

**RESTATED**  
**WV ARTICLES OF INCORPORATION**  
**WITH AMENDMENTS REQUIRING MEMBER APPROVAL**

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The undersigned, acting as incorporator(s) according to the West Virginia Code §31E-2-202, restate the following Articles of Incorporation for a West Virginia Non-Profit Domestic Corporation, including amendments requiring member approval, according to West Virginia Code §31E-10-1006. These articles of incorporation supersede the original articles of incorporation and all amendments to it.

**ARTICLE I – NAME:**

The name of this Corporation shall be: Enlisted Association of the National Guard of WV.

**ARTICLE II – DATE OF ADOPTION:**

These restated and amended Articles of Incorporation were approved by the members of this Corporation as prescribed by West Virginia Code §31E-10-1003.

At a meeting held on April 30, 2022, a quorum of the members entitled to vote on the restated and amended Articles of Incorporation were present and the restated and amended Articles of Incorporation were adopted by a 2/3rds majority of members present.

**ARTICLE III – PLACE OF BUSINESS AND CONTACT INFORMATION:**

The principal official place of business of said Corporation will be located at 1703 Coonskin Drive, in the city of Charleston, in the county of Kanawha and state of West Virginia.

The E-mail address where business correspondence on behalf of the Corporation may be received is [info@eangwv.org](mailto:info@eangwv.org).

The website of the business is <https://www.eangwv.org>.

**ARTICLE IV – PURPOSE:**

This Corporation is organized as a non-profit, non-stock entity with members.

The general nature and purpose of the Corporation shall be:

- a. To promote and maintain adequate national security and disaster response capabilities for the United States of America and the state of West Virginia.
- b. To promote and advance the status, welfare, and professionalism of the enlisted members of the West Virginia National Guard and their families.
- c. To support legislation that provides adequate staffing, pay, benefits, entitlements, equipment, and installations for enlisted members of the West Virginia National Guard.

- d. To provide support and resources to West Virginia National Guard members and their families.
- e. To promote the social welfare of the community.
- f. To sponsor or participate in activities of a patriotic nature.
- g. Not to be a profit-making organization.
- h. Not to participate in a political campaign on behalf of, or in opposition to, a candidate for political office.

#### **ARTICLE V – MEMBERSHIP:**

The following persons are eligible for voting membership in this Corporation:

- a. all enlisted personnel, active and retired, of the West Virginia National Guard.
- b. all enlisted personnel, active or retired, of the National Guard of the United States of America in any state, district, or territory whose primary residence is within the State of West Virginia.
- c. West Virginia National Guard members or retirees who spent a majority of their military service as an enlisted person, regardless of the member's grade on the Retired List.

The active and voting membership of this Corporation shall at all times be confined to the active membership in good standing, with eligibility to, acquiring of, suspension from, and discontinuance of membership being in accordance with the Bylaws of this Corporation.

This Corporation shall maintain a membership of which 75 percent are past or present members of the Armed Forces of the United States and substantially all of the other members of which are individuals who are cadets or are spouses, widows, widowers, ancestors, or lineal descendants of past or present members of the Armed Forces of the United States.

#### **ARTICLE VI – TERM:**

This Corporation shall have a perpetual existence, subject to the laws and provisions of the State of West Virginia, these Articles of Incorporation, and the Bylaws of this Corporation.

#### **ARTICLE VII – MISCELLANEOUS:**

This Corporation is organized explicitly as an organization of past or present members of the Armed Forces of the United States as defined in Section 501(c)(19) of the Internal Revenue Code, or the corresponding section of any future federal tax code. No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members, trustees, 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 the purposes set forth in Article IV hereof.

Notwithstanding any other provision of these articles, this corporation shall not carry on any other activities not permitted to be carried on by a corporation exempt from federal income tax under section 501(c)(19) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

Contact and Signature Information:

- a. Contact person to reach in case there is a problem with filing: Christopher Rollins at chris@eangwv.org or 681-205-7027.
- b. Name of person who is signing these restated Articles of Incorporation:  
James R. Lowry III

c. **Signature of**  
**Incorporator:** \_\_\_\_\_ **Date:** \_\_\_\_\_

PROPOSAL