

AFFIDAVIT

(STATE OF NEW YORK)

ss:

COUNTY OF *Ontario*

Robert O. Kalbach, being duly sworn, deposes and says:

1. I was elected Secretary of the *Ontario* County Interim County Committee at the initial organizing meeting held at *Waffel Works, Geneva* NY on *7 October 2001* pursuant to Article XV of the Rules of the Independence Party State Committee.
2. Officers were elected and rules were adopted at said meeting.
3. Appended hereto are a copy of said rules and the names and addresses of said officers.

Robert Kalbach

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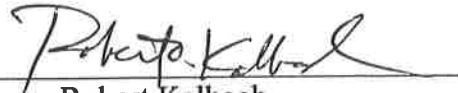
**CERTIFICATE OF ELECTION OF OFFICERS OF
THE ONTARIO COUNTY INTERIM COUNTY ORGANIZATION
INDEPENDENCE PARTY OF THE STATE OF NEW YORK**

The undersigned being respectively the Chairperson and the Secretary of the Ontario County Interim County Organization do hereby certify that appended hereto are the names and addresses of the persons elected as officers of said Interim County Organization at the initial organizing meeting of said Interim County Organization held on October 7, 2001 in Geneva, NY and are hereby submitted for filing pursuant to Article 2 of the Election Law.

Dated: October 7, 2001



Mary Hetherington
Chairperson

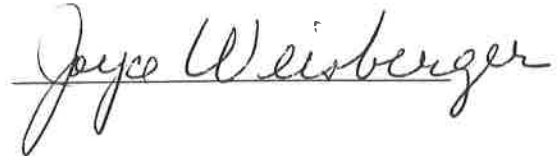


Robert Kalbach
Secretary

STATE OF NEW YORK)
COUNTY OF ONTARIO) ss:

On the 7 day of October, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Mary Hetherington, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within certificate and acknowledged to me that he executed the same in his capacity, and that by his signature on the certificate, the individual, or the person on behalf of whom the individual acted, executed the certificate.


JOYCE WEISBERGER
NOTARY PUBLIC, State of New York
No. 01WE5060380
Qualified in New York County
Commission Expires May 28, 2002



STATE OF NEW YORK)
COUNTY OF ONTARIO) ss:

On the 7 day of October, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert Kalbach, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within certificate and acknowledged to me that he executed the same in his capacity, and that by his signature on the certificate, the individual, or the person on behalf of whom the individual acted, executed the certificate.

JOYCE WEISBERGER
NOTARY PUBLIC, State of New York
No. 01WE5060380
Qualified in New York County
Commission Expires May 28, 2002



**OFFICERS OF THE ONTARIO COUNTY
INTERIM COUNTY ORGANIZATION
ELECTED OCTOBER 7, 2001**

CHAIRPERSON: Mary Hetherington
189 Pulteney Street
Geneva, NY 14456

TREASURER: Carolyn Hetherington
189 Pulteney Street
Geneva, NY 14456

SECRETARY: Robert Kalbach
6197 Creek View Trail
Farmington NY 14425

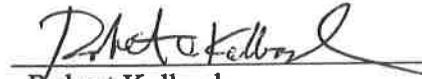
**CERTIFICATE OF ADOPTION OF RULES
OF
THE ONTARIO COUNTY INTERIM COUNTY ORGANIZATION
INDEPENDENCE PARTY OF THE STATE OF NEW YORK**

The undersigned being respectively the Chairperson and the Secretary of the Ontario County Interim County Organization do hereby certify that the document annexed hereto and entitled "Rules of Ontario County Interim County Organization of the Independence Party of the State of New York" was duly adopted at the initial organizational meeting of said Interim County Organization held on October 7, 2001 in Geneva, NY and is hereby submitted for filing pursuant to Article 2 of the Election Law.

Dated: October 7, 2001



Mary Hetherington
Chairperson



Robert Kalbach
Secretary

STATE OF NEW YORK)
COUNTY OF ONTARIO) ss:

On the 7 day of October, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Mary Hetherington, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within certificate and acknowledged to me that he executed the same in his capacity, and that by his signature on the certificate, the individual, or the person on behalf of whom the individual acted, executed the certificate.

JOYCE WEISBERGER
NOTARY PUBLIC, State of New York
No. 01WES000390
Qualified in New York County
Commission Expires May 23, 2002



STATE OF NEW YORK)
COUNTY OF ONTARIO) ss:

On the 7 day of October, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert Kalbach, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within certificate and acknowledged to me that he executed the same in his capacity, and that by his signature on the certificate, the individual, or the person on behalf of whom the individual acted, executed the certificate.

JOYCE WEISBERGER
NOTARY PUBLIC, State of New York
No. 01WES000390
Qualified in New York County
Commission Expires May 23, 2002



Rules of the Ontario County Interim County Organization of the Independence Party of the State of New York

1. **Scope** These local rules shall govern the conduct of the Ontario County Interim County Organization (hereafter "ICO") to the extent not inconsistent with the Rules of the New York State Committee of the Independence Party (hereafter "State Rules") as amended on June 10, 1999 and on any date thereafter.

2. **Initial Organizational Meeting** The convening and conduct of the initial organizational meeting of the ICO shall be pursuant to Article XV(2) of the State Rules.

