17-5201. Petition for certificate of incorporation; notification and hearing. At any time hereafter any five or more individuals (hereinafter referred to as the "incorporators"), citizens of this state, may form an association to promote thrift and home financing, subject to approval as hereinafter provided in this act, by signing and acknowledging before an officer competent to take acknowledgments of deeds, two copies of a petition for a certificate of incorporation in substantially the following form, which shall be filed with the commissioner, accompanied by the incorporation fee:

PETITION FOR CERTIFICATE OF INCORPORATION

_____, _____,
(City) (State)

_____ (Date)

Savings and loan commissioner,

_____
(Address)

THE UNDERSIGNED RESPECTFULLY APPLY FOR PERMISSION TO ORGANIZE A SAVINGS AND LOAN ASSOCIATION UNDER THE NAME AND STYLE OF _____ SAVINGS AND LOAN ASSOCIATION _____, WITH HOME OFFICE TO BE LOCATED AT _____, IN THE COUNTY OF _____. IN support of our petition, we submit the following:

1. ALL PETITIONERS ARE CITIZENS OF THE STATE OF _____ AND ARE DESIROUS OF FORMING A LOCAL MUTUAL THRIFT AND HOME-FINANCING association in which people may invest their funds and which will provide primarily for the financing of homes.

2. ALL PETITIONERS ARE RESPONSIBLE PERSONS OF GOOD CHARACTER. THERE IS A NEED FOR SUCH AN INSTITUTION IN THE COMMUNITY IN WHICH THE HOME OFFICE OF THE ASSOCIATION IS TO BE LOCATED; THERE IS A REASONABLE PROBABILITY FOR ITS SUCCESS AND USEFULNESS; AND IT CAN BE established without undue injury to existing properly conducted local thrift and home-financing institutions.

3. APPLICANTS ARE READY TO SUBMIT TO THE SAVINGS AND LOAN COMMISSIONER AND TO THE SAVINGS AND LOAN BOARD SUCH EVIDENCE OF the facts herein stated as required by the commissioner or the board.

4. PETITIONERS AGREE NOT TO REPRESENT THEMSELVES AS AUTHORIZED TO DO BUSINESS UNTIL THIS APPLICATION IS APPROVED AND FURTHER agree that upon issuance of a certificate of incorporation to such petitioners, they will proceed only in accordance with provisions of the savings and loan act and rules and regulations made thereunder.

5. NAMES AND POST-OFFICE ADDRESSES OF THE INCORPORATORS, ALL OF WHOM ARE CITIZENS OF THE STATE OF _____, AND THE REQUIRED AMOUNTS PAID IN BY EACH OF THE INCORPORATORS TO THE CHAIRPERSON OF THE INCORPORATORS, AS NOTED BELOW, UPON SUBSCRIPTIONS TO THE capital in the aggregate sum of $_____ are as follows:

Names	Post-office Addresses	Capital Paid In Full
_____	_____	$_____
Chairperson _____	_____	$_____
_____	_____	$_____
_____	_____	$_____
_____	_____	$_____
_____	_____	$_____

Total paid-in capital $_____

6. *Directors.* THE NAMES AND POST-OFFICE ADDRESSES OF THE MEMBERS, WHO SHALL SERVE AS DIRECTORS UNTIL THE FIRST ANNUAL meeting of the members, are as follows:

Names	Post-office Addresses
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

In Witness Whereof, WE HAVE SIGNED AND ACKNOWLEDGED THIS CERTIFICATE OF INCORPORATION IN DUPLICATE. DATED THIS _____ DAY OF _____, 19__.

_____
_____
_____
_____
_____

State of _____, County of _____, ss.

ON THIS _____ DAY OF _____, 19__, BEFORE ME, _____, A NOTARY PUBLIC FOR THE STATE OF _____, PERSONALLY APPEARED _____ TO ME KNOWN AND KNOWN TO ME TO BE THE PERSONS DESCRIBED AS THE INCORPORATORS IN AND WHO EXECUTED THE FOREGOING CERTIFICATE OF INCORPORATION AND SEVERALLY ACKNOWLEDGED THE CERTIFICATE OF INCORPORATION TO BE THE ACT AND DEED OF THE SIGNERS respectively and that the facts therein stated are truly set forth.

_____
Notary Public.

Upon the receipt of this petition, the commissioner shall notify each association having its home office in the applicant's county of such petition for certificate of incorporation, by registered mail. Such notification shall contain the information required under subsection (e) of K.S.A. 77-518, and amendments thereto. The savings and loan board shall conduct a hearing on the petition in accordance with the provisions of the Kansas administrative procedure act. The board shall inquire into the advisability of the issuance of a certificate of incorporation and shall approve or disapprove the incorporation.

History: L. 1943, ch. 133, § 2; L. 1988, ch. 356, § 55; July 1, 1989.