

ARTICLES OF INCORPORATION OF ONE CREEK WEST, INC., A NONPROFIT CORPORATION

ARTICLE I.

The name of the corporation is One Creek West, Inc. The corporation shall be located at 14406 Tivoli Drive, Houston TX 77077.

ARTICLE II.

The corporation is a nonprofit corporation.

ARTICLE III.

The period of its duration is perpetual.

ARTICLE IV.

Section 4.01 Said 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 section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

The purpose of the corporation is to combat community deterioration by articulating and advancing the quality-of-life goals of the various neighborhoods in the community. The major initiatives are to identify and evaluate external changes that affect quality-of-life, to provide a forum to gain community consensus on actions, and to communicate those actions with local governmental and non-governmental organizations to communicate those actions.

Activities of the organization include educating residents about flood control efforts taken by state and county agencies and encouraging residents to participate in programs that mitigate their exposure to flooding in the future; by holding meetings and taking surveys of residents to identify community improvement priorities, such as repairing or building sidewalks and trails or enforcing existing nuisance laws, and conveying these needs to governmental and non-governmental agencies; and supporting programs that bring new investment to improve the community's public infrastructure. The corporation does not engage as a substantial part of its total operations in legislative activities and does not support or endorse candidates for public office.

The organization communicates its activities through a quarterly newsletter that is distributed to all community residents and by maintaining a publicly-available website.

Section 4.02 No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its directors, 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 Article IV, Section 2 hereof. No substantial part of the activities of the corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and 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. Notwithstanding any other provision of these articles, the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or (b) 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.

Section 4.03 The corporation shall distribute its income for each taxable year at such time and in such manner as not to become subject to tax on undistributed income imposed by applicable provisions of the Internal Revenue Code as of the date of incorporation, or corresponding provisions of any subsequent federal tax laws.

Section 4.04 The corporation shall not engage in any act of self-dealing as defined in the Internal Revenue Code or corresponding provisions of any subsequent provisions of any subsequent federal tax laws.

Section 4.05 The corporation shall not retain any excess business holdings as defined in the Internal Revenue Code or corresponding provisions of any subsequent federal tax laws.

Section 4.06 The corporation shall not make any investments in such manner as to subject to the corporation to tax per the requirements of the Internal Revenue Code or corresponding provisions of any subsequent federal tax laws.

Section 4.07 The corporation shall not make any taxable expenditure as defined in the Internal Revenue Code or corresponding provisions of any subsequent federal tax laws.

Section 4.08 Notwithstanding any other provision of these Articles of Incorporation, the corporation shall not conduct or carry on any activities not permitted to be conducted or carried on by an organization exempt from taxation of the Internal Revenue Code and its Regulations as they now exist or as they may be amended.

ARTICLE V.

Section 5.01 No part of the net earnings of the nonprofit corporation shall enure to the benefit of or be distributed to its members, trustees, directors, officers or other private persons with the exception that the corporation is empowered to pay necessary and reasonable compensation and expenses for services rendered and to make payments and distributions in furtherance of the corporation's purposes as set forth in Article IV.

Section 5.02 The corporation's primary purpose shall not be used for the promotion of propaganda including, but not limited to, lobbying or influencing legislation and the corporation, however, may engage in legislative activities to the extent permitted by law. Furthermore, the corporation shall not engage in activities, which are disallowed under Section 501(c)(4) of the Internal Revenue Code and its regulations as they now exist or may be hereinafter amended. The corporation is organized pursuant to Texas Non-Profit Corporation Act and does not contemplate pecuniary gain or profit and is organized solely for nonprofit purposes.

Section 5.03 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 shall be distributed to the federal government, or to a state or local government, for a public purpose. Any such assets not so disposed of 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 such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

ARTICLE VI.

The street address of the initial registered office of the corporation is 14606 Tivoli Drive, Houston Texas 77077, and the name of its initial registered agent at such address is Judith M. McGlaughlin.

ARTICLE VII.

Section 7.01 Management of the affairs of the corporation is to be vested in its board of directors. The number of directors constituting the current board of directors of the corporation is three, and the name and addresses of the persons who are to serve as the current directors are:

Judith M. McGlaughlin, Director
14606 Tivoli Drive
Houston, Texas 77084

David C. Romero, Director
1934 Fernspray Lane
Houston, Texas 77084

Carlos Espinoza, Director
2118 Crosscoach Lane
Katy, Texas 77449

Section 7.02 No officer or director of this corporation shall be personally liable for the debts or obligations of One Creek West, Inc. of any nature whatsoever, nor shall any other property or assets of the officers or directors be subject to the payment of the debts or obligations of this corporation.

ARTICLE VIII.

The name and address of the incorporator is:

Judith M. McGlaughlin Director
14606 Tivoli Drive
Houston, Texas 77084

I, the undersigned, for the purpose of forming a corporation under the Texas Business Corporation Act, do make, file, and record this document, and do certify that the facts stated in this document are true, and I have accordingly set my hand to this document this 1st day of January, 2025.

By:



(Incorporator)

01-01-2025
