

**ARTICLES OF INCORPORATION  
OF**

**EASTERN IDAHO COMMUNITY REUSE ORGANIZATION, INC.**

**FILED EFFECTIVE**

30 JAN 10 PM 2:14

STATE OF IDAHO

KNOW ALL MEN BY THESE PRESENTS:

That to effect organization of a nonprofit corporation organized under Title 30, Chapter 3, Idaho Code (Idaho Nonprofit Corporation Act), the following are hereby declared the articles of incorporation of the corporation.

I.

The name of the corporation is "Eastern Idaho Community Reuse Organization, Inc."

II.

The corporation is not organized or operated for profit; and is operated exclusively for the promotion of the social welfare of the citizens of the seven-county region of Eastern Idaho within the meaning of ' 501(c)(4) of the Internal Revenue Code of 1986, or corresponding section of any future federal tax code. The corporation shall be a nonprofit corporation under state law, and its principal function shall be to encourage and promote economic development in the seven-county region of eastern Idaho in cooperation with the Eastern Idaho Economic Development Council, Inc.; and specifically to participate in facilities reuse programs of the U.S. Department of Energy under 42 U.S.C. ' 72741 and 10 CFR Part 770, related to downsizing at the Idaho National Engineering and Environmental Laboratory.

III.

The powers of this corporation shall be co-extensive with those provided for in Idaho Code ' ' 30-3-24 and 30-3-25 being sections of the Idaho Nonprofit Corporation Act. Provided, further, and notwithstanding anything herein to the contrary, the corporation shall exercise only such powers as are in furtherance of the exempt purposes of the organization set forth in that portion of ' 501(c) of the Internal Revenue Code of 1986, under which the corporation chooses to qualify for exemption, as the same now exists, or as it may be amended from time to time.

IV.

The duration of this corporation shall be perpetual.

**ARTICLES OF INCORPORATION  
OF EASTERN IDAHO COMMUNITY  
REUSE ORGANIZATION, INC. - 1**

IDAHO SECRETARY OF STATE  
01/10/2003 05:00  
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1 @ 30.00 = 30.00 INC NONP # 2  
1 @ 20.00 = 20.00 NON EXPIDI # 3

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V.

The street address of the corporation's registered office in the State of Idaho is: 151 N. Ridge Avenue, Suite 260, Idaho Falls, Idaho. The name of the corporation's registered agent at such street address is James K. Bowman.

VI

The number of directors constituting the board of directors of the corporation is seven. The names and addresses of the persons who shall serve as initial Directors of the corporation are:

Mark S. Young  
Raymond James Financial Services, Inc.  
P.O. Box 51996  
Idaho Falls, Idaho 83402-1996

Randy J. Kern  
2230 E. Greenbrier Drive  
Idaho Falls, Idaho 83404

Linda Milam  
308 Constitution Way  
Idaho Falls, Idaho 83402

Kimber Ricks  
Ricks College, Kimball 220  
Rexburg, Idaho 83460-4140

DeVaughn Shipley  
501 N. Maple  
Blackfoot, Idaho 83221

Clay Condit  
P.O. Box 16  
Arco, Idaho 83213

Glen Pond  
25 East Main Street  
Rexburg, Idaho 83440

These initial Directors shall establish a complete Board of Directors within 60 days of the filing of these Articles of Incorporation with the Idaho Secretary of State. The directors of the Corporation will be established according to the Bylaws of the Corporation. Pursuant to Idaho Code ' 30-3-65(2), increase in the number of directors beyond the number provided in this Paragraph shall be by initial adoption of or amendment to the By-Laws of the corporation.

VII.

Pursuant to Idaho Code ' 30-3-36, the corporation shall not have members.

VIII.

No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members (if members are authorized by subsequent amendment of these Articles of Incorporation), 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 II hereof. 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 provisions 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 ' 501(c)(4) of the Internal Revenue Code of 1986, or corresponding section of any future federal tax code.

IX.

Upon dissolution of the corporation, the assets remaining after satisfaction of all liabilities of the corporation or making of provision for payment of the same, shall be distributed for one or more exempt purposes within the meaning of ' 501(c) of the Internal Revenue Code of 1986, or 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 the District Court 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.

X.

The corporation shall not engage in business for profit, but shall be supported by grants, gifts, bequests, benefits, contributions, and fees, assessments or dues; together with revenues derived from government reuse activities under 42 U.S.C. ' 72741 and Title 10 CFR Part 770.

Regulation and management of the internal affairs of the corporation, including the structure of the Board of Directors, shall be as provided by the By-Laws of this Corporation, which By-Laws, not inconsistent with law or with these Articles of Incorporation, shall be adopted by the Board of Directors pursuant to Idaho Code ' 30-3-21.

## XI

The By-Laws of this Corporation may be altered, amended, or repealed and restated by the directors in the manner provided in Idaho Code ' 30-3-96.

## XII

The name and address of the incorporators are:

Mark S. Young  
Raymond James Financial Services, Inc.  
P.O. Box 51996  
Idaho Falls, Idaho 83402-1996

Randy J. Kern  
2230 E. Greenbrier Drive  
Idaho Falls, Idaho 83404

Linda Milam  
308 Constitution Way  
Idaho Falls, Idaho 83402

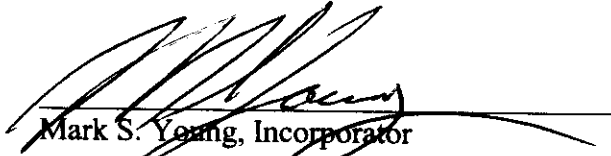
Kimber Ricks  
Ricks College, Kimball 220  
Rexburg, Idaho 83460-4140

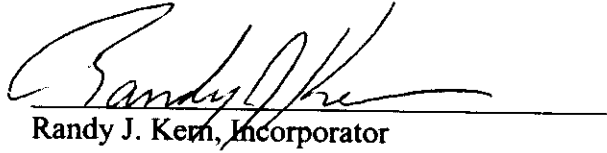
DeVaughn Shipley  
501 N. Maple  
Blackfoot, Idaho 83221

Clay Condit  
P.O. Box 16  
Arco, Idaho 83213

Glen Pond  
25 East Main Street  
Rexburg, Idaho 83440

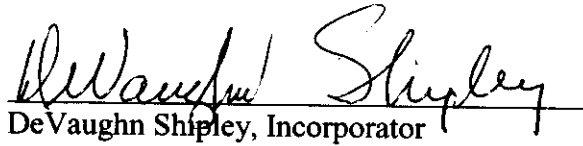
DATED this 31<sup>st</sup> day of December, 2002.

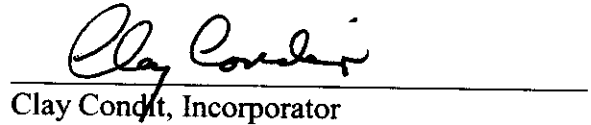
  
Mark S. Young, Incorporator

  
Randy J. Kern, Incorporator

  
Linda Milam, Incorporator

  
Kimber Ricks, Incorporator

  
DeVaughn Shipley, Incorporator

  
Clay Condit, Incorporator

  
Glen Pond, Incorporator