

C 135018

FILED/EFFECTIVE

## ARTICLES OF INCORPORATION

OF

## LOWMAN VOLUNTEER FIRE DISTRICT, INC.

IDAHO SECRETARY OF STATE  
08/02/2000  
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The undersigned, acting as the incorporator of a nonprofit corporation ("Corporation") organized under and pursuant to the Idaho Nonprofit Corporation Act, Chapter 3, Title 30 of the Idaho Code ("Act"), adopt the following Articles of Incorporation for the Corporation.

### Article 1 - Name

The name of the Corporation is Lowman Volunteer Fire District, Inc.

### Article 2 - Nonprofit Corporation

The Corporation is organized as a non-profit corporation in the State of Idaho.

### Article 3 - Term of Existence

The Corporation shall have a perpetual existence.

### Article 4 - Statement of Purpose

The purposes for which this Corporation is formed are and shall be: (1) To provide fire protection/fighting services to all property within the District boundaries and to respond to fire fighting assistance requests in accordance with current Mutual Aid Agreements with other agencies, including fire prevention and public information activities within the District boundaries; (2) to hold real and personal property and provide by lease, purchase, contract or agreement any other need of its members, and (3) to do anything not prohibited by law, necessary or requisite for the furthering of the purposes of this Corporation.

Provisions for the regulation of the internal affairs of the Corporation shall be set forth in the Bylaws.

### Article 5 - Limitations

No part of the net earnings or the assets of the Corporation shall inure to the benefit of, or be distributable to, its members, directors, 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 4, above. 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 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 by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended from time to time.

#### **Article 6 - Membership & Dues**

The Corporation shall have members who shall have such rights as are provided in the Act and are consistent with the management authority that these Articles grant the Board of Directors of the Corporation. Any person may become a member of the Corporation upon payment of the annual dues fixed by the Board of Directors. Membership in the Corporation shall not entitle a person to any interest in the assets of the Corporation, but only to participate in the affairs of the Corporation through meetings of the members as set forth in the Bylaws of the Corporation as in effect from time to time.

Membership dues may be charged to all members or classes of membership in equal amounts or in different amounts or proportions upon different members or classes of membership and some members or classes of membership may be made exempt from such membership dues. The Board of Directors is authorized to fix the amount of membership dues from time to time, and to make them payable at such times or intervals, and upon such notice, and by such methods as the Board of Directors may prescribe.

#### **Article 7 - Board of Directors**

The business of the Corporation shall be managed by its Board of Directors. The Board of Directors shall consist of not less than three (3) nor more than five (5) individuals, each of whom, at all times, shall be a member of the Corporation. The actual number of Directors shall be fixed by the Bylaws of the Corporation. Other than the Directors constituting the initial Board of Directors, who are designated in these Articles, the Directors shall be elected or appointed by the existing Directors in the manner and for the term provided in the Corporation's Bylaws. The names and street addresses of the persons constituting the initial Board of Directors are:

<u>Name</u>	<u>Address</u>
Paul Robert Rekow	5 Red Fox Lowman, ID 83637
Theresa L. Brown	15 Victory Lane Lowman, ID 83637
Robert John Heiss	131 Alder Drive Lowman, ID 83637

John D. Rice

12 Willow Drive  
Lowman, ID 83637

Stanley N. Erskine

PO Box 1292  
Boise, ID 83701-1292

#### **Article 8 - Principal Place of Business & Registered Agent**

The location and street address of the Corporation's initial registered office shall be 7267 Highway 21, Lowman, Boise County, Idaho 83637. The name of the initial registered agent at the above address is Paul Robert Rekow.

#### **Article 9 - Amendment to Articles**

These Articles of Incorporation may be amended by a majority of the members at any meeting of the members called in accordance with the Corporation's Bylaws.


#### **Article 10 - Distribution on Dissolution**

At the dissolution of the Corporation, any funds remaining of the Corporation, after payment of all debts of the Corporation, shall be distributed to such organization(s) that at such time qualify as exempt organizations under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended from time to time, in such manner as the Board of Directors shall decide.

#### **Article 11 - Incorporator**

The name and street address of the incorporator is Stanley N. Erskine, PO Box 1292, Boise, Idaho 83701-1292.

Dated the 20<sup>th</sup> day of JULY, 2000.

  
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Stanley N. Erskine