

518046

ARTICLES OF INCORPORATION OF
MOUNT DIABLO AUDUBON SOCIETY

ENDORSED
FILED
in the office of the Secretary of State
of the State of California
NOV 22 1966
FRANK M. JORDAN, Secretary of State
BY JAMES E. HARRIS
Deputy

That we the undersigned have this day voluntarily associated ourselves together for the purpose of forming a non-profit corporation under Part I, Division II, Title I, of the California Corporations Code, and for that purpose certify:

ARTICLE I

The name of this corporation shall be:

MT. DIABLO AUDUBON SOCIETY

ARTICLE II

The purposes for which this corporation is formed are:

(a) The specific and primary purposes is to create widespread public appreciation of the value and need for conservation of soil, water, plants and wildlife, and the relation of their wise treatment and intelligent use to human progress.

(b) The general purposes and powers are:

1. To acquire real and personal property by gift, bequest, devise, purchase, or otherwise, to hold and manage property so acquired, and to apply and dispose of said property in lawful fashion.
2. To contract in the same manner and to the same extent as a natural person, to borrow money, to give promissory notes therefor, secure repayment thereof by mortgage, trust deed, bond or other lien upon the property, real or personal and to apply, sell, lease or mortgage and deliver real and personal property in the same manner as a natural person may, and to receive bequests and devises for its own use or upon trust to the same extent as a natural person, subject, however, to the laws of the State of California.
3. To do and perform any and all other acts and things whatsoever as may be authorized under the laws of the

State of California pertaining to non-profit corporations.

ARTICLE III

This corporation is organized pursuant to the General Non-profit Corporation Law of the State of California.

ARTICLE IV

The County in this State where the principal office for the transaction of the business of this corporation is located in Contra Costa County.

ARTICLE V

The names and addresses of the persons who are to act in the capacity of directors until the selection of their successors are:

JOHN A. DAVIS, 21 Wanda Way, Martinez, California;

JOHN STANLEY, c/o Alexander Lindsay Museum of Natural Science,
1901 - 1st Avenue, Walnut Creek, California;

LUELLA AUGASON, 3961 Mulberry Drive, Concord, California;

GEORGE SCHAD, 2906 Concord Boulevard, Concord, California;

ED MIZE, 1255 Mt. Diablo Street, Concord, California;

ANN CAVANAGH, 1431 Barbis Way, Concord, California;

Mrs. GUY HOLSCLAW, 600 Alhambra Way, Martinez, California;

Mrs. Joy Meagher, 1537 N. Marta Dr., Pleasant Hill, California.

ARTICLE VI

The number of persons above named, to wit, eight (8), shall constitute the number of directors of the corporation until changed by amendment of these Articles or by a by-law duly and regularly adopted.

ARTICLE VII

This corporation is one which does not contemplate pecuniary gain or profit to the members thereof and it is organized solely for nonprofit purposes. Upon the winding up and dissolution of this corporation, after paying or adequately providing for the debts and obligations of the corporation, the remaining assets shall be distributed to a nonprofit fund, foundation or corporation, which is organized

and operated exclusively for charitable, educational, religious and/or scientific purposes and which has established its tax-exempt status under Section 501(c) (3) of the Internal Revenue Code. If this corporation holds any assets on trust, such assets shall be disposed of in such manner as may be directed by decree of the Superior Court of the county in which this corporation's principal office is located, upon petition therefor by the Attorney General or by any person concerned in the liquidation.

ARTICLE VIII

The name of the unincorporated association which is being incorporated is MOUNT DIABLO AUDUBON SOCIETY.

IN WITNESS WHEREOF, the undersigned, being the president and the secretary, respectively, of Mount Diablo Audubon Society, the unincorporated association which is being incorporated hereby, have executed these Articles of Incorporation this 7th day of November, 1966.

John A. Davis President
JOHN A. DAVIS
Mrs. Luella Augason Secretary
(Mrs.) LUELLA AUGASON

STATE OF CALIFORNIA }
COUNTY OF CONTRA COSTA } ss.

