

OCT 15 2018

Corporations Section

CERTIFICATE OF FORMATION
of

EAA CHAPTER 1623 – AVIATORS OF THE PURPLE SAGE

A Nonprofit Corporation

Article 1.
Name

The name of the Corporation is **EAA CHAPTER 1623 – AVIATORS OF THE PURPLE SAGE** (hereinafter referred to as the “Corporation”). The Corporation is a non-profit Corporation. When it dissolves, all of its assets will be distributed to one or more exempt purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code, or distributed for a public purpose to the State of Texas or local government.

Article 2.
Registered Agent and Registered Office

The Corporation’s registered agent is Lawrence Rene Ffrench. The street address of the registered agent is 15104 Strader Cir., Austin, TX 78734. The registered address of the Corporation is 121 Topspin Cir., Spicewood, Texas 78669. The registered agent has consented to the appointment in writing pursuant to Section 5.201(b) of the Texas Business Organizations Code. The written consent shall be maintained in the Corporation’s records.

Article 3.
Managing Body of Corporation

The management of the Corporation is vested in its Board of Directors and such committees of the board that the board may, from time to time, establish. The bylaws will provide the qualifications, manner of selection, duties, terms, and other matters relating to the Board of Directors. The Directors shall hold office in accordance with the bylaws of the Corporation. The number of directors may be increased or decreased by amending the bylaws of the Corporation, but many not be decreased to less than three (3). The number of directors constituting the initial Board of Directors, and the names and addresses of the persons who are to serve as directors until the first annual meeting of members or until their successors are elected and qualified are as follows:

<i>Name</i>	<i>Position</i>	<i>Address</i>
L.C. “Bill” Billingsley	President	121 Topspin Cir., Spicewood, TX 78669
S. Bruce Sorgen	Vice President	519 Airstip Rd., Spicewood, TX 78669
Lawrence Rene Ffrench	Treasurer	15104 Strader Cir., Austin, TX 78734
Carol Foy	Secretary	P.O. Box 609, Spicewood, TX 78669
Robb S. Van Eman	Director	111 Westhaven Dr., Austin, TX 78746

Article 4.
Membership

The Corporation shall have members. Membership in the Corporation shall be governed in accordance with the bylaws of the Corporation.

Article 5.
Purposes

The Corporation shall be and is a non-profit Corporation under the laws of the State of Texas. The Corporation is organized exclusively for charitable and educational purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code, or the corresponding sections of any future federal tax code.

The Corporation is organized and shall be operated for charitable and educational purposes, including:

1. To promote and encourage education of the general public about recreational aviation, including design and construction of amateur-built aircraft, maintenance and restoration of all types of aircraft.
2. To promote and encourage education of the general public about aviation safety in the design, construction and operation of all types of aircraft.
3. To promote a positive, productive and cooperative relationship between the Chapter and those governmental agencies and private organizations that provide aviation services and facilities that benefit the Chapter and members of the general public.

and to exercise all powers provided in the Texas Business Organizations Code in furtherance of the above-stated purposes.

Article 6.
Powers

Except as these Articles otherwise provide, the Corporation has the powers provided in the Code. Moreover, the Corporation has all implied powers necessary and proper to carry out its express powers. The Corporation may reasonably compensate directors, or officers for services rendered to or for the Corporation in furtherance of one of its purposes.

Article 7.
Restrictions and Requirements

The Corporation is organized exclusively for charitable and educational purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under Internal Revenue Code Section 501(c)(3) or the corresponding section of any future federal tax code.

No Private Inurement: 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 these Articles.

No Prohibited Activities: No substantial part of the activities of the Corporation shall be to influence or attempt to influence legislation. The Corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office. The Corporation shall not participate in any other activities that are not permitted by a tax-exempt Corporation under section 501(c)(3) of the Internal Revenue Code, or by a Corporation whose contributions are deductible under section 170(c)(2) of the Internal Revenue Code.

Termination: 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 distributed for a public purpose to the State of Texas or local government. Any remaining assets not distributed for a public purpose 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 organization(s) as the court shall determine, which are organized and operated exclusively for such purposes.

Article 8. Limitation Of Liability Of Directors

A director is not liable to the Corporation for monetary damages for an act or omission in the director's capacity as director except as otherwise provided by a Texas statute.

Article 9. Indemnification

The Corporation may indemnify a person who was, is, or threatened to be named as a defendant or respondent in litigation or other proceedings because that person is or was a director or other person related to the Corporation. The Corporation's bylaws may provide, and the board of directors may define, the requirements and limitations for indemnification of directors, officers, or others related to the Corporation.

Article 10. Amendments

The power to amend or restate this Certificate of Formation, and the power to adopt, amend, or repeal the bylaws of the Corporation, shall be vested in its board of directors. All amendments and changes to this Certificate must be approved by at least two thirds of the members present at a meeting where a quorum is present. A quorum is met when a majority of eligible voting directors are present, but not less than three.

**Article 11.
Construction**

All references in these Articles to statutes, regulations, or other sources of legal authority refer to the authorities cited, or their successors, as amended.

**Article 12.
Duration**

This document becomes effective when the document is filed by the secretary of state. The period of duration of the Corporation shall be perpetual.

**Article 13.
Organizer**

The name of the Corporation's organizer is L.C. Billingsley. The street address of the Corporation's organizer is 121 Topspin Cir., Spicewood, TX 78669.

