

State of North Carolina
Department of the Secretary of State

ARTICLES OF INCORPORATION
NONPROFIT CORPORATION

Pursuant to §55A-2-02 of the General Statutes of North Carolina, the undersigned corporation does hereby submit these Articles of Incorporation for the purpose of forming a nonprofit corporation.

1. The name of the corporation is: Cleveland High School Athletics Booster Club
2. (Check only if applicable.) The corporation is a charitable or religious corporation as defined in NCGS §55A-1-40(4).
3. The street address and county of the initial registered office of the corporation is:
 Number and Street 1892 Polenta Road
 City, State, Zip Code Clayton, NC 27520 County Johnston
4. The mailing address *if different from the street address* of the initial registered office is:

5. The name of the initial registered agent is:
Randy Jordan
6. The name and address of each incorporator is as follows: James R. Lawrence, Jr.
PO Drawer 1960, Smithfield, NC 27577

7. (Check either a or b below.)
 a. The corporation will have members.
 b. The corporation will not have members.
8. Attached are provisions regarding the distribution of the corporation's assets upon its dissolution.
9. Any other provisions which the corporation elects to include are attached.
10. The street address and county of the principal office of the corporation is:
 Number and Street 1892 Polenta Road
 City, State, Zip Code Clayton, NC 27520 County Johnston
11. The mailing address *if different from the street address* of the principal office is:

#8 Attachment

Upon dissolution of the Booster Club, the Board of Directors shall, after paying or making provisions for the payment of all of the liabilities of the Association, dispose of *all of the assets of the Association exclusively for the purposes of the Association* in such manner to Cleveland High School, the Johnston County School Board or to any such organization organized and operated exclusively for religious, charitable, educational, scientific or literary purposes as shall at the time qualify as an exempt organization under Section 501(c)(3) of the Code. Any such assets not so disposed of shall be disposed of as determined by the Superior Court of Johnston County, NC.

12. These articles will be effective upon filing, unless a later time and/or date is specified: _____

This is the _____ day of _____, 20____.

Cleveland High School Athletics Booster Club



Signature of Incorporator

James R. Lawrence, Jr.

Type or print Incorporator's name and title, if any

NOTES:

1. Filing fee is \$60. This document must be filed with the Secretary of State.

Revised January 2000

Form N-01

CORPORATIONS DIVISION

P. O. BOX 29622

RALEIGH, NC 27626-0622

State of North Carolina
Department of the Secretary of State

ARTICLES OF AMENDMENT
NONPROFIT CORPORATION

Pursuant to §55A-10-05 of the General Statutes of North Carolina, the undersigned corporation hereby submits the following Articles of Amendment for the purpose of amending its Articles of Incorporation.

1. The name of the corporation is: Cleveland High School Athletics Booster Club

2. The text of each amendment adopted is as follows (state below or attach):

See attached

3. The date of adoption of each amendment was as follows:

10/28/2010

4. (Check a, b, and/or c, as applicable)

a. _____ The amendment(s) was (were) approved by a sufficient vote of the board of directors or incorporators, and member approval was not required because (set forth a brief explanation of why member approval was not required)

b. The amendment(s) was (were) approved by the members as required by Chapter 55A.

c. _____ Approval of the amendment(s) by some person or persons other than the members, the board, or the incorporators was required pursuant to N.C.G.S. §55A-10-30, and such approval was obtained.

Cleveland High School Athletics Booster Club

The additional provisions below are added to comply with US IRS 501c3 requirements:

8 on the Articles of Incorporation Form is amended as follows

Dissolution:

Upon the dissolution of the organization, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, 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 disposed of shall be disposed of by the Court of Common Pleas of the County in which the principal office of the organizations 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.

#9 on the Articles of Incorporation Form is amended as follows:

Organizations purpose: Said organization is organized exclusively for charitable, religious, educational, and scientific purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under section 501 (c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code.

No inurement to board, officers or others:

No part of the net earnings of the organization shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the organization 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 the purpose clause hereof. No substantial part of the activities of the organization shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the organization shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of this document, the organization shall not carry on any other activities not permitted to be carried on (a) by an organization exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or (b) by an organization, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code, or corresponding section of any future federal tax code