

**ARTICLES OF INCORPORATION OF  
OAK MOUNTAIN PRESBYTERIAN CHURCH  
A NON-PROFIT CORPORATION**

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These Articles of Incorporation are signed and acknowledged by the incorporators for the purpose of forming a non-profit corporation under the provisions of the Alabama Non-Profit Corporation Act, as follows:

**ARTICLE I**

The name of the corporation is: **OAK MOUNTAIN PRESBYTERIAN CHURCH.**

**ARTICLE II**

The term of the corporation is unlimited and perpetual. In the event of dissolution, the Board of Directors shall, after paying or making provision for the payment of all of the liabilities of the corporation, dispose of all of the assets of the corporation to any organization or organizations organized and operated exclusively for charitable, educational, or religious purposes as shall at the time qualify as an exempt organization or organizations under and within the meaning of §501(c)(3) of the Internal Revenue Code (or the corresponding provisions of any future United States Internal Revenue law) as the Board of Directors shall determine. Among other methods and reasons for dissolution, the Board of Directors may, by two-thirds vote, cease corporate activities and dissolve the corporation in accordance herewith.

**ARTICLE III**

1. The purpose or purposes of this corporation are as

follows:

(a) To operate as a church by and through all of its various ministries to propagate the Gospel of the Lord Jesus Christ as contained in both the Old and New Testaments of the Holy Bible;

(b) To aid in the fulfillment of the "Great Commission" of the Lord Jesus Christ to "go ye... and disciple all nations.";

(c) By the grace of God, to bring salvation to as many persons as possible by holding forth the Word of Life at every opportunity and in every field, both at home and abroad;

(d) To provide for the worship of God, in all that entails, including preaching, music, praise, prayer, and the upholding of the name of the Lord Jesus Christ;

(e) To minister to the body of Christ for the meeting of needs, spiritual and temporal, and to educate all those who hear in the principles of Christian living as taught and explained in the Holy Bible;

(f) to operate the church by and through its various ministries of worship, study, missions, education, including but not limited to, kindergarten, elementary, secondary, and college education, discipline, solemn occasions and rites, helps to the poor, needy, and elderly, service to the public and community, participation in the arts, and all other ministries to effectuate its purposes as the Church of the Lord Jesus Christ;

(g) To adhere to, follow, propagate, and be governed by the Constitution of the Presbyterian Church in America, which consists of its doctrinal standards set forth in the *Westminster*

*Confession of Faith, together with the Larger and Shorter Catechisms and the Book of Church Order, as adopted by the Presbyterian Church in America, and as amended from time to time;*

(h) To enter into any kind of activity, and to make, perform and carry out contracts of every kind in connection with and necessary or incidental to, the accomplishment of the non-profit purposes of the corporation;

(i) To operate exclusively for religious purposes as a church being solely under the authority of God Almighty and the Lord Jesus Christ, and also, though formal approval is not required by law though such approval may have been given, for religious, charitable, and educational purposes within the meaning of §501(c)(3) of the Internal Revenue Code (or the corresponding provision of any future United States Internal Revenue law).

2. To receive and administer funds for the aforesaid purpose or purposes and for no other purpose, and to that end, to take and hold by contract, agreement, devise, bequest, gift, purchase, lease, either absolutely or in trust, for such objects and without limitations as to the amount or value, except such limitations, if any, as may be imposed by law; to sell, convey and dispose of any such property, and to deal with such property for any of the aforementioned purposes, without limitation, except such limitation, if any, as may be contained in the instrument under which such property is received, and to exercise any, all and every power for which a non-profit corporation organized under the provisions of the Alabama Non-Profit Corporation Act, all for the

public welfare which can be authorized to exercise, but not any other power.

3. No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to, its directors, 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 this Article III. 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 publishing or distribution of statements) any political campaign on behalf of or against any candidate for public office.

4. Notwithstanding any of the provisions of these Articles of Incorporation, this corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under §501(c)(3) of the Internal Revenue Code, or the corresponding provision of any future United States Internal Revenue law, or, (b) by a corporation, contributions to which are deductible under §170(c)(2) of the Internal Revenue Code, or any other corresponding provision of any future United States Internal Revenue law.

#### ARTICLE IV

The location of the initial registered office of the corporation is the City of Birmingham, in the County of Shelby,



State of Alabama. The address of the registered office in Alabama is: 6260 Cahaba Valley Road, Birmingham, AL 35242. The name of its registered agent at said address is: Rev. Robert K. Flayhart.

#### ARTICLE V

The corporation is organized on a non-stock basis. Said corporation is to be financed by contributions to it of funds and property absolutely or in trust.

#### ARTICLE VI

The corporation shall have one class of members. Members shall be those persons who have qualified and been admitted into the membership of the Church according to the requirements and provisions of *The Book of Church Order* of the Presbyterian Church in America and the Session of the Oak Mountain Presbyterian Church. Members shall be entitled to one vote each. The only vote that members shall make is for election of trustees and for such items as permitted or required by *The Book of Church Order* of the Presbyterian Church in America.

#### ARTICLE VII

The incorporators shall be the initial Board of Directors. Directors for the Church as a corporation shall be known as "Trustees". The Trustees shall serve five (5) year terms. Election of Trustees shall be at a regularly called congregational meeting of resident communing members. A quorum for election of Trustees shall be one-sixth (1/6th) of the resident communing members of the church, or as may be otherwise defined by future provisions of *The Book of Church Order* of the Presbyterian Church

in America. The number of Trustees shall not be less than three (3), with a maximum number as may be determined from time to time by the Bylaws of the corporation, and any amendment thereto, and in the absence of the Bylaws fixing the maximum number of Trustees, there shall be no limitation as to the number of Trustees that may be elected and serve. The number and designation of any committee or committees shall be provided for by the Trustees.

