

# NORTH CAROLINA

## Department of The Secretary of State

---

To all whom these presents shall come, Greetings:

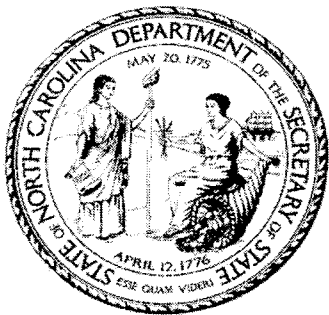
I, **ELAINE F. MARSHALL**, Secretary of State of the State of North Carolina, do hereby certify the following and hereto attached to be a true copy of

### ARTICLES OF INCORPORATION

OF

**THE MIDDLE CREEK HIGH SCHOOL BAND BOOSTER CLUB, INC.**

the original of which was filed in this office on the 4th day of April, 2003.



IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at the City of Raleigh, this 4th day of April, 2003

*Elaine F. Marshall*

Secretary of State

23 085 5084

State of North Carolina  
Department of the Secretary of State

ARTICLES OF INCORPORATION  
NONPROFIT CORPORATION

Pursuant to §55A-2-02 of the General Statutes of North Carolina, the undersigned corporation does hereby submit these Articles of Incorporation for the purpose of forming a nonprofit corporation.

1. The name of the corporation is: The Middle Creek High School Band Booster Club, Inc.
2.  (Check only if applicable.) The corporation is a charitable or religious corporation as defined in NCGS § 55A-1-40(4).
3. The street address and county of the initial registered office of the corporation is:  
Number and Street: 123 Middle Creek Park Avenue  
City, State, Zip Code: Apex, North Carolina 27539-3888 County: Wake County
4. The mailing address *if different from the street address* of the initial registered office is:  
same
5. The name of the initial registered agent is: John J. Enloe - Band Director
6. The name and address of each incorporator is as follows:  
William G. Harriss - Post Office Box 51009, Durham, North Carolina 27717-1009 (Durham County)
7. (Check either a or b below.)
  - a.  The corporation will have members.
  - b.  The corporation will not have members.
8. Attached are provisions regarding the distribution of the corporation's assets upon its dissolution.
9. Any other provisions which the corporation elects to include are attached.
10. The street address and county of the principal office of the corporation is:  
Number and Street: 123 Middle Creek Park Avenue  
City, State, Zip Code: Apex, North Carolina 27539-3888 County: Wake County
11. The mailing address *if different from the street address* of the principal office is:  
same

12. These articles will be effective upon filing, unless a later time and/or date is specified: \_\_\_\_\_

This is the 3 day of March, 2003.



Signature of Incorporator

William G. Harriss **INCORPORATOR**

Type or print Incorporator's name and title, if any

Filing fee is \$60. This document and one exact or conformed copy of these articles must be filed with the Secretary of State.

CORPORATIONS DIVISION

P.O. BOX 29622

RALEIGH, NC 27626-0622

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.
9. (a) Said corporation is organized exclusively for charitable, religious, educational, and scientific purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code.
- (b) 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 paragraph 9. (a) 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, the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or (b) by a corporation, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code, or the corresponding section of any further federal tax code.