescribed:

Membership
Form

(Form of Application)

Date -----

To the President & Members of the Eagle (Chilson) Lake Property Owners' Association

The undersigned being an owner or joint owner of land, bordering (or adjacent to land bordering) on Eagle Lake, New York and if elected as a member of your Association agreeing to the Bylaws and willing to pay the requisite fees, dues, & assessments, hereby makes application for membership in your Association.

Endorsed by Member-----
Applicant Signature-----
P.O. Address -----
Accompanying Fee \$1.00
Accompanying Dues \$1.00
Year -----

ARTICLE XII - (Payment of Dues, etc.)

Section 1. Any member who shall be delinquent for any indebtedness and Delinquent who shall fail to pay such indebtedness within one month of Dues, notification by the Secretary-Treasurer shall be, ipso facto, Suspension suspended from all the privileges of members of the Association until such indebtedness shall be paid but this shall not & Expulsion limit the power of the Association to expel. No member's account for indebtedness shall exceed five dollars (\$5.00).

ARTICLE XIII - (Suspension, Expulsion & Resignation)

Section 1. The penalty of suspension & expulsion shall not be inflicted Suspension except upon a vote of two-thirds (2/3) of the members present Expulsion & represented at a meeting.

Section 2. Any member in good standing and not indebted to the Association may withdraw his membership by resignation, if offered Resigna- in writing over his signature, but all memberships shall tion cease automatically with nonownership of property in accordance with ARTICLE I Section 1.

Section 3. A member who has been suspended from the privileges of members or who has resigned his membership may be reinstated Reinstatement by a majority vote at a meeting upon having paid all his arrearages.

Section 4. No member who shall have been expelled for misdemeanor, Ineligible misconduct or for having brought reproach upon the Association for Reinstatement shall be eligible for reinstatement.

Section 5. All voting relative to the suspension or expulsion of a member Expulsion must be cast by secret ballot. Suspension Vote

ARTICLE XIV - (Complaints & Suggestions)

Section 1. Any member desiring to make complaints or to offer suggestions Writing a to the Association shall do so by reducing the same to writing Complaint/ over his signature addressed to the Secretary- Treasurer of the Suggestion Association who shall then refer such communication for investigation.

ARTICLE XV - (Registry & Notices)

Section 1. All members of the Association shall have their post-office P.O. address enrolled by the Secretary-Treasurer and shall notify Address him of any change of address. Registry

Section 2. Notice mailed to the address of any member as noted in the members' list of addresses shall be considered as properly sent and shall be held to have been received within five (5) days after having been mailed.

ARTICLE XVI - (Quorum)

Section 1. Not less than five (5) enrolled members shall constitute Quorum for a quorum for the transaction of the business of the Association.

Section 2. A quorum of Committees shall be as set forth in ARTICLE V Quorum for Sections 1 & 2. Committees

ARTICLE XVII - (Proxy Votes) (Property owners)

Section 1. Any member in good standing may designate any other member in good standing, who shall present written credentials of the member he is to represent, but such credentials and proxies shall be governed by ARTICLE X and shall only be honored and recognized for the designated meeting and for that meeting only, after having been validated by the President. Such vote shall then be binding on the member delegating said credentials whether as an individual, as a firm or as a corporation.

ARTICLE XVIII - (Amendments to Bylaws)

Section 1. Any amendments, additions or alterations to these Bylaws Amendments will require a two-thirds (2/3) majority vote of the total number of members enrolled who are in good standing.

This Constitution & Bylaws were adopted unanimously at a meeting of the members of the Eagle (Chilson) Lake Property Owners' Association held at Eagle Lake, N.Y. on August 21st, 1908.

-AMMENDMENTS TO BYLAWS-

August 10th, 1940 -Resolution- Until further action the annual dues of the members shall be remitted from 1940 on, excepting dues in arrears, and the Secretary-Treasurer shall enter and record dues charged and dues remitted by each member.