

LAW OFFICES OF  
WARDEN, CHRISTIANSEN, JOHNSON & BERG

P. O. BOX 859

KALISPELL, MONTANA 59901

November 8, 1984

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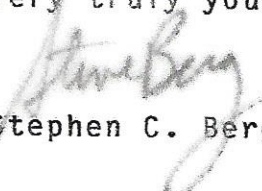
Mr. John Frederick  
P. O. Box 1  
Polebridge, Montana 59928

Re: North Fork Preservation Association, Inc.

Dear John:

Enclosed is a final copy of your bylaws as well as the rough draft which you dropped by my office recently. This will conclude my services for the Association. Good luck.

Very truly yours,

  
Stephen C. Berg

SCB/mb  
Enclosure

ARTICLES OF INCORPORATION  
OF  
NORTH FORK PRESERVATION ASSOCIATION, INC.

I the undersigned, a citizen of the United States, being of legal age, and acting as the incorporator for the purpose of forming a nonprofit corporation under the provisions of the Montana Nonprofit Corporation Act, Title 35, Chapter 2, Montana Code Annotated, do hereby adopt the following Articles of Incorporation for such nonprofit corporation:

ARTICLE I. NAME

The name of this nonprofit corporation is and shall be:  
NORTH FORK PRESERVATION ASSOCIATION, INC.

ARTICLE II. DURATION

The corporation shall have perpetual existence.

ARTICLE III. PURPOSES

The purposes for which this corporation is organized are exclusively charitable and educational purposes, within the meaning contemplated by Section 501 (c) (3) of the Internal Revenue Code of 1954 and its Regulations as the same now exist, or as they may hereafter be amended from time to time, which purposes are more particularly set forth hereafter:

- a) To represent Association members in expressing their concerns on questions relevant to the environment of the drainage of the North Fork of the Flathead River, Flathead County, Montana.

- b) To instruct and educate the public on the values of the wildlife, vegetation and topography and water courses of the North Fork area.
- c) To work and cooperate with other citizens and organizations or groups interested in the same or similar purposes as set forth herein.
- d) To conduct fund-raising projects and otherwise solicit and receive donations and funds for the accomplishment of its exempt purposes.
- e) To promote, encourage, conduct and operate such other charitable, educational, civic and social purposes as the members of this corporation may from time to time deem fit and proper.
- f) To make and enter into all manner and types of contracts, agreements, and obligations by or with any person, corporation, or public agency or department, and to borrow money by issuing its own notes or other evidence of indebtedness, securing the same as it may deem best, provided any such contracts, agreements, obligations and borrowing of money are suitable or proper for the accomplishment of any of the exempt purposes or the attainment of any of the objects herein set forth.
- g) To do all and everything, suitable or proper for the accomplishment of any of the exempt purposes or the attainment of any of the objects herein set forth, and to do every other act or acts, thing or things incidental or appurtenant to or



growing out of or connected with the corporation.

#### ARTICLE IV. POWERS

The powers of this corporation shall be those powers granted by the laws of the State of Montana. The provisions of Article III shall be construed both as purposes and powers and each as an independent purpose and power in furtherance of, and not in limitation of, the powers which the corporation may have under present or future laws of the State of Montana.

#### ARTICLE V. NONPROFIT

The corporation is not organized for profit, and no part of the net earnings of the corporation shall inure to the benefit of, or be distributed to, its members, officers, directors, or other private persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered to or for the corporation in furtherance of one or more of its exempt purposes set forth in Article III hereof. The corporation shall be nonstock. The corporation shall further not carry on any activities not permitted to be carried on by a nonprofit corporation either under the laws of the State of Montana or under Sections 501(c) (c) (3) and 170 (c) (2) of the Internal Revenue Codes of 1954 and its Regulations for tax exempt organizations as the same now exists, or as they may hereafter be amended from time to time.

#### ARTICLE VI. DISSOLUTION

In the event of dissolution of the corporation, no member, officer, director or private individual shall be entitled to any

distribution or division of its remaining property or its proceeds. The balance of all its assets, after the payment of all the liabilities of the corporation, shall be disposed of and distributed by the Board of Directors exclusively for the same purposes as this corporation, in such manner or to such organization or organizations as may be engaged in activities substantially similar to this organization and which shall at the time qualify as an exempt organization or organizations under Section 501 (c) (3) of the Internal Revenue Code of 1954 (or the corresponding provision of any future Internal Revenue Law), as the Board of Directors shall determine. Any such assets not so disposed of shall be disposed of by the District Court of Flathead County or other county in which the principal office of the corporation may be then located, exclusively for such purposes or to such organization or organizations as said Court shall determine, which are engaged in activities substantially similar to this corporation and which are operated exclusively for exempt purposes.

ARTICLE VII. REGISTERED OFFICE AND AGENT

a) The address of the initial registered office of the corporation is:

P. O. Box 4  
Polebridge, Montana 59928.

b) The name of the initial registered agent of this corporation is:

John Frederick, Jr.



## ARTICLE VIII. DIRECTORS

a) The number of directors shall be between three (3) and seven (7), and such number may from time to time be increased or decreased in such manner as prescribed by the Bylaws. In no event shall the number of directors be decreased to less than three (3).

b) The number of directors constituting the initial Board of Directors shall be three (3) and the names and addresses of the persons who are to serve as the initial directors are as follows:

<u>Name</u>	<u>Address</u>
John Frederick, Jr.	P. O. Box 4 Polebridge, Montana 59928
Frank Vitale	Red Meadow Road Polebridge, Montana 59928
Bettie Jacobsen	P. O. Box 34 Polebridge, Montana 59928

## ARTICLE IX. INCORPORATORS

The name and address of the incorporator is:

<u>Name</u>	<u>Address</u>
John Frederick, Jr.	P. O. Box 4 Polebridge, Montana 59928

## ARTICLE X. AMENDMENT

Any provision in these Articles of Incorporation may be amended in the manner provided by law, except that the purposes of the corporation's organization and operation as set forth in Article III and the limitations and prohibitions contained in Articles IX,

V, and VI, shall always be consistent and in conformity with the original purposes of this corporation and the laws of the State of Montana.

IN WITNESS WHEREOF, the undersigned has hereunto affixed his signature at Polebridge, Montana, this 4th day of June, 1984.

John Frederick, Jr.  
John Frederick, Jr.

STATE OF MONTANA )  
                          ) ss.  
County of Flathead)

On this 4th day of June, 1984, before me, the undersigned, a Notary Public for the State aforesaid, personally appeared JOHN FREDERICK, JR., known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year first above written.

\_\_\_\_\_  
Notary Public for the State of Montana  
Residing at Kalispell, Montana  
My Commission expires July 1, 1984