

**Amended & Restated**  
**ARTICLES OF INCORPORATION**  
**Bonner County Skatepark Association Co.**

<i>For Office Use Only</i> <b>-FILED-</b> File #: 0004029305 Date Filed: 10/9/2020 12:18:00 PM
---

The Articles of Incorporation of Bonner County Skakepark Association Co are amended and restated as follows.

**ARTICLE 1**

The name of the corporation is Bonner County Skatepark Association Co.

**ARTICLE 2**

The period of its duration is perpetual.

**ARTICLE 3**

The corporation is organized and will be operated exclusively for charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended ("Code") and its primary purpose shall be to promote, enhance, expand and maintain skateboarding terrain in Bonner County.

**ARTICLE 4**

(a) 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 Article 3 above.

(b) 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 publishing or distributing statements) any political campaign on behalf of or opposing any candidate for public office.

(c) Notwithstanding any other provision in these Articles of incorporation to the contrary, the corporation shall not carry on any activity not permitted to be carried on by a corporation exempt from federal income tax under Section 501(c)(3) of the Code, or by a corporation the contributions to which are deductible under Section 170(c)(2) of the Code.

## ARTICLE 5

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.

## ARTICLE 6

(a) Pursuant to Idaho Code Section 30-3-36, the corporation shall not have members. Unless the Board of Directors provides for another method of designation or appointment in the corporation's Bylaws, the directors, other than the initial directors, shall be elected by the Board.

(b) Nevertheless, the Board of Directors may authorize the formation of one or more groups of "Friends" or other non-voting individuals and organizations; who may provide non-binding advice on any matter, as determined by the Board of Directors.

## ARTICLE 7

The address of the initial registered office of the corporation is 121 N. 1st Avenue, Sandpoint, Idaho 83864, and the registered agent at such address is Rory Whitney.

## ARTICLE 8

The affairs of the corporation shall be managed under the direction of its board of directors, the members of which shall be elected by its initial board of directors and thenceforth by any lawful method set forth in the corporation's bylaws. The number of directors constituting the initial board of directors of the corporation is three and the names and addresses of the persons who are to serve as directors until their successors are elected and shall qualify are:

- |    |  |    |   |
|----|--|----|---|
| 1. | Rory Whitney<br>509 S. 1st Avenue<br>Sandpoint, ID 83864 | 3. | Adam Hall<br>PO Box 2602<br>Sandpoint, ID 83864 |
| 2. | Carl Preston<br>720 Pine St.<br>Sandpoint, ID 83864      |    |   |

## ARTICLE 9

These amended & restated Articles of Incorporation were adopted by unanimous vote of the Directors on September 29<sup>th</sup>, 2020.

Dated: September 29<sup>th</sup>, 2020



---

Rory P. Whitney, Director