

**FILED EFFECTIVE**

**ARTICLES OF INCORPORATION**

2003 OCT 20 AM 9:20 OF

**LAVA LAKE FOUNDATION FOR SCIENCE AND CONSERVATION, INC.**  
STATE OF IDAHO

**ONE:** The name of the corporation is:

**LAVA LAKE FOUNDATION FOR SCIENCE AND CONSERVATION, INC.**

**TWO:**

(a) This corporation is a nonprofit public benefit corporation and is not organized for the private gain of any person. It is organized under the Idaho Nonprofit Public Corporation Act for charitable purposes.

(b) This corporation is organized exclusively to promote, conduct and disseminate scientific research on the natural communities, wildlife populations, and land use practices of the high desert and mountain regions of South-Central Idaho and to effect the restoration and long-term conservation of native ecosystems at a landscape scale. Such activities shall be conducted within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986 or the corresponding provision of any future United States internal revenue law.

(c) 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, and 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 of 1986 or the corresponding provision of any future United States internal revenue law or (b) by a corporation, contributions to which are deductible under Section 170(c)(2) of the Section 501(c)(3) of the Internal Revenue Code of 1986 or the corresponding provision of any future United States internal revenue law.

**THREE:** The names and addresses of the corporation's initial directors shall be:

Kathleen Bean  
215 North Main Street, Suite 204  
Hailey, Idaho 83333

Brian Bean  
215 North Main Street, Suite 204  
Hailey, Idaho 83333

Michael Stevens  
215 North Main Street, Suite 204  
Hailey, Idaho 83333

**FOUR:** The name and address of the corporation's initial agent for service of process is:

Michael Stevens  
215 North Main Street, Suite 204  
Hailey, Idaho 83333

IDAHO SECRETARY OF STATE  
10/20/2003 05:00  
CK: 9791 CT: 173713 BH: 707246  
1 @ 30.00 = 30.00 INC NONP # 2

**FIVE:** The name and address of the incorporator is:

Kathleen T. Bean  
215 North Main Street, Suite 204  
Hailey, Idaho 83333

**SIX: LAVA LAKE FOUNDATION FOR SCIENCE AND CONSERVATION, INC.**  
shall be a non-membership corporation.

**SEVEN:**

(a) No substantial part of the activities of this corporation shall consist of lobbying or propaganda, or otherwise attempting to influence legislation, except as provided in Section 501(h) of the Internal Revenue Code of 1986, and this corporation shall not participate in (including publishing or distributing statements) any political campaign on behalf of or in opposition to any candidate for public office.

(b) All corporate property is irrevocably dedicated to the purposes set forth in Article Two, above. No part of the net earnings of this corporation shall inure to the benefit of any if its directors, trustees, officers, private shareholders, or members, or to individuals.

(c) On winding up and dissolution of the corporation, after paying or adequately providing for the debts, obligations, and liabilities of the corporation, the remaining assets of this corporation shall be distributed to such organization(s) organized exclusively for charitable or educational purposes or for the prevention of cruelty to children or animals, which has established its tax-exempt status under section 501(c)(3) of the Internal Revenue Code of 1986 or the corresponding provision of any future United States internal revenue law.

(d) The corporation will distribute its income for each tax year at such time and in such manner as not to become subject to the tax on undistributed income imposed by Section 4942 of the Internal Revenue Code of 1986, or the corresponding provisions of any later federal tax laws.

(e) The corporation will not engage in any act of self-dealing as defined in Section 4941(d) Section 501(c)(3) of the Internal Revenue Code of 1986, or the corresponding provisions of any later federal tax laws.

(f) The corporation will not retain any excess business holdings as defined in Section 4943(c) of the Internal Revenue Code of 1986, or the corresponding provisions of any later federal tax laws.

(g) The corporation will not make any investments in such manner as to subject it to tax under Section 4944 Section 501(c)(3) of the Internal Revenue Code of 1986, or the corresponding provisions of any later federal tax laws.

Dated:

  
\_\_\_\_\_  
**KATHLEEN T. BEAN - Incorporator**

I hereby declare that I am the person who executed the foregoing Articles of Incorporation, which Articles are my act and deed.

  
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**KATHLEEN T. BEAN - Incorporator**

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