

**ARTICLES OF INCORPORATION
OF
BARC DEVELOPMENT, INC.
A NONPROFIT CORPORATION**


20090511000571350 1/5
Bk: LR200905 Pg:13782
Jefferson County, Alabama
I certify this instrument filed on
05/11/2009 08:41:01 AM NPINC
Judge of Probate- Alan L. King

**STATE OF ALABAMA
COUNTY OF JEFFERSON**

These articles of incorporation are signed and acknowledged by the incorporators for the purpose of forming a nonprofit corporation under the provisions of Chapter 3A of Title 10, Code of Alabama (1975) known as the Alabama Nonprofit Corporation Act and to comply with Section 501(C)(3) of the Internal Revenue Code as follows:

ARTICLE I

The name of the corporation is BARC DEVELOPMENT, INC.

ARTICLE II

The objects or purposes of this corporation are as follows:

- (a) To assist in providing public service and emergency communications in the area through the use of amateur radio.
- (b) To educate the public concerning the value and benefits of amateur radio and similar science and technology issues.
- (c) To preserve and educate the public concerning the history of amateur radio.
- (d) To do all things necessary and incident to promote the general social, benevolent and charitable work in whatever manner and through whatever medium may seem appropriate to the Board of Directors.
- (e) The purposes for which the corporation is organized are exclusively religious, charitable, scientific, literary and educational within the meaning of section 501(C)(3) of the Internal Revenue Code of 1954 or the corresponding provision of any future United States Internal Revenue Law.

ARTICLE III

The corporation shall have all the general powers enumerated in Article 20, Chapter 3A of Title 10, Code of Alabama (1975).

The corporation is organized under the Alabama Nonprofit Corporation Act, and while it may receive contributions and dues, such contribution and dues as it may receive shall be used to further the purposes for which this corporation is organized and its income shall be used in keeping with the statutory requirements of the Alabama Nonprofit Corporation Act.

ARTICLE IV

The names and places of residence or business of each of the incorporators are as follows:

<u>NAMES</u>	<u>ADDRESSES</u>
Ken E. Adkisson	1352 Badham Drive, Birmingham, AL 35216
Jefferson J. Drew	1108 N. Center Street, Birmingham, AL 35204
James P. Nash	401 Hewitt Street, Trussville, AL 35173

ARTICLE V

The membership shall be open to all persons or organizations interested in furthering the aims of the corporation. No person, firm, associations, or corporations shall be entitled to membership in the corporation unless dues or financial contributions as prescribed in the By-Laws of the corporation shall be paid to the corporation at least annually or a membership application has been approved by the board of directors. All members of Birmingham Amateur Radio Club, Inc. shall be considered members of BARC DEVELOPMENT, INC. without further requirements. Members of the corporation shall be one class and membership shall be limited to natural persons.

ARTICLE VI

The officers of BARC DEVELOPMENT, INC. shall consist of the President, Vice President, Secretary and Treasurer. The Board of Directors of BARC DEVELOPMENT, INC., shall consist of not less than three (3) persons, not related by blood or marriage, elected as provided in the Corporations By-Laws. Directors and officers of the corporation shall serve for a

period of one (1) year or until such time as their successors shall be duly elected and qualified. The number of directors and terms of their service and method of selection may be hereafter modified by the By-Laws.

ARTICLE VII

The Board of Directors may adopt by-laws for the governance of the Corporation.

ARTICLE VIII

The location and address of the corporation's initial registered office is **2012 Southwood Rd, Birmingham, AL 35216**. The address of the registered agent is **2012 Southwood Rd, Birmingham, AL 35216**. The name of the registered agent is **John A. Outland**.

ARTICLE IX

This being a benevolent corporation, its term is unlimited and in perpetuity.

ARTICLE X

The names of the officers of the corporation shall be:

<u>OFFICES</u>	<u>NAMES</u>	<u>ADDRESSES</u>
President	John A. Outland	2012 Southwood Rd, B'ham, AL 35216
Vice-President	James M. Cook	56 Valleydale Ct. B'ham, AL 35244
Secretary/Treasurer	James T. Rogers	5310 Creekside Pl., Hoover, AL 35244

ARTICLE XI

The names of the Board of Directors of the Corporation chosen for the first year or until their respective successors are elected and qualified are as follows:

<u>NAMES</u>	<u>ADDRESSES</u>
Michael A. Burns	2794 Stevens Creek Rd, Birmingham, AL 35244
David L. Cisco	545 Shades Crest Road, Hoover, AL 35226
James B. McLester, Jr.	6240 Highway 49, Columbiana, AL 35051

ARTICLE XII

In the event of an election to dissolve the Corporation, the assets thereof, in the process of dissolution, shall be applied and distributed as follows:

(a) All liabilities and obligations of the Corporation shall be paid, satisfied, and discharged, or adequate provision shall be made therefor;

(b) In the event of dissolution, the residual assets of the organization will be turned over to one or more organizations which themselves are exempt as organizations described in Sections 501(C)(3) and 170(C)(2) of the Internal Revenue Code of 1954, or the Federal, State, or Local government for exclusive public purpose.

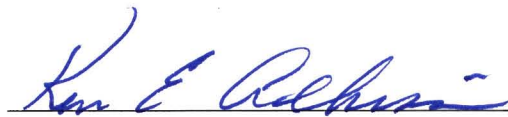
(c) Notwithstanding any other provision of these articles, the Corporation shall not carry on any other activities not permitted to be carried on by (1) a corporation exempt for Federal income tax under Section 501(C)(3) of the Internal Revenue Code of 1954, or the corresponding provision of any future United States Internal Revenue Law or (2) a corporation, contributions to which are deductible under Section 170(C)(2) of the Internal Revenue Code of 1954, or any other corresponding provision of any future United States Internal Revenue Law.

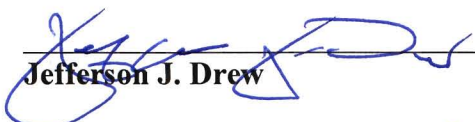
ARTICLE XIII

It shall not be necessary to amend the Articles of Incorporation in order to change the number, the designation, the terms, or the method of selection of the officers and directors of this corporation, and any such changes may be made by proper amendment to the by-laws of the corporation.

We the undersigned, each being over nineteen (19) years of age constitute all of the members of the BARC DEVELOPMENT, INC. and hereby certify that we are duly constituted members of BARC DEVELOPMENT, INC. and constitute all of its members desire to become incorporated as set forth above.

In Witness Whereof the incorporators have signed the Articles of Incorporation on this 8th day of MAY, 2009.


Ken E. Adkisson


Jefferson J. Drew


James P. Nash

STATE OF ALABAMA
JEFFERSON COUNTY

Before me, a Notary Public in and for said State and County, personally appeared Ken E. Adkisson, Jefferson J. Drew and James P. Nash who each being by me first duly sworn, states that they are the persons names as the Incorporators of BARC DEVELOPMENT, INC. and that they as such Incorporators are bona fide members and each are over the age of nineteen (19) years of age and make this affidavit to comply with the Statues and Laws of Alabama relative to the incorporation of a Nonprofit Organization, under Chapter 3A of Title 10, Alabama Code as Amended.

This the 8th day of May, 2009.


Notary Public

My Commission Expires: 10/2/2011

20090511000571350 5/5
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Jefferson County, Alabama
05/11/2009 08:41:01 AM NPINC
Fee - \$26.00

Total of Fees and Taxes-\$26.00
JCOCKRELL