



# NORTH CAROLINA

## Department of the Secretary of State

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**To all whom these presents shall come, Greetings:**

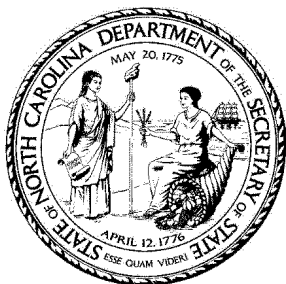
I, Elaine F. Marshall, Secretary of State of the State of North Carolina, do hereby certify the following and hereto attached to be a true copy of

### ARTICLES OF INCORPORATION

OF

### THE DURHAM COMMUNITY MARTIN LUTHER KING STEERING COMMITTEE, INC.

the original of which was filed in this office on the 24th day of February, 1987.



Scan to verify online.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at the City of Raleigh, this 28th day of December, 2012.

*Elaine F. Marshall*

**Secretary of State**

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SECRETARY OF STATE  
NORTH CAROLINA

**ARTICLES OF INCORPORATION  
OF  
The Durham Community Martin Luther King  
Steering Committee, Inc.**

**A NON-PROFIT CORPORATION**

We the undersigned natural persons of the age of twenty-one years or more, acting as incorporators for the purpose of creating a non-profit corporation under the laws of the State of North Carolina, as contained in Chapter 55A of the General Statutes of North Carolina, entitled "Non-Profit Corporation Act", and the several amendments thereto, do hereby set forth:

**I.  
NAME**

The name of the corporation is The Durham Community Martin Luther King Steering Committee, Inc.

**II.  
DURATION**

The period of duration of the corporation shall be perpetual.

**III.  
PURPOSES**

This corporation is organized and shall be operated exclusively for charitable, scientific, and educational purposes, including among other things, the aide of the sick and disabled, the study of the causes, characteristics, prevention and cure of human ailments and injuries, and the promotion of medical and scientific research, knowledge, skill and education.

**IV.  
POWERS**

In addition to the powers granted corporations under the laws of the State of North Carolina, the corporation shall have full power and authority to do everything and anything reasonably and lawfully necessary, proper, suitable, or convenient for the achievement of the purposes above stated, or for any of them, or for the furtherance of the said purposes.

**V.  
TAX EXEMPT STATUS**

At all times, and notwithstanding the merger, consolidation, reorganization, termination, dissolution, or winding up of this corporation, voluntarily or involuntarily, or by operation of law:

This corporation shall not possess or exercise any power or authority either expressly, by interpretation, or by operation of law that will or might prevent it at any time from qualifying, and continuing to qualify, as a corporation described in Section 501(c)(3) of the Internal Revenue Code of 1954, as amended (hereafter referred to as "the Code"), contributions to which are deductible for Federal Income Tax purposes; now shall it engage directly or indirectly in any activity which might cause the loss of such qualification.

No part of the assets or net earnings of this corporation shall ever be used except as outlined in the By-laws of this corporation, nor shall this corporation ever be organized or operated for purposes that are not exclusively religious, charitable, scientific, literary, or educational within the meaning of Section 501(c)(3) of the Code.

This corporation is not organized for profit and no part of its net income shall inure to the benefit of any member, trustee or other individual.

No substantial part of the activities of this corporation shall consist of carrying on propaganda or otherwise attempting to influence legislation; nor shall any of its funds, property or income be contributed to any undertaking, a substantial part of the activities of which is carrying on propaganda or otherwise attempting to influence legislation.

At no time shall this corporation engage in any activities which are unlawful under the laws of the United States, the State of North Carolina or any other jurisdiction where its activities are carried on; nor shall it engage in any transaction defined at the time as prohibited under the Internal Revenue Code of 1954.