3. **Power and Authority** The ICO shall have and may exercise all power and authority delegated to it by the State Rules in accordance with these local rules and shall work to build the Independence Party in Broome County.

4. **Steering Committee** The business of the ICO shall be conducted by a Steering Committee (except as delegated to other committees or persons by these local rules) which shall consist of the officers elected pursuant to Article XV(2) of the State Rules and such other officers and members as may be elected at the initial organizing meeting or at any meeting thereafter.

Membership on the Steering Committee shall be subject to the requirements of Article XIII of the State Rules. The term of membership for all members of the Steering Committee shall terminate upon the election of a new Independence Party State Committee.

The above and other actions of the Steering Committee shall be taken in the manner set forth in Section 5 below.

5. **Voting and Quorum** The necessary quorum for a meeting of the Steering Committee is the smallest number of members greater than fifty percent of the members of the Steering Committee present in person. Voting on the Steering Committee shall be on the basis of one person, one vote, and a member of the Steering Committee may vote by written proxy carried by another member of the Steering Committee. The Steering Committee shall endeavor to reach consensus on the business before it, provided however that a motion or other measure may be adopted by a vote of the smallest number more than fifty percent of those voting.

6. **Other Committees** The Steering Committee shall establish such other committees as may be necessary to carry out its work, except that no candidate may be endorsed and no authorization or certificate issued pursuant to Article 6 of the Election Law and the State Rules except by vote taken at a meeting of the Steering Committee at which a quorum is present. *-This shall include the power to issue certificates of nomination in all special elections.*

7. **Regular Meetings** The Steering Committee shall hold a regular meeting at least once during every three month period at a convenient location in the county that the Chairperson of the ICO selects, provided, however, that members of the Steering Committee shall be given at least 5 business days

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notice by regular mail, e-mail, or telephone if the location of the regular meeting is to be at a location or time not previously approved at a regular meeting of the Committee.

8. Special Meetings A special meeting of the Steering Committee may be called by the Chairperson or upon petition to the Chairperson by twenty-five percent or more of the members of the Steering Committee. Such petition shall specify the nature of the business to be conducted at the special meeting. Within five days of the filing of said petition the Chairperson shall send out notice for the Special meeting to be held not sooner than 5 business days nor later than ten business days thereafter on a weekday evening at a location in the county that may be convenient. The agenda of a special meeting shall consist of all items contained in the notice of the meeting. The Chairperson shall include in such notice any item of business listed in said petition. Should the Chairperson not act within the required period, the Secretary of the ICO shall act in his or her stead, and, should the Secretary fail to act within 5 days, the Treasurer shall do so. Failure to include the agenda items contained in the petition (and any proposed amendment filled therewith) in the notice shall constitute failure to act.

9. Minutes The Secretary shall prepare minutes of each meeting of the Steering Committee which minutes shall be mailed or e-mailed (as available) with notice of the next meeting for approval at that meeting.

10. Access to Records All minutes of meetings of the Steering Committee shall be on file at a location designated by the Steering Committee and shall be open to any enrolled member of the Independence Party residing in the county upon reasonable notice of at least three business days.

11. Robert's Rules Robert's Rules of Order shall be the final authority for meeting procedures in all meetings of the Steering Committee insofar as they are applicable and not inconsistent with these local rules.

12. Day to Day Business The officers elected pursuant to Section 4 above and pursuant to Article XV(2) of the State Rules shall carry out the day to day business of the ICO between meetings of the Steering Committee other than business specifically requiring action by the Steering Committee under these local rules.

13. Recall and Vacancy Any officer of the ICO may be recalled by 51% of the weighted vote of the members of the Independence Party State Committee residing in the county present in person or by proxy at a meeting held on 10 business days notice of recall at a convenient location within the county, at which a quorum (as defined in Section 15(a) below) exists. Any officer recalled may be replaced at said meeting by a weighted vote of the smallest number more than fifty percent. An office which otherwise becomes vacant may be similarly filled at a meeting similarly called on ten business days notice of such vacancy.

The Steering Committee, by more than 50% vote, may remove any member (other than an officer of the ICO) from the Steering Committee at a special or regular meeting for which notice of said vote has been given in accordance with Section 8 above for a special meeting and, in the case of a regular meeting, by the Chairperson no less than ten business days prior to the meeting.

Any member so removed shall be replaced by majority vote of the members present.

14. Amendment These local rules may be amended by two thirds vote at a regular or special meeting of the Steering Committee provided that a copy of the proposed amendment is mailed to members of the Steering Committee at least 5 business days prior to a special meeting and 10 business days prior to a regular meeting. The Chairperson (or officer acting in his or her stead pursuant to Section 8 above) must mail any proposed amendment filed with a petition for a special meeting with the notice of the meeting. Any group of Steering Committee members constituting at least twenty-five percent of the members of the Steering Committee may mail notice of a proposed amendment prior to any regular meeting.

16. Severability If any clause, sentence, paragraph, subdivision, section or part of these local rules or any amendment thereto shall be adjudged to be invalid or otherwise rendered inoperative by any court of competent jurisdiction, such judgment or other judicial action shall not affect, impair, invalidate or render inoperative the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part thereof directly involved in the controversy in which such judgment or other judicial action shall have been rendered or taken.