

**Form 414
(Revised 09/13)**

Submit in duplicate to:
Secretary of State
P.O. Box 13697
Austin, TX 78711-3697
512 463-5555
FAX: 512/463-5709
Filing Fee: See Instructions



This space reserved for office use.

**Restated Certificate of
Formation
With New Amendments**

Entity Information

The name of the filing entity is:

Citizens Against Derelict Dumping, Inc.

State the name of the entity as currently shown in the records of the secretary of state. If the amendment changes the name of the entity, state the old name and not the new name.

The filing entity is a: (Select the appropriate entity type below.)

- | | |
|---|---|
| <input type="checkbox"/> For-profit Corporation | <input type="checkbox"/> Professional Corporation |
| <input checked="" type="checkbox"/> Nonprofit Corporation | <input type="checkbox"/> Professional Limited Liability Company |
| <input type="checkbox"/> Cooperative Association | <input type="checkbox"/> Professional Association |
| <input type="checkbox"/> Limited Liability Company | <input type="checkbox"/> Limited Partnership |

The file number issued to the filing entity by the secretary of state is: 805406417

The date of formation of the filing entity is: 01/30/2024

Statement of Approval

Each new amendment has been made in accordance with the provisions of the Texas Business Organizations Code. The amendments to the certificate of formation and the restated certificate of formation have been approved in the manner required by the Code and by the governing documents of the entity.

Required Statements

The restated certificate of formation, which is attached to this form, accurately states the text of the certificate of formation being restated and each amendment to the certificate of formation being restated that is in effect, and as further amended by the restated certificate of formation. The attached restated certificate of formation does not contain any other change in the certificate of formation being restated except for the information permitted to be omitted by the provisions of the Texas Business Organizations Code applicable to the filing entity.

Effectiveness of Filing (Select either A, B, or C.)

- A. ☒ This document becomes effective when the document is filed by the secretary of state.
- B. ☐ This document becomes effective at a later date, which is not more than ninety (90) days from the date of signing. The delayed effective date is: _____
- C. ☐ This document takes effect upon the occurrence of the future event or fact, other than the passage of time. The 90th day after the date of signing is: _____
- The following event or fact will cause the document to take effect in the manner described below:

Execution

The undersigned affirms that the person designated as registered agent in the restated certificate of formation has consented to the appointment. The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized under the provisions of law governing the entity to execute the filing instrument.

Date: 03/16/2024

Name of entity (see Execution instructions)

Thomas B. Taylor
Signature of authorized individual (see instructions)

Thomas B. Taylor, Director/Vice President
Printed or typed name of authorized individual

Attach the text of the amended and restated certificate of formation to the completed statement form. Identify the attachment as "Restated Certificate of Formation of [Name of Entity]."

**Restated of Certificate of Formation of
Citizens Against Derelict Dumping, Inc.**

Article I – Entity Name and Type

The name of the filing entity is: Citizens Against Derelict Dumping, Inc.
The Secretary of State's file number for the entity is: 805406417
The entity is a Texas Nonprofit Corporation

Article II – Registered Agent and Registered Office

The initial registered agent is an individual resident of the State of Texas whose name is set forth below:

Thomas B. Taylor
20 Lakewood Lane
Seabrook, TX 77586

Article III – Principal Place of Business

The initial principal Place of business is located at:

228 Marina Bay Drive, Ste. C
Kemah, TX 77565

Article IV – Management

The management of the affairs of the corporation is vested in the Board of Directors. The number of directors constituting the initial Board of Directors and the names and addresses of the persons who are to serve as directors until their successors are elected and qualified are as follows:

Director 1
Russell Lavigne
(Chief Executive Officer)
919 Lake Country Drive
Seabrook, TX 77586

Director 2
George R. Harris
(President)
2133 Willow Dell Drive
Seabrook, TX 77586 USA

Director 3
H. Loyd Thornton
2004 Park Avenue
Kemah, Texas, 77565, USA

Director 4

Robert K. Patterson
(Secretary)
16649 Calumet Trail
College Station, TX 77845

Director 5
Thomas B. Taylor
(Vice President)
P. O. Box 130
Seabrook, TX 77586

Article V – Members

The nonprofit corporation will have no members.