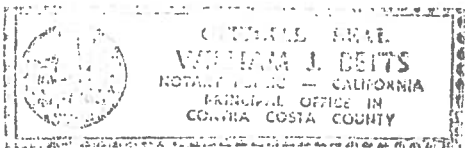
On this 7th day of November, 1966, before me, WILLIAM J. BETTS, a Notary Public for the State of California, with principal office in CONTRA COSTA County, personally appeared

JOHN A. DAVIS and (Mrs.) LUELLA AUGASON

known to me to be the persons whose names are subscribed to the within Articles of Incorporation, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal on the day and year first above written.

William J. Betts
WILLIAM J. BETTS Notary Public



AFFIDAVIT

STATE OF CALIFORNIA)
) ss.
COUNTY OF CONTRA COSTA)

JOHN A. DAVIS and MRS. LUELLE AUGASON,

being first duly sworn, each for himself, deposes and says:

That JOHN A. DAVIS is the president and that
MRS. LUELLE AUGASON is the secretary of MOUNT DIABLO
AUDUBON SOCIETY, the unincorporated association mentioned in
the foregoing Articles of Incorporation; that said association
has duly authorized its incorporation and has authorized the
undersigned, as said officers, to execute the Articles of In-
corporation.

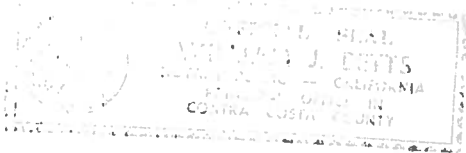
John A. Davis

JOHN A. DAVIS
Mrs. Luella Augason

MRS. LUELLE AUGASON

Subscribed and sworn to before me
this 7th day of November, 1966.

William J. Betts WILLIAM J. BETTS
Notary Public, State of California
Principal Office in CONTRA COSTA County.



The foregoing instrument is a
correct copy of the ^{certified (or)} original on
file in this office.

ATTEST: NOV 28 1966
W. T. PAASCH

County Clerk and ex-officio Clerk of the
Superior Court of the State of California
In and for the County of Contra Costa.
By *William T. Paasch* Deputy Clerk

CERTIFICATE OF AMENDMENT OF
ARTICLES OF INCORPORATION OF
MT. DIABLO AUDUBON SOCIETY

ENDORSED
FILED

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

DEC 15 1970

H. P. SULLIVAN, Secretary of State
By Bill Holden
Deputy

CHRIS NELSON and HAZEL MC CARTHY certify:

1. That they are the President and Secretary, respectively, of the Mt. Diablo Audubon Society, a California corporation.
2. That at a meeting of the Board of Directors of said corporation duly held at Concord, California, on December 3, 1970, the following resolution was adopted:

"RESOLVED: That Article II of the Articles of Incorporation of this Corporation be amended by adding thereto the following:-

'(c) Notwithstanding any statement of purposes or powers aforesaid this corporation shall not, except to an insubstantial degree engage in any activities or exercise any powers that are not in furtherance of its specific and primary purposes.'"

3. That the members have adopted said amendment by resolution at a meeting held at Concord, California, on December 3, 1970. That the wording of the amended article as set forth in the members' resolution is the same as that set forth in the directors' resolution in Paragraph 2 above.

4. That the number of members who voted affirmatively for the adoption of said resolution is 21, and that the number of members constituting a quorum is 15.

The foregoing instrument is a true and correct copy of the original on file in this office.

ATTEST: DEC 22 1970

W. T. PAASCH
County Clerk and ex-officio Clerk of the
Superior Court of the State of California
in and for the County of Contra Costa.
By W. T. Paasch Deputy Clerk

Chris Nelson President

Hazel McCarthy Secretary

Each of the undersigned declares under penalty of perjury that the matters set forth in the foregoing certificate are true and correct.

Executed at Concord, California, on December 3, 1970.

Chris Nelson President
Hazel McCarthy Secretary