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ENDORSED
FILED

In the office of the Secretary of State
of the State of California

SEP4 - 1979

MARCH FONG EU, Secretary of State

Kathleen P. Gutierrez
Deputy

Fitch Mountain Association

Articles of Incorporation

Of

Fitch Mountain Association

I

The name of this corporation shall be

FITCH MOUNTAIN ASSOCIATION

II

The purposes for which this corporation is formed are:

(A) The primary purpose is to help create and maintain the best possible environment for the members, residents and homeowners of Fitch Mountain, Healdsburg, California.

(B) The general purposes and powers are to have and to exercise all rights and powers conferred on nonprofit corporations under the laws of California, including the power to contract, rent, buy or sell personal or real property, provided, however, that this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers to contract, rent, buy or sell personal or real property, provided, however, that this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the primary purposes of this corporation. The foundation's officers and trustees are specifically given the power to invest and reinvest the foundation's funds in notes secured by secondary deeds of trust on real property.

III

This corporation is organized pursuant to the general nonprofit corporation law of the State of California. This corporation does not contemplate pecuniary gain or profit to the members thereof and is organized for nonprofit purposes.

IV

The principal office for the transaction of the business of this corporation is located in the County of Sonoma, State of California.

V

The names and addresses of the persons who are the initial/^{directors hereinafter referred to as} trustees of the corporation are:

Mr. Ernest Garbarino 2090 Madrone Ave. Healdsburg, Calif. 95448

Mr. John H. Nolan 1560 South Fitch Mt. Rd. Healdsburg, Cal. 95448

Mr. C. S. Shelly 2185 Redwood Dr. Healdsburg, Calif. 95448

Mr. Benjamin Salvon 2100 South Fitch Mt. Road, Healdsburg, Ca. 95448

VI

The authorized number and qualification of members of the corporation, the different classes of membership, if any, the property, voting and other rights and privileges of members, and their liability to dues and assessments and the methods of collection thereof, shall be as set forth in the By-Laws.

VII

The property of this corporation is irrevocably dedicated to civic purposes and :

(a) No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to, its members, trustees, 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 I hereof.

(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 the publishing or distribution of statements) and 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.

VII
(Continued)

(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.

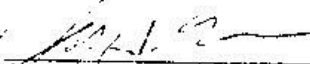
(g) The corporation shall not make any taxable expenditures as defined in Section 4945 (d) of the Internal Revenue Code of 1954, or corresponding provisions of any subsequent Federal tax laws.


(h) Notwithstanding any other 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.


(i) Upon the dissolution of the corporation, the Board of Trustees, after paying or making provision for the payment of all of the liabilities of the corporation, dispose of all of the assets of the corporation exclusively for the purposes of the corporation in such manner, or to such organization or organizations organized and operated exclusively for charitable, educational, or scientific purposes as shall at the time qualify as an exempt organization or organizations under Section 501 (c) (3) of the Internal Revenue Code of 1954, or the corresponding provision of any future United States Internal Revenue law (as the Board of Trustees shall determine). Any such assets not disposed of shall be disposed of in such manner as may be directed by decree of the Superior Court of the County in which the corporation has its principal office, on petition therefor by the Attorney General of the State of California or by any person concerned in the liquidation, in a proceeding to which the Attorney General is a party.

In Witness Whereof the undersigned, the persons herein above named as the first trustees, have executed these Articles of Incorporation.


ERNEST GARBARINO


JOHN H. NOLAN


C.S. SHELLY


BENJAMIN SALVON

