

## Retention and Classification Report

**Agency:** Emery County (Utah). County Clerk (338)

Emery County Courthouse  
75 East Main, P.O. Box 907  
Castle Dale, UT 84513  
435-381-2139

**Records Officer:** \_\_\_\_\_

17840	*Articles of incorporation alphabetical index
17823	*Articles of incorporation record books
84033	*Articles of incorporation record books of LDS church wards
84038	*Birth registers
84040	*Death registers
17852	*Incorporation case files
06124	Marriage licenses
23475	*Marriage records

**AGENCY:** Emery County (Utah). County Clerk

**SERIES:** 17840

4

**TITLE:** Articles of incorporation alphabetical index

**DATES:** 1886-1961.

**ARRANGEMENT:** Alphabetical by company name

**DESCRIPTION:**

This is an alphabetical index of companies incorporated to do business in Emery County which was created by the Emery County Clerk to facilitate access to the Articles of Incorporation Record Books and the Incorporation Case Files. The series provides the case file number, corporation name, date of filing, record book, page number, amendments, notes, and capital stock amount.

**RETENTION AND DISPOSITION AUTHORIZATION:**

Retention and disposition for this series were specifically approved by the State Records Committee.

**APPROVED:** 09/1991

**FORMAT MANAGEMENT:**

Paper: Retain in Office permanently after being microfilmed.

Microfilm master: Retain in State Archives permanently with authority to weed.

Microfilm duplicate: Retain in State Archives permanently with authority to weed.

**APPRAISAL:**

These records have historical, and/or legal value(s).

Because of the importance of incorporation information, which documents the organization and existence of companies, the county clerk is required by law [UCA sections 3 and 16] to maintain incorporation case files and record books (and likewise their corresponding indexes).

**AGENCY:** Emery County (Utah). County Clerk

**SERIES:** 17840

**TITLE:** Articles of incorporation alphabetical index

(continued)

**PRIMARY DESIGNATION:**

Public

**AGENCY:** Emery County (Utah). County Clerk

**SERIES:** 17823

4

**TITLE:** Articles of incorporation record books

**DATES:** 1889-1961.

**ARRANGEMENT:** Chronological

**DESCRIPTION:**

These volumes record copies of Articles of Incorporation filed with the Emery County Clerk by newly organized corporations. The registers were kept as the official copy which was available for public use. The actual articles of incorporation record the following: names of the incorporators and their places of residence, the length of the corporation's duration, the pursuit of business agreed upon, amount of stock each shareholder receives, description of stock classes, number and kind of corporate officers, and the number of directors necessary to transact corporate business.

Under current Utah law and the laws of the territorial legislature, individuals desiring to incorporate, were to file and record articles of incorporation with their respective county clerk. These agreements specified the nature and place of business, amount of stock to be issued, terms for officers, etc. The clerk in turn issued certificate of incorporation and recorded the final articles of incorporation in these record books. The series officially ended in 1961 when registration of corporations was transferred to the State government and the Division of Corporations was created. However, a few corporations were added to the series after that time.

**RETENTION AND DISPOSITION AUTHORIZATION:**

Retention and disposition for this series is proposed and has not yet been approved.

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Because of the importance of incorporation information, which documents the organization and existence of companies, the county clerk is required by law [UCA sections 3 and 16] to maintain

**AGENCY:** Emery County (Utah). County Clerk

**SERIES:** 17823

**TITLE:** Articles of incorporation record books

(continued)

incorporation case files and record books (and likewise their corresponding indexes).

**PRIMARY DESIGNATION:**

Public

**AGENCY:** Emery County (Utah). County Clerk

**SERIES:** 84033

4

**TITLE:** Articles of incorporation record books of LDS church wards

**DATES:** 1887.

**ARRANGEMENT:** Chronological

**TOTAL VOLUME:** 2.00 reels.

**DESCRIPTION:**

These volumes record copies of Articles of Incorporation files with the Emery County Clerk of the County Court by LDS Church Wards. The record books were kept as the official copy which was available for public use. The actual articles of incorporation record the following: names of the corporation officers including the office of President which was filled by the Bishop of the ward, names of ward members and oaths of office. The Articles of Incorporation state that members of the ward "desired to become a body corporate, under and in accordance with the existing laws of Utah Territory, and had met for that purpose." The law of the Utah Territory stated "that any number of persons associated together for religious, social, scientific, benevolent or other purposes...when pecuniary profit is not their object...may incorporate themselves as provided in the Act (Laws of Utah, 1878, chap. 18, sec. 1).

Under current Utah law and the laws of the territorial legislature, individuals desiring to incorporate, were to file and record articles of incorporation with their respective county clerk. These agreements specified the nature and place of business, amount of stock to be issued, terms for officers, etc. The clerk in turn issued a certificate of incorporation and recorded the final articles of incorporation in these record books.

