



## Department of State.

### CERTIFICATE OF INCORPORATION

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, and legal custodian of the corporation records of the State of Idaho, do hereby certify that the original of the articles of incorporation of

ALFRED S. HORROCKS FAMILY ASSOCIATION

was filed in the office of the Secretary of State on the 23rd day of December A. D. One Thousand Nine Hundred Seventy-six and <sup>will be</sup> is duly recorded on Film No. microfilm of Record of Domestic Corporations, of the State of Idaho, and that the said articles contain the statement of facts required by Section 30-103 and Sections 30-1001 to 30-1005, inclusive, Idaho Code.

I FURTHER CERTIFY, That the persons executing the articles and their associates and successors are hereby constituted a corporation, by the name hereinbefore stated, for perpetual existence from the date hereof, with its registered office in this State located at Pocatello in the County of Bannock and as such are subject to the rights, privileges and limitations granted to Non-Profit Cooperative Associations as provided in Chapter 10, Title 30, Idaho Code.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State. Done at Boise City, the Capital of Idaho, this 23rd day of December A.D., 1976.

Secretary of State.

ARTICLES OF INCORPORATION  
OF  
ALFRED S. HORROCKS FAMILY ASSOCIATION

We, the undersigned, all being of full age, natural persons and citizens of the United States, do hereby voluntarily associate ourselves together for the purpose of forming a corporation under and by virtue of the laws of the State of Idaho and in particular Title 30, Chapter 10 of the Idaho Code and for that purpose do adopt the following Articles of Incorporation.

I.

NAME

The name of this Corporation shall be:

ALFRED S. HORROCKS FAMILY ASSOCIATION

II.

PURPOSE

(a) The Corporation shall be a non-profit corporation under Title 30, Chapter 10 of the Corporation Laws of the State of Idaho. The purpose for which the Corporation is to be formed is exclusively to receive and administer funds for educational and charitable purposes within the meaning of Section 501(c) (3) of the Internal Revenue Code of 1954 and to that end to take and hold by bequest, device, gift, grant, purchase, lease or otherwise any property, real, personal, tangible or intangible, or any undivided interest therein, without limitation as to amount or value; To sell, convey or otherwise dispose of any such property and to

invest, reinvest, or deal with the principal or the income thereof in such manner as, in the judgment of the directors, will best promote the purposes of the Corporation without limitation, except such limitations, if any, as may be contained in the instrument under which such property is received, or the Articles of Incorporation or By-Laws of the Corporation, or any laws applicable thereto. To do any other acts or things incidental to or connected with the foregoing purposes or in advancement thereof, but not for the pecuniary profit or financial gain of it's Directors, Officers, or members except as permitted under the Non-profit Co-operative Association Laws of the State of Idaho. The Corporation shall be particularly active in compiling geneological research data on it's family members in order to perform religious ordinances in accordance with the religious precepts of the Church of Jesus Christ of Latter Day Saints to which family members belong.

(b) No part of the net earnings of the Corporation shall inure to the benefit of any member, trustee, officer of the Corporation, or any private individual (except that reasonable compensation may be paid for services rendered to or for the corporation affecting one or more of it's purposes), and no member, trustee, officer of the corporation, or any private individual shall be entitled to share in the distribution of any of the corporate assets on dissolution of the corporation. 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 publication or distribution of statements) any political

campaign on behalf of any candidate for public office.

(c) The Corporation shall distribute its income for each taxable 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 1954, or corresponding provisions of any subsequent Federal Tax Laws.

(d) The Corporation shall not engage in any act of self-dealing as defined in Section 4941 (d) of the Internal Revenue Code of 1954, or corresponding provisions of any subsequent Federal Tax Laws.

(e) The Corporation shall not retain any excess business holdings as defined in Section 4943(c) of the Internal Revenue Code of 1954, or corresponding provisions of any subsequent Federal Tax Laws.

(f) The Corporation shall not make any investments in such manner as to subject it to tax under Section 4944 of the Internal Revenue Code of 1954, or corresponding provisions of any subsequent Federal Tax Laws.

(g) The Corporation shall not make any taxable expenditures as defined in Section 4945(d) of the Internal Revenue Code of 1954, or corresponding provisions of any subsequent Federal Tax Laws.

(h) Notwithstanding any other provisions of this certificate, the Corporation shall not conduct or carry on any activities not permitted to be conducted or carried on by an organization exempt under Section 503(c)(3) of the Internal Revenue Code

and it's regulations as they now exist or as they may hereafter be amended, or by an organization, contributions to which are deductible under Section 170(c)(2) of such Code and Regulations as they now exist or as they may hereafter be amended.

(i) Upon dissolution of the Corporation or the winding up of it's affairs, the assets of the Corporation shall be distributed exclusively to charitable and religious organizations which would then qualify under the provisions of Section 501(c)(3) of the Internal Revenue Code and it's regulations as they now exist or as they may hereafter be amended.

(j) The existence of the corporation shall be perpetual.

#### IV.

##### MEMBERSHIP CERTIFICATES

The rights and interest of all members shall be equal, and no member can have or acquire a greater interest herein than any other member. Membership certificates shall be issued to each member upon payment of \$10.00 and no certificate can be assigned so that the transferee thereof can by such transfer become a member of the association except by resolution of the Board of Directors and under such regulations as the By-laws may prescribe. All of the descendants of Alfred S. Horrocks and their spouses are eligible for membership in this corporation.

#### V.

##### GOVERNING BOARD

The governing board of this Corporation shall be known as Directors, and the board initially elected shall be five, and the number of Directors may from time to time be increased and

thereafter decreased in such matter as shall be provided by the by-laws of this Corporation, provided that the number of Directors shall not be reduced to less than five.

IN WITNESS WHEREOF we, the Incorporators have hereunto set our hands and seals this 25<sup>th</sup> day of November, 1976.

P.O. Box 124 Blackfoot, Id. 83201	<u>Dorothy J. Horrocks</u>
P.O. Box 4243 Pocatello, Id. 83201	<u>Sydney A. Horrocks</u>
427 N. 17th Pocatello, Id. 83201	<u>John David Horrocks</u>
P.O. 4243 Pocatello, Id. 83201	<u>Lone T. Horrocks</u>
427 N. 17th Pocatello, Id. 83201	<u>Marion Elaine Horrocks</u>

STATE OF IDAHO           )  
                                  :SS  
COUNTY OF BANNOCK    )

On the 25th day of November, 1976, before me, the undersigned, Notary Public in and for the State, personally appeared Dorothy J. Horrocks, Sydney A. Horrocks, John David Horrocks, Lone T. Horrocks, and Marion Elaine Horrocks known to me to be the persons whose names are subscribed to the foregoing Articles of Incorporation and acknowledge to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year first above written in this certificate.

Amelia E. Horrocks  
NOTARY PUBLIC for Idaho  
Residing in Pocatello, Idaho

(SEAL)