

**State of Indiana  
Office of the Secretary of State**

**CERTIFICATE OF INCORPORATION**

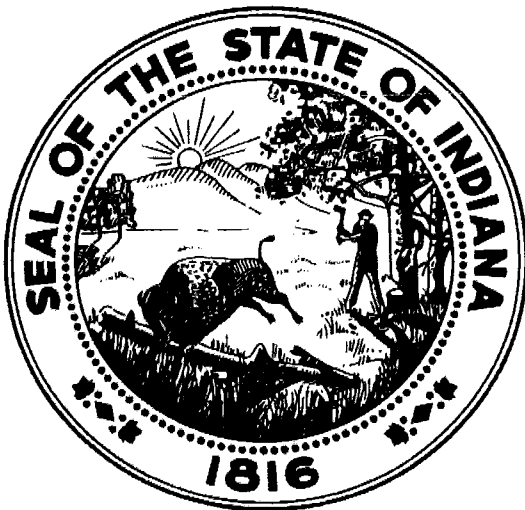
of

**NEWBURGH COMMUNITY THEATER, LIMITED**

I, CONNIE LAWSON, Secretary of State of Indiana, hereby certify that Articles of Incorporation of the above Non-Profit Domestic Corporation have been presented to me at my office, accompanied by the fees prescribed by law and that the documentation presented conforms to law as prescribed by the provisions of the Indiana Nonprofit Corporation Act of 1991.

NOW, THEREFORE, with this document I certify that said transaction will become effective Monday, December 14, 2015.

In Witness Whereof, I have caused to be affixed my signature and the seal of the State of Indiana, at the City of Indianapolis, December 14, 2015.



*Connie Lawson*

CONNIE LAWSON,  
SECRETARY OF STATE



# ARTICLES OF INCORPORATION FOR A NONPROFIT CORPORATION

State Form 4162 (R13 / 5-14) Corporate Form No. 364-1 (October 1984)  
Approved by State Board of Accounts, 2014

CONNIE LAWSON  
SECRETARY OF STATE  
BUSINESS SERVICES DIVISION  
302 W. Washington Street, E018  
Indianapolis, IN 46204  
Telephone: (317) 232-6576

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- INSTRUCTIONS:**
1. Use 8 1/2" x 11" white paper for attachments.
  2. Present original and one copy to the address in the upper right corner of this form.
  3. Please TYPE or PRINT in INK.
  4. Please visit our office at [www.sos.in.gov](http://www.sos.in.gov).
  5. Make check or money order payable to Secretary of State.

Indiana Code 23-17-3-2  
FILING FEE: \$30.00

- NOTES:**
1. Nonprofit corporations must qualify with the Internal Revenue Service and the Indiana Department of Revenue. It is strongly suggested you do not complete or file this form before contacting both agencies.
  2. Article VII must be completed appropriately. Please see (1) above.

## ARTICLES OF INCORPORATION

The undersigned, desiring to form a Corporation (*hereinafter referred to as the "Corporation"*) pursuant to the provisions of the Indiana Nonprofit Corporation Act of 1991 (*hereinafter referred to as the "Act"*), execute the following Articles of Incorporation:

### ARTICLE I - NAME AND PRINCIPAL OFFICE

Name of the Corporation: (*The name must include the word Corporation, Incorporated, Limited, Company or an abbreviation thereof.*)

Newburgh Community Theater, Limited

Address of Principal Office ( <i>number and street</i> )	City	State	ZIP code
6500 Blue Spruce Drive	Newburgh	IN	47630

### ARTICLE II - PURPOSE

The purposes for which the Corporation is formed are:  
**Specific language is required by the IRS in this article in order to be approved for 501(c) status. Contact the IRS for assistance.**

Please see attachment

APPROVED  
AND  
FILED  
*Connie Lawson*  
SECRETARY OF STATE  
IND.

### ARTICLE III - TYPE OF CORPORATION (CHECK ONLY ONE)

The Corporation is a:

- public benefit corporation, which is organized for a public or charitable purpose;
- religious corporation, which is organized primarily or exclusively for religious purposes; or
- mutual benefit corporation (*all others*).

### ARTICLE IV - REGISTERED AGENT AND REGISTERED OFFICE

Registered Agent: The name and street address of the Corporation's Registered Agent and Registered Office for service of process are:

Name of Registered Agent (*cannot be the corporation itself.*)

Matthew Mason - CPA

Address of Registered Office ( <i>number and street</i> ) ( <i>PO Box not accepted</i> )	City	State	ZIP code
8166 Roberts Ridge	Newburgh	IN	47630

**Required:**  
 By checking the box, the Signator(s) represents that the registered agent named in the application has consented to the appointment of registered agent.