#### ARTICLE VIII

The names and addresses of the incorporators, who shall also serve as its initial Board of Trustees, are as follows:

<u>NAME</u>	<u>ADDRESS</u>
Mike Scruggs	5144 Willow Way Birmingham, AL 35242
James Entrekin	4511 Tavern Road Birmingham, AL 35242
Roger Means	2772 Berkeley Drive Birmingham, AL 35242

#### ARTICLE IX

The names of the officers of the corporation chosen for the first year and until their respective successors are elected and qualified are as follows:

<u>NAME</u>	<u>OFFICE</u>
Mike Scruggs	President
James Entrekin	Vice President
Roger Means	Secretary/Treasurer

#### ARTICLE X

The Trustees shall adopt Bylaws for the corporation. The Bylaws shall prescribe the duties of Trustees and Officers, fix the

date of regular and special meetings and otherwise provide for the orderly operation, regulation, and government of the corporation, its agents, servants and officers, and for all other purposes not inconsistent with the Constitution and laws of the State of Alabama or the United States of America (except where in conflict with the Holy Scriptures or Doctrine), these Articles of Incorporation, *The Book of Church Order* of the Presbyterian Church in America, and the Holy Scriptures.

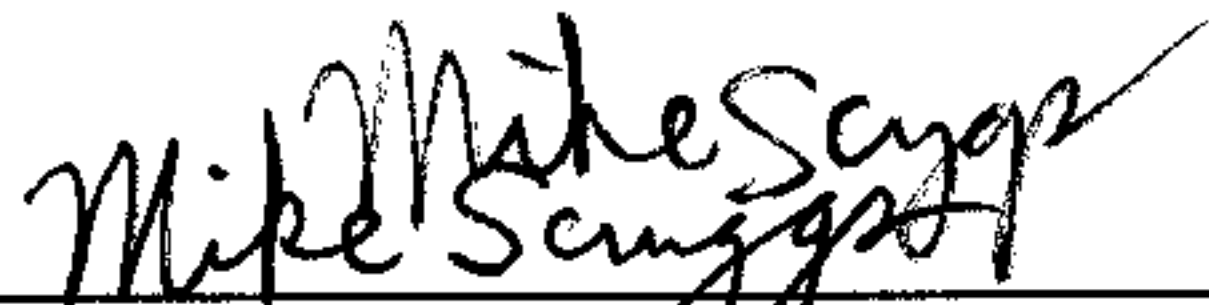
#### ARTICLE XI

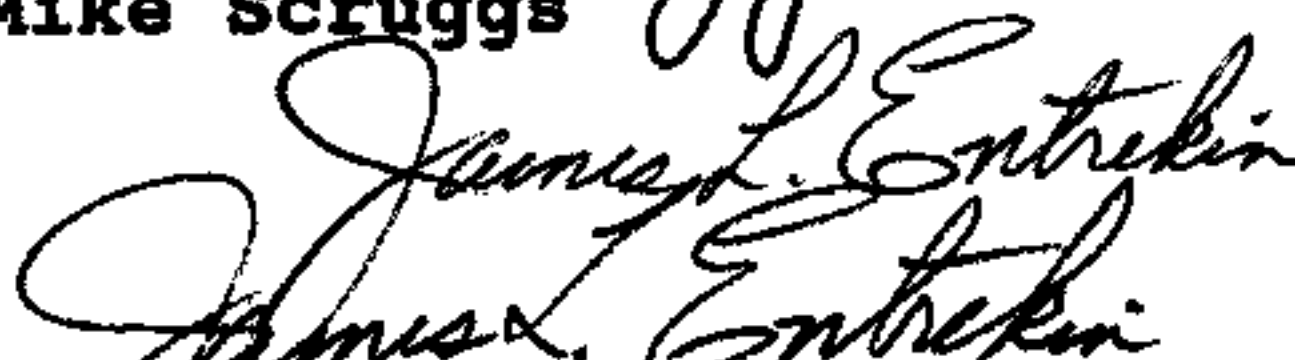
1. The Church government is provided for by *The Book of Church Order* of the Presbyterian Church in America. Two governing bodies are therein provided, viz:, the Session and the Board of Deacons. The Board of Trustees provided by these Articles of Incorporation shall perform all corporate powers necessary and as required by the law of the State of Alabama. Unless otherwise required by the law of the State of Alabama (provided it is not in conflict with the Holy Scriptures or doctrine), any conflict between these Articles of Incorporation and *The Book of Church Order* of the Presbyterian Church in America shall be resolved in favor of *The Book of Church Order* of the Presbyterian Church in America.


2. The Oak Mountain Presbyterian Church, as a body of believers, recognizes only the sovereignty of God Almighty and the Lordship of Jesus Christ in all things. The church shall be governed according to the tenets of the faith contained in the Holy Scriptures, being the Old and New Testaments of the *Holy Bible*, and

according to the doctrines of the church contained in the Constitution of the Presbyterian Church in America. The church recognizes God's ordination of the civil authority and the legitimate laws in support thereof. The church shall uphold the laws of the civil authority provided such laws are not in conflict with the Holy Scriptures, or the doctrine of the church contained in the Constitution, as well as determined by the church.

IN WITNESS WHEREOF, the incorporators have hereunto signed these Articles of Incorporation, on this the 23<sup>rd</sup> day of September, 1992.

  
Mike Scruggs

  
James Entrekin

  
Roger Means

STATE OF ALABAMA

COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said County and State, hereby certify Mike Scruggs, whose name as incorporator of OAK MOUNTAIN PRESBