

ARTICLES OF INCORPORATION  
OF THE  
HARPER LIBRARY

ARTICLE 1  
NAME

The name of the Corporation is "Harper Library".

ARTICLE 2  
NON-PROFIT CORPORATION

The Corporation is a non-profit corporation.

ARTICLE 3  
PURPOSES

The Corporation is organized and shall be operated exclusively for charitable, educational, and literary purposes within the Harper, Texas community, including such programs, activities and services as are generally associated with community libraries.

Specific purposes include the development and maintenance of a collection of books and other materials of local interest and of literary, educational, historical, artistic and cultural value, to promote literacy, cultural enrichments, and life-long learning; the establishment and maintenance of a community resource center to house that collection and provide meeting and exhibition space for the informal exchange of information, ideas, knowledge and experience; and the solicitation of donations, gifts, bequests, grants, and other forms of public and private assistance to support these activities.

ARTICLE 4  
MEMBERSHIP

The Corporation may have members whose classes, rights, privileges, qualifications and obligations will be defined and specified in the corporate bylaws, pursuant to, and in accordance with, the laws of the state of Texas.

ARTICLE 5  
RESTRICTIONS

Provisions for the regulation of the internal affairs of the Corporation, except as provided in these Articles, shall be determined and fixed by the Bylaws adopted and amended from time to time by the Executive Board of Directors. The Corporation shall exercise all powers conferred upon corporations formed under the Texas Non-Profit Corporation Act, provided, however, that:

1. The Corporation shall not possess or exercise any power of authority (either expressly, by interpretation, or by operation of law) that will prevent it from qualifying, and continuing to qualify, as a Corporation described in Section 501 (c) (3) of the Internal Revenue Code of 1986, as amended or in corresponding provisions of subsequently enacted federal income tax laws (all of which are hereafter referred to as the "Code") nor shall it engage, directly or indirectly, in any activity which would cause the loss of such qualification.
2. If the Corporation shall ever be a private foundation as defined in Section 509(a) of the Code, the Corporation shall make distributions at such time and in such manner as not to subject it to tax under Section 4942 of the Code, and the Corporation shall not:
  - a. Engage in any act of self-dealing which would subject it to tax under Section 4941 of the Code;
  - b. Retain any excess business holdings which would subject it to tax under Section 4943 of the Code;
  - c. Make any investments which would subject it to tax under Section 4944 of the Code; or
  - d. Make any taxable expenditure which would subject it to tax under Section 4945 of the Code.
3. No part of the net assets or any part of the net earnings of the Corporation shall be used for purposes that are not described in Article 4, and the Corporation shall not be organized or operated for any purpose that is not described in Article 4.
4. No part of the net earnings of the Corporation shall inure to the benefit of any private shareholder, officer, board member or individual, or substantial contributor to the Corporation except as reasonable compensation for services rendered or as a reasonable allowance for authorized expenditures incurred on behalf of the Corporation, and no part of the assets or net earnings, current or accumulated, of the Corporation shall ever be distributed to or divided among any such person or inure, be used for, accrue to or benefit any such person or private individual.
5. No substantial part of the activities of the Corporation shall consist of carrying on propaganda or otherwise attempting to influence legislation; nor shall the Corporation participate or intervene in any manner, or to any extent, directly or indirectly, in any political campaign on behalf of or in opposition to any candidate for public office, whether by publishing or distributing statements, or otherwise.

- 6. No solicitation of contributions to the Corporation shall be made and no gift, bequest or devise to the Corporation shall be accepted, upon any condition or limitation, which, in the opinion of the Corporation, may cause the Corporation to lose its exemption from federal income tax.

**ARTICLE 6**  
**DISSOLUTION AND DISTRIBUTION**

Upon the dissolution or liquidation of the Corporation for any reason, the Executive Board of Directors shall, after paying or making provision for payment of all of the Corporation's liabilities, distribute all remaining assets to one or more non-profit or charitable organization(s) as described in both Section 501 (c ) (3) and Section 509 (a)(1) or (2) of the Code, to be used within the geographical area currently served by the Harper Independent School District for the specific charitable, educational and literary purposes and programs described in Article 3 of these Articles of Incorporation.

**ARTICLE 7**  
**REGISTERED OFFICE AND REGISTERED AGENT**

The Address of the initial registered office of the Corporation is:  
Harper Library  
23381 Highway 290  
Harper, TX 78631

The Mailing Address of the initial registered office of the Corporation is:  
Harper Library  
P. O. Box 74  
Harper, TX 78631

The name of the initial registered agent at such address is:  
Peggy Feller Ernst

**ARTICLE 8**  
**INITIAL EXECUTIVE BOARD OF DIRECTORS**

<u>Names</u>	<u>Addresses</u>
Peggy Ernst (President)	P. O. Box 425 Harper, TX 78631
Gayle Reed (Vice President)	7672 S. Ranch Rd. 783 Kerrville, TX 78631
Tomi Pugh (Secretary & Treasurer)	P. O. Box 524 Harper, TX 78631

George Keller (Director)

2134 Oak Alley  
Kerrville, TX 78028

John Graham (Director)

2488 Lange Road  
Harper, TX 78631

Jean Ross (Director)

1845 West Lane, # 106  
Kerrville, TX 78028

ARTICLE 9  
SELECTION OF OTHER DIRECTORS

The Bylaws of this Corporation shall provide procedures for the election or appointment of the officers and directors who shall constitute the governing Executive Board of Directors of the Corporation.

ARTICLE 10  
LIMITATION ON LIABILITY OF THE EXECUTIVE BOARD OF DIRECTORS

The directors and officers of the Corporation shall not be liable to the Corporation or its members for monetary damages for an act or omission in the director's capacity as a director, or in the officer's capacity as an officer, except that this Article shall not eliminate or limit the liability for any act described in Article 7.06B(1)-(4) of the Texas Miscellaneous Corporations Law Act.

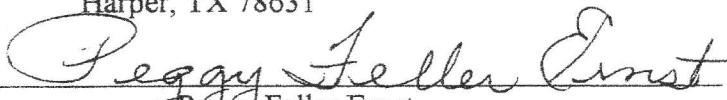
ARTICLE 11  
GENERAL LIMITATIONS

Notwithstanding any other provision of these Articles, the Corporation shall not carry on any activities not permitted to be carried on (1) by a corporation exempt from federal income tax under Section 501 (c )(3) of the Internal Revenue Code or (2) by a corporation to which contributions are deductible under Section 170(c )(2) of the Internal Revenue Code.

ARTICLE 12  
INCORPORATOR

The name and address of the incorporator is:

Peggy Feller Ernst  
P. O. Box 425  
Harper, TX 78631

  
Peggy Feller Ernst

Dated: 7/18/05