



MERCY MOUNTAIN FOUNDATION, Inc.

A NORTH CAROLINA Non-profit Corporation

ARTICLES OF INCORPORATION

ARTICLE I NAME

1.01 Name

The name of this corporation shall be **MERCY MOUNTAIN FOUNDATION, Inc.**. The business of the corporation may be conducted as **MERCY MOUNTAIN FOUNDATION** or **MERCY MOUNTAIN**.

ARTICLE II DURATION

2.01 Duration

The period of duration of the corporation is perpetual.

ARTICLE III PURPOSE

3.01 Purpose

MERCY MOUNTAIN FOUNDATION, Inc. is a non-profit corporation and shall operate exclusively for educational and charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future Federal tax code. **The purpose of Mercy Mountain Foundation, Inc. is to raise funds to provide needed resources for the provision of mental health services to women experiencing Complex Post Traumatic Stress Disorder who are trapped within systemic or relational abuse to end the cycle of trauma and live free.**

3.02 Non-Profit

MERCY MOUNTAIN FOUNDATION, Inc. is designated as a non-profit corporation.

ARTICLE IV **NON-PROFIT NATURE**

4.01 Non-profit Nature

MERCY MOUNTAIN FOUNDATION, Inc. is organized exclusively for charitable and educational 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 part of the net earnings of **MERCY MOUNTAIN FOUNDATION, Inc.** 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 the purpose clause hereof.

Notwithstanding any other provision of this document, the corporation shall not carry on any other activities not permitted to be carried on (a) by any organization exempt from federal income tax under section 501 (c) (3) of the Internal Revenue Code, 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.

MERCY MOUNTAIN FOUNDATION, Inc. is not organized and shall not be operated for the private gain of any person. The property of the corporation is irrevocably dedicated to its educational and charitable purposes. No part of the assets, receipts, or net earnings of the corporation shall inure to the benefit of, or be distributed to any individual. The corporation may, however, pay reasonable compensation for services rendered, and make other payments and distributions consistent with these Articles.

4.02 Personal Liability

No officer or director of this corporation shall be personally liable for the debts or obligations of **MERCY MOUNTAIN FOUNDATION, Inc.** of any nature whatsoever, nor shall any of the property or assets of the officers or directors be subject to the payment of the debts or obligations of this corporation.

4.03 Dissolution

Upon termination or dissolution of the **MERCY MOUNTAIN FOUNDATION, Inc.**, any assets lawfully available for distribution shall be distributed to one (1) or more qualifying organizations described in Section 501(c)(3) of the Internal Revenue Code of 1986 (or described in any corresponding provision of any successor statute) which organization or organizations

have a charitable purpose which, at least generally, includes a purpose similar to the terminating or dissolving corporation.

The organization to receive the assets of the **MERCY MOUNTAIN FOUNDATION, Inc.** hereunder shall be selected by the discretion of a majority of the managing body of the **MERCY MOUNTAIN FOUNDATION, Inc.** and if its members cannot so agree, then the recipient organization shall be selected pursuant to a verified petition in equity filed in a court of proper jurisdiction against the **MERCY MOUNTAIN FOUNDATION, Inc.** by one (1) or more of its managing body which verified petition shall contain such statements as reasonably indicate the applicability of this section. The court upon a finding that this section is applicable shall select the qualifying organization or organizations to receive the assets to be distributed, giving preference if practicable to organizations located within the State of **NORTH CAROLINA**.

In the event that the court shall find that this section is applicable but that there is no qualifying organization known to it which has a charitable purpose, which, at least generally, includes a purpose similar to this corporation, then the court shall direct the distribution of its assets lawfully available for distribution to the Treasurer of the State of **NORTH CAROLINA** to be added to the general fund.

4.04 Prohibited Distributions

No part of the net earnings or properties of this corporation, on dissolution or otherwise, shall inure to the benefit of, or be distributable to, its members, directors, officers or other private person or individual, 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 Article III, Section 3.01.

4.05 Restricted Activities

No substantial part of the corporation's activities shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate in, or intervene (including the publishing or distribution of statements) in any political campaign on behalf of or in opposition to any candidate for public office.

4.06 Prohibited Activities

Notwithstanding any other provision of these Articles, the corporation shall not carry on any activities not permitted to be carried on (I) by a corporation exempt from federal income tax as an organization described by Section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or (II) by a corporation, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

ARTICLE V

BOARD OF DIRECTORS

5.01 Governance

MERCY MOUNTAIN FOUNDATION, Inc. shall be governed by its board of directors.

5.02 Initial Directors

The initial directors of the corporation shall be:

Sarah R. Hollis, LCMHC, LCAS - President
Phillip C. Hollis, MS/PE – Vice President/Secretary
Mary Ellen Hollis – Treasurer

ARTICLE VI MEMBERSHIP

6.01 Membership

MERCY MOUNTAIN FOUNDATION, Inc. shall have no members. The management of the affairs of the corporation shall be vested in a board of directors, as defined in the corporation's bylaws.

ARTICLE VII AMENDMENTS

7.01 Amendments

Any amendment to the Articles of Incorporation may be adopted by approval of two-thirds (2/3) of the board of directors.

ARTICLE VIII ADDRESSES OF THE CORPORATION

8.01 Corporate Address

The address of the corporation is:

MERCY MOUNTAIN FOUNDATION, Inc.
112 Little Jones MTN
Asheville, NC 28805

The mailing address of the corporation is:

MERCY MOUNTAIN FOUNDATION, Inc.
112 Little Jones MTN
Asheville, NC 28805

ARTICLE IX
APPOINTMENT OF REGISTERED AGENT

9.01 Registered Agent

The registered agent of the corporation shall be:

Registered Agents, Inc.
4030 Wake Forest Rd., STE 349
Raleigh, NC 27609

ARTICLE X
INCORPORATOR

The incorporators of the corporation are as follow:

Sarah R. Hollis
112 Little Jones MTN
Asheville, NC 28805

Mary Ellen Hollis
112 Little Jones MRN
Asheville, NC 28805