No compensation, loan or other payment shall be paid or made to any officer, director, incorporator of this corporation, or substantial contributor to it, except as a reasonable compensation for services rendered and/or as a reasonable allowance for authorized expenditures incurred on behalf of this corporation; and no part of the assets or net earnings, current or accumulated, of this corporation shall ever be distributed to or divided among any such person or persons, or inure to, be used for, accrued to or to the benefit of any such person or private individual (pursuant to the prohibition contained in Section 501(c)(3) of the Code).

No solicitation of contributions to this corporation shall be made, and no gift, bequest or devise to this 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 payment of federal income taxes.

Notwithstanding any other provision of these Articles, if at any time or times the corporation shall be a "private foundation" as defined in Section 509 of the Code, then during such time or times the corporation shall distribute its income for each taxable year at such time and in such manner as not to subject a corporation to tax under Section 4942 of the Code; shall not engage in any act of self-dealing, as defined in Section 4941(d) of the Code; shall not make any investment in any manner as to subject the corporation to tax under Section 4944 of the Code; and shall not make any taxable expenditure as defined in Section 4945(d) of the Code.

Upon termination, dissolution or winding up of this corporation in any manner or for any reason, its assets, if any, remaining after payment of all liabilities of the corporation, shall be distributed to, and only to, one or more organizations described in Section 501(c)(3) of the Code, and such organization or organizations shall not be "private foundations" within the meaning of the Internal Revenue Code and shall be "publicly supported" within the meaning of that Code.

Any references herein to any provision of the Internal Revenue Code of 1954 shall be deemed to mean such provision as now or hereafter existing, amended, supplemented, or superseded, as the case may be.

Membership in the Durham Community Martin Luther King Steering Committee, Inc. shall have one class of member which shall be open to all members of the Durham Community and vicinity prescribing to the ideals and principles of the former Martin Luther King pursuant to N. C. G. S. 55A-7(5).

#### VI. BOARD OF DIRECTORS

The Board of Directors shall consist of a minimum of three (3) members.

#### VII. REGISTERED AGENT

The address of the initial registered office of the corporation is as follows:

Mr. Lawrence E. Johnson  
507 Tuggle Street  
Durham, North Carolina 27713  
Durham County

VIII.  
INITIAL BOARD OF DIRECTORS

The number of Directors constituting the initial Board of Directors shall be three (3), and the names and addresses (including street and number, if any) of the persons who are to serve as Directors until their successors are elected and qualified are:

NAME	STREET ADDRESS	CITY OR TOWN
Lawrence E. Johnson	507 Tuggle Street	Durham, NC 27713
Wells Eddleman	812 Yancey Street	Durham, NC 27701
Dr. Hendrick Van Dyk	5109 Kenwood Road	Durham, NC 27713

IX.  
INCORPORATORS

The names and addresses of all the incorporators are:

NAME	STREET ADDRESS	CITY OR TOWN
Lawrence E. Johnson	507 Tuggle Street	Durham, NC 27713
Wells Eddleman	812 Yancey Street	Durham, NC 27701
Dr. Hendrick Van Dyk	5109 Kenwood Road	Durham, NC 27713

IN TESTIMONY WHEREOF, we have hereunto set our hands, this the 16<sup>th</sup> day of January, A.D., 1987.

Lawrence E. Johnson  
Wells Eddleman  
Dr. Hendrick Van Dyk

STATE OF NORTH CAROLINA

COUNTY OF DURHAM

This is to certify that on the 16<sup>th</sup> day of January, A.D., 1987, before me, a Notary Public, personally appeared Lawrence E. Johnson, Wells Eddleman and Dr. Hendrick Van Dyk who, I am satisfied, are the persons named in and who executed the foregoing Articles of Incorporation, and I having first made known to them the contents thereof, they did each acknowledge that they signed and delivered the same as their voluntary act and deed for the uses and purposes therein expressed.

In Testimony Whereof, I have hereunto set my hand and official seal, this the 16<sup>th</sup> day of January, A.D., 1987.

Shelby L. White  
NOTARY PUBLIC

My Commission expires:

October 30, 1990