The undersigned organizer affirms that the person designated as registered agent has provided written consent to the appointment. The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument, and certifies under penalty of perjury that the undersigned is authorized by the entity to execute this instrument.

10 Oct 2018
Date

L.C. Billingsley
L.C. Billingsley,
Organizer



**Acceptance of Appointment
and
Consent to Serve as Registered Agent
§5.201(b) Business Organizations Code**

I acknowledge, accept and consent to my designation or appointment as registered agent in Texas for EAA CHAPTER 1623 – AVIATORS OF THE PURPLE SAGE, a Texas nonprofit corporation.

I am a resident of the state and understand that it will be my responsibility to receive any process, notice, or demand that is served on me as the registered agent of the represented entity; to forward such to the represented entity; and to immediately notify the represented entity and submit a statement of resignation to the Secretary of State if I resign.

10 Oct 2018
Date

Lawrence Rene French
Lawrence Rene French



Office of the Secretary of State

CERTIFICATE OF FILING OF

EAA CHAPTER 1623 - AVIATORS OF THE PURPLE SAGE
File Number: 803144644

The undersigned, as Secretary of State of Texas, hereby certifies that a Certificate of Formation for the above named Domestic Nonprofit Corporation has been received in this office and has been found to conform to the applicable provisions of law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing filing effective on the date shown below.

The issuance of this certificate does not authorize the use of a name in this state in violation of the rights of another under the federal Trademark Act of 1946, the Texas trademark law, the Assumed Business or Professional Name Act, or the common law.

Dated: 10/15/2018

Effective: 10/15/2018

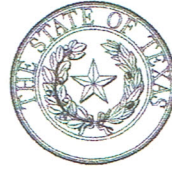


A handwritten signature in black ink, appearing to read "Rolando B. Pablos".

Rolando B. Pablos
Secretary of State

Form 503
(Revised 09/13)

Return in duplicate to:
Secretary of State
P.O. Box 13697
Austin, TX 78711-3697
512 463-5555
FAX: 512 463-5709
Filing Fee: \$25



Assumed Name Certificate

This space reserved for office use.

FILED
In the Office of the
Secretary of State of Texas
OCT 15 2018
Corporations Section

Assumed Name

1. The assumed name under which the business or professional service is, or is to be, conducted or rendered is: EAA 1623

Entity Information

2. The legal name of the entity filing the assumed name is:

EAA Chapter 1623 - Aviators of the Purple Sage

State the name of the entity as currently shown in the records of the secretary of state or on its organizational documents, if not filed with the secretary of state.

3. The entity filing the assumed name is a: (Select the appropriate entity type below.)

- | | |
|---|--|
| <input type="checkbox"/> For-profit Corporation | <input type="checkbox"/> Limited Liability Company |
| <input checked="" type="checkbox"/> Nonprofit Corporation | <input type="checkbox"/> Limited Partnership |
| <input type="checkbox"/> Professional Corporation | <input type="checkbox"/> Limited Liability Partnership |
| <input type="checkbox"/> Professional Association | <input type="checkbox"/> Cooperative Association |
| <input type="checkbox"/> Other | |

Specify type of entity. For example, foreign real estate investment trust, state bank, insurance company, etc.

4. The file number, if any, issued to the entity by the secretary of state is: _____

5. The state, country, or other jurisdiction of formation of the entity is: Burnet County, Texas

6. The entity's principal office address is:

121 Topspin Cir.

Street or Mailing Address

<u>Spicewood,</u>	<u>TX</u>	<u>USA</u>	<u>78669</u>
<i>City</i>	<i>State</i>	<i>Country</i>	<i>Postal or Zip Code</i>

Period of Duration

7a. The period during which the assumed name will be used is 10 years from the date of filing with the secretary of state.

OR

7b. The period during which the assumed name will be used is _____ years from the date of filing with the secretary of state (not to exceed 10 years).

OR

7c. The assumed name will be used until _____ (not to exceed 10 years).
mm/dd/yyyy

County or Counties in which Assumed Name Used

8. The county or counties where business or professional services are being or are to be conducted or rendered under the assumed name are:

All counties

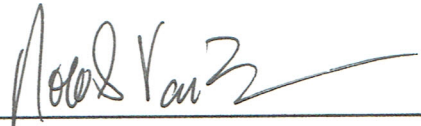
All counties with the exception of the following counties: _____

Only the following counties: _____

Execution

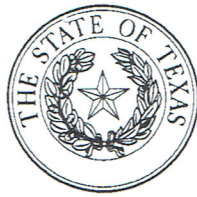
The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and also certifies that the person is authorized to sign on behalf of the identified entity. If the undersigned is acting in the capacity of an attorney in fact for the entity, the undersigned certifies that the entity has duly authorized the undersigned in writing to execute this document.

Date: 10/15/2018



Director, EAA Chapter 1623

Signature of a person authorized by law to sign on behalf of the identified entity (see instructions)



Office of the Secretary of State

CERTIFICATE OF FILING OF

EAA CHAPTER 1623 - AVIATORS OF THE PURPLE SAGE

File Number: 803144644

Assumed Name:

EAA 1623

The undersigned, as Secretary of State of Texas, hereby certifies that the assumed name certificate for the above named entity has been received in this office and filed as provided by law on the date shown below.

ACCORDINGLY the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law hereby issues this Certificate of Filing.

Dated: 10/15/2018

Effective: 10/15/2018



A handwritten signature in black ink, appearing to read "Rolando B. Pablos".

Rolando B. Pablos
Secretary of State