Article VI – Purpose

The organization is organized exclusively for charitable, religious, educational, and scientific purposes under section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code.

The purpose of the Corporation is to further the common good and general welfare and in furtherance of public and societal benefit of the people and the community in and around the Clear Lake and Galveston Bay, Texas by indentifying abandoned and derelict boats, vessels and structures that represent environmental, navigation or safety hazards and work to remove and dispose of those abandoned and derelict items and engage in any related activity, including but not limited to:

1. The preservation of and reclamation of the marine environment of Clear Lake and Galveston Bay, Texas, and including but not limited the tributaries thereto,
2. The lessening of the burden of government, specifically, federal, state and local governments that lack the necessary resources (both in terms of finances, labor, equipment and materials) by providing guidance and resources to achieve the Corporation's purposes,
3. The education of the general public of the environmental and navigational hazards abandoned and derelict vessels, boats and structures present to area residents', businesses' and recreational boaters' quality of life on the local area waters of Clear Lake and Galveston Bay, Texas, and including but not limited to the tributaries thereto,
4. Promote public safety on the local area waters of Clear Lake and Galveston Bay, Texas, and including but not limited to the tributaries thereto,
5. The removal of, clean up of and abatement of environmental hazards and navigational hazards on Clear Lake and Galveston Bay, Texas, and including but not limited to the tributaries thereto,
6. Removal and disposal of abandoned and/or derelict boats, vessels, barges, structures (sunken or afloat) on the waters of Clear Lake and Galveston Bay, and including but not limited to their tributaries that represent polution or environmental hazard,
7. Raise funds from the general public, including but not limited to individuals, corporations, companies, partnerships or from federal, state and local governments or agencies, including but not limited to seeking grants for the purpose of funding efforts to pay for labor and/or materials infurtherance of the goals and objectives of the corporation,
8. Contracting with individuals or companies to aid and assist in the removal and disposal of abandoned and derelict boats or structures from Clear Lake and Galveston Bay, and including but not limited to tibutaries there to,
9. Coordinating, cooperating, assisting and working with federal, state and local agencies, etc. to accomplish and achieve any of the foregoing goals and purposes, including but not limited to the Texas Parks & Wildlife Department, U. S. Coast Guard, Texas General Land Office, U. S. Corp of Engineers, Texas and federal related environmental agencies, law enforement agencies, and municipalities and counties that border or are situated on Clear Lake and Galveston Bay, Texas.

Article VII – Initial Mailing Address

Post Office Box 130
Seabrook, TX 77586

Article VIII – Organizer

The name of the Organizer is:

Thomas B. Taylor
Post Office Box 130
Seabrook, TX 77586

Article IX – Effectiveness of Filing

This document becomes effective when the document is filed by the secretary of State.

Article X – Miscellaneous Provisions

1. No agent, servant, officer or director of the corporation shall receive compensation for their service to the Corporation, but may be reimbursed for personal expenses that inure to the benefit of the Corporation's mission and stated business purpose upon approval of the Board of Directors.
2. No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members, trustees, officers, directors, 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 described in section 501(c)(3). 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.
3. Upon the dissolution of this organization, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or 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.
4. The Corporation shall file appropriate forms and documents with the Internal Revenue Service to establish and comply with the rules and regulations of a "501(c)(3) Charitable non-profit organization.

Execution

The undersigned affirms that the person designated as registered agent has consented to the appointment. The undersigned also affirms that, to the best knowledge of the undersigned, the name provided as the name of the filing entity does not falsely imply an affiliation with a governmental entity. The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized to execute the filing instrument.

Date: March 18, 2024


Thomas B. Taylor, Director/Vice President