



# ARTICLES OF INCORPORATION

## (Non-Profit)

(Instructions on back of application)

The undersigned, in order to form a Non-Profit Corporation under the provisions of Title 30, Chapter 3, Idaho Code, submits the following articles of Incorporation to the Secretary of State.

**Article 1:** The name of the corporation shall be:

10 BIRCH CREEK WATER USERS ASSOCIATION OF LATERAL INC

**Article 2:** The purpose for which the corporation is organized is:

DISTRIBUTION OF WATER TO MEMBERS AND ALL THINGS ALLOWED FOR NON PROFITS

**Article 3:** The street address of the registered office is: 205 S CENTER OAKLEY, IDAHO 83346

and the registered agent at such address is: BLAKE MATTHEWS

**Article 4:** The board of directors shall consist of no fewer than three (3) people. The names and addresses of the initial directors are:

BLAKE MATTHEWS

TIM PAYTON

JIM MCBRIDE

**Article 5:** The name(s) and address(es) of the Incorporator(s):

BLAKE MATTHEWS

TIM PAYTON

JIM MCBRIDE

**Article 6:** The mailing address of the corporation shall be:

BOX 207 OAKLEY, IDAHO 83346

**Article 7:** The corporation (  does  does not ) have voting members.

**Article 8:** Upon dissolution the assets shall be distributed:

SEE ATTACHED EXHIBIT "A"

Signatures of all incorporators:

\_\_\_\_\_  
 BLAKE MATTHEWS  
 Typed Name:

\_\_\_\_\_  
 TIM PAYTON  
 Typed Name:

\_\_\_\_\_  
 JIM MCBRIDE  
 Typed Name:

\_\_\_\_\_  
 Typed Name:

\_\_\_\_\_  
 Typed Name:

Customer Acct #:

(if using pre-paid account)

Secretary of State use only

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Revised 07/2002

## EXHIBIT A

### ARTICLE 8

Upon the dissolution of the corporation, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. Any such assets not so disposed of shall be disposed of by a Court of Competent Jurisdiction of the county in which the principal office of the corporation is then located, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

### ARTICLE 9

No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article 2 hereof. No substantial part of the activities of the corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office. "Notwithstanding any other provision of these articles, this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the purposes of this corporation."