### ARTICLE V - MEMBERSHIP

Indicate if Corporation will have members:

- Yes
- No

# **ARTICLES OF INCORPORATION FOR A NONPROFIT CORPORATION**

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Approved by State Board of Accounts, 2014

## **ATTACHMENT**

**Newburgh Community Theater, Limited  
Executed & Verified 09 December 2015**

### **Articles:**

#### **ARTICLE II - PURPOSE ARTICLE VI - INCORPORATOR(S) ARTICLE VIII - INCORPORATOR(S) Execution & Verification**

#### **ARTICLE II - PURPOSE**

#### **The purposes for which the Corporation is formed are:**

This nonprofit corporation is a public benefit corporation fully authorized to do all things which a public benefit corporation may do as a nonprofit community theater company, specifically including, but not limited to, producing new and classic theatrical productions.

Further, the general purpose of this community theater corporation is to perpetually and broadly provide to the Newburgh community the

- 1) educational,
- 2) literary,
- 3) cultural,
- 4) entertainment, and
- 5) general

benefits of storytelling through all aspects of the art of stagecraft by providing, encouraging and enhancing the:

- 1) production,
- 2) infrastructure,
- 3) teaching,
- 4) means, and
- 5) inspiration

of the theater to the general public. (Continued to Attachment Page Two (2).)

**ARTICLE VI - INCORPORATOR(S)**  
*(INCORPORATORS MAY NEVER BE AMENDED)*

Name(s) and address(es) of the incorporator(s) is/are as follows:				
Name	Number and Street or Building	City	State	ZIP code
Roger E. Ziliak	4763 Penrose Dr.	Newburgh	IN	47630
See attachment for additional				

**ARTICLE VII - DISTRIBUTION OF ASSETS ON DISSOLUTION OR FINAL LIQUIDATION**

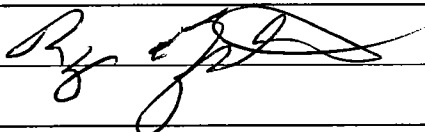
Refer to Indiana Code 23-17-22-5 for permitted activities following Dissolution:  
**Specific language is required by the IRS in this article in order to be approved for 501(c) status. Contact the IRS for assistance.**

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.

\* Please note this section must be completed.

**ARTICLE VIII - INCORPORATOR(S)**  
*(INCORPORATORS MAY NEVER BE AMENDED)*

In witness whereof, the undersigned incorporator(s) of said Corporation execute(s) this document, and verify(ies) subject to penalties of perjury that the facts contained herein are true this 9th day of December, 2015.

Signature 	Printed name Roger E. Ziliak
Signature	Printed name Please see attachment for additional signatures
Signature	Printed name

This instrument was prepared by: (name)  
Jed Hutson - Attorney at Law

Address (number and street or building) 316 Adams, PO Box 624	City Newburgh	State IN	ZIP code 47629-0624
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This corporation is organized exclusively for educational purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986. No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members, trustee, 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 these purposes. 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, without limitation, the publishing, lobbying or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provisions of these articles, the Corporation shall not carry on any other activities not permitted to be carried on by: (a) a corporation exempt from Federal income tax under I.R.C. Section 501(c)(3), as amended; or (b) a corporation, contributions to which are deductible under I.R.C. Section 170(c)(2), as amended."

## **ARTICLE VI - INCORPORATOR(S)**

Names and addresses of the incorporators are as follows:

- Michael Deicken  
5367 Oakwood Dr.  
Newburgh, IN 47630
- Margaret Dennis  
6500 Blue Spruce Dr.  
Newburgh, IN 47630
- Jed Hutson  
316 Adams – PO Box 624  
Newburgh, IN 47629-0624
- Matthew Mason  
8166 Roberts Ridge  
Newburgh, IN 47630

**ARTICLE VIII - INCORPORATOR(S) Execution & Verification**

In witness whereof, the undersigned incorporators of said Corporation execute this document, and verify subject to penalties of perjury that the facts contained herein are true this ninth (9th) day of December, 2015.



\_\_\_\_\_  
Signature

\_\_\_\_\_  
Michael Deicken


\_\_\_\_\_  
Printed Name



\_\_\_\_\_  
Signature

\_\_\_\_\_  
Margaret Dennis

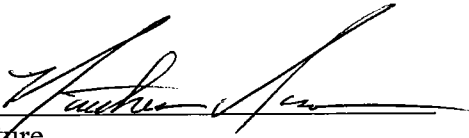
\_\_\_\_\_  
Printed Name



\_\_\_\_\_  
Signature

\_\_\_\_\_  
Jed Hutson

\_\_\_\_\_  
Printed Name



\_\_\_\_\_  
Signature

\_\_\_\_\_  
Matthew Mason

\_\_\_\_\_  
Printed Name