

Certificate of Formation

Prescribed Burn Alliance of Texas

Article 1 Entity Name and Type

The filing entity being formed is a nonprofit corporation. The name of the corporation is the Prescribed Burn Alliance of Texas.

Article 2 Registered Agent and Registered Office.

The initial registered agent is an individual resident of the state whose name is Larry Joe Doherty. The business address of the registered agent and the registered office address is 5722 Longpoint Rd., Burton, Texas 77835.

Article 3 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 the first annual meeting of members or until their successors are elected and qualified are as follows:

1. Larry Joe Doherty, 5722 Longpoint Rd., Burton, Texas 77835 USA
2. Dave Redden, 2800 Running River Lane, Washington, Texas 77880 USA
3. Stanley V. Graff, 8901 Governor's Row, Dallas, Texas 75247 USA

Article 4 Membership

The nonprofit corporation shall have members.

Article 5 Purpose

This corporation is organized exclusively for charitable, scientific, literary or educational purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, 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 United States Internal Revenue law. The specific purpose of the corporation is to promote the common good and general welfare of the people in Texas by educating training and practicing safe prescribed burn techniques that reduce or eliminate fuel load build-up in open spaces providing fire protection and/or prevention from wild or unexpected fires in and near these burned open spaces. Prescribed burning is a useful tool for improving wildlife habitat and improving quality of vegetation to support native species in open spaces in addition to improving public safety.

Notwithstanding any other provision of this Certificate of Formation, the Corporation shall not conduct or carry on any activities not permitted to be conducted or carried on by an organization exempt under Section 501(c)(3) of the Internal Revenue Code of 1986 and its Regulations as they now exist or as they may hereafter be amended, or by an organization contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code and its Regulations as they now exist or as they may hereafter be amended. 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 publication or distribution of statements) any political campaign on behalf of any candidate for public office.

No part of the net earnings of the Corporation shall inure to the benefit of any director or officer of the Corporation, or any private individual (except that reasonable compensation may be paid for services rendered to or for the Corporation affecting one or more of its purposes), and no director or officer of the Corporation, or any private individual shall be entitled to share in the distribution of any of the corporate assets on dissolution of the Corporation. The assets of the corporation are permanently dedicated to exempt purposes.

Upon the winding up and dissolution of the Corporation, the Board of Directors shall, after paying or making adequate provision for the payment of all the liabilities of the Corporation, distribute the remaining assets for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code of 1986, as it now exists or as it may hereafter be amended, as the Board of Directors shall determine. Any of such assets not disposed of shall be disposed of by a district court of the county in which the principal office of the corporation is then located, exclusively for such exempt purposes and to such exempt organization or organizations, as said Court shall determine, which are organized and operated exclusively for such exempt purposes.

Organizer

The name and address of the organizer:

David Braun
Braun & Gresham, PLLC
PO Box 1148, Dripping Springs, Texas USA 78620

Effectiveness of Filing

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

Execution

The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument.

Date: 1/31/2012



Signature of organizer