**RETENTION AND DISPOSITION AUTHORIZATION:**

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**FORMAT MANAGEMENT:**

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**AGENCY:** Emery County (Utah). County Clerk

**SERIES:** 84033

**TITLE:** Articles of incorporation record books of LDS church wards

(continued)

**APPRAISAL:**

These records have historical, and/or legal value(s).

Because of the importance of incorporation information, which documents the organization and existence of companies, the county clerk is required by law [UCA sections 3 and 16] to maintain incorporation case files and record books (and likewise their corresponding indexes).

**PRIMARY DESIGNATION:**

Public

**AGENCY:** Emery County (Utah). County Clerk

**SERIES:** 84038

4

**TITLE:** Birth registers

**DATES:** i 1898-1905.

**ARRANGEMENT:** Chronological by year but not by month. Entries were recorded in order of report, not by date of birth.

**DESCRIPTION:**

These records contain birth registers recorded during the years 1898 through 1905. Each entry has date of birth, place of birth, sex, race, color, parents' names, residence, name of informant, and an assigned number.

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**APPRAISAL:**

These records have historical value(s).

These are historical records with vital statistic information, they should be kept permanently.

**PRIMARY DESIGNATION:**

Public



**AGENCY:** Emery County (Utah). County Clerk

**SERIES:** 84040

4

**TITLE:** Death registers

**DATES:** i 1898-1905.

**ARRANGEMENT:** Chronological by year but not by month. Entries were recorded in order of report, not by date of death.

**DESCRIPTION:**

These records contain death registers for the years 1898 to 1905. Each entry has an assigned number, the name of the decedent, age, sex, race, color, term of residence, birthplace, marital status, occupation, last place of residence, causes of death, date of death, and the name of the party making the report.

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**APPRAISAL:**

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They should be kept permanently.

**PRIMARY DESIGNATION:**

Public

**AGENCY:** Emery County (Utah). County Clerk

**SERIES:** 17852

4

**TITLE:** Incorporation case files

**DATES:** 1886-1961.

**ARRANGEMENT:** Numerical by case number

**DESCRIPTION:**

Incorporation Case Files contain at a minimum the original articles of incorporation and any subsequent amendments to corporations. Some files also contain notices to pay licensing fees and taxes, oaths of office for corporate officers, annual reports, correspondence, or other miscellaneous documents. Case files are created during the length of a corporation's duration. The case file is generated when companies incorporate within Emery County and serve as evidence of "due incorporation of the corporation [UCA 16-2]."

Articles of incorporation constitute a contract between the state and corporation, between corporation and stockholders, and between the stockholders and state. The articles of incorporation record the following: names of the incorporators and their places of residence, the length of the corporation's duration, the pursuit of business agreed upon, amount of stock each shareholder receives, description of stock classes, number of kind of corporate officers, and the number of directors necessary to transact corporate business. The series ended in 1961 when registration of corporations was transferred to the State government and the Division of Corporations was created. Even though the series officially ended in 1961, several case files were added to the series up through 1978

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**AGENCY:** Emery County (Utah). County Clerk

**SERIES:** 17852

**TITLE:** Incorporation case files

(continued)

**APPRAISAL:**

These records have historical value(s).

Because of the importance of incorporation information, which documents the organization and existence of companies, the county clerk is required by law [UCA sections 3 and 16] to maintain incorporation case files and record books (and likewise their corresponding indexes).

**PRIMARY DESIGNATION:**

Public

**AGENCY:** Emery County (Utah). County Clerk

**SERIES:** 6124

4

**TITLE:** Marriage licenses

**DATES:** 1888-

**ARRANGEMENT:** Chronological

**DESCRIPTION:**

This series contains copies of the marriage licenses granted in Emery County. The information includes names, addresses, and ages of bride and groom; date and number of license; date of marriage; title and signature of person performing the ceremony; and signatures of bride, groom, witnesses, and county clerk.

**RETENTION:**

Retain permanently

**DISPOSITION:**

May Transfer to Archives.

**RETENTION AND DISPOSITION AUTHORIZATION:**

These records are in Archives' permanent custody.

**AUTHORIZED:** 08-29-2018

**FORMAT MANAGEMENT:**

Microfilm master: Retain in State Archives permanently with authority to weed.

**PRIMARY DESIGNATION:**

Public

**AGENCY:** Emery County (Utah). County Clerk

**SERIES:** 23475

3

**TITLE:** Marriage records

**DATES:** 1886-1966.

**ARRANGEMENT:** By type of record

**DESCRIPTION:**

These films include marriage license indexes, marriage license record books and indexes to same, marriage certificate record books, and mixed marriage licenses and applications.

**RETENTION AND DISPOSITION AUTHORIZATION:**

Retention and disposition for this series is authorized by Archives general schedule Vital records, GRS-285.

**AUTHORIZED:** 08-29-2018

**FORMAT MANAGEMENT:**

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**PRIMARY DESIGNATION:**

Public