

**ARTICLES OF INCORPORATION FOR
MONTANA MASTERS SWIMMING COMMITTEE**
A Montana Non-profit Corporation

The following Articles are executed by the undersigned person for the purpose of forming a Montana Non-profit corporation.

ARTICLE I.

The name of this non-profit corporation is Montana Masters Swimming Committee.

ARTICLE II.

The duration of this nonprofit corporation is perpetual.

ARTICLE III.

The purpose of this nonprofit corporation is to encourage, promote, and improve physical fitness in adults and to offer adults the opportunity to participate in a lifelong fitness and competitive and recreational swimming program, and to encourage organizations and communities to sponsor Masters swimming programs, and to enhance fellowship and camaraderie among Masters swimmers, and to stimulate research in the sociology, psychology and physiology of Masters swimming. These activities shall be accomplished within the standards and rules prescribed by United States Masters Swimming, Inc., and this nonprofit corporation. This nonprofit corporation shall have all powers and all authority necessary to carry out these purposes and to engage in all activities not prohibited to nonprofit corporations.

ARTICLE IV.

This nonprofit corporation is organized exclusively for charitable, religious, educational, and scientific purposes, 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 corresponding section of any future federal tax code.

No part of the net earnings of this nonprofit corporation shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the organization 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 the purpose clause hereof. No substantial part of the activities of this nonprofit corporation shall be the carrying on of propaganda, or intervening in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of this document, this nonprofit corporation shall not carry on any other activities not permitted to be carried on (a) by any organization exempt from federal income tax

under section 501 (c)(3) of the Internal Revenue Code, corresponding section of any future federal tax code, or (b) by an organization, contributions to which are deductible under section 170(c)(2) of the Internal revenue Code, or corresponding section of any future federal tax code.

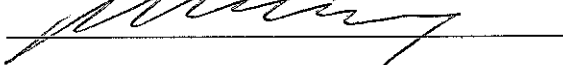
Upon the dissolution of this nonprofit corporation, its assets shall be distributed for one or more exempt purposes within the meaning of section 501(c) (3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for the public purpose. Any such assets not disposed of shall be disposed of by the Montana District Court of the county in which the principle office of this nonprofit corporation is then located, exclusively for the purpose or to such organization or organizations, as said court shall determine, which are organized and operated exclusively for such purposes.

ARTICLE V.

The name and address of the registered agent is as follows:

Name: Richard A. Weber

Street Address: 345 West Main Street, Hamilton, MT 59840

Signature of Agent: 

ARTICLE VI.

The name and address of the incorporator is as follows:

Name: Richard A. Weber

Street Address: 345 West Main Street, Hamilton, MT 59840

ARTICLE VII.

This nonprofit corporation is a public benefit corporation with members, as defined in the bylaws of this nonprofit corporation.

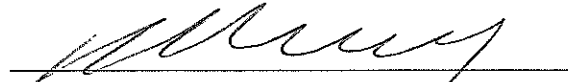
ARTICLE VIII.

This nonprofit corporation will either apply for tax exempt status to the IRS under section 501(c)(3) of the Internal Revenue Code, or will continue to operate under the tax exempt status of United States Master Swimming, Inc. as a subsidiary organization. In either case, this nonprofit corporation will meet the requirements and purposes described in Article IV above.

ARTICLE IX.

The directors shall not be personally liable to the corporation or its members for monetary damages for breach of a director's duties to the corporation and its members, provided that this shall not eliminate the liability of a director as provided in MCA 35-2-213(2)(e).

I hereby swear and affirm under penalty of the law that the facts contained in this document are true.



Richard A. Weber, Incorporator
345 West Main Street
Hamilton, MT 59840
406-363-6888 ravallilaw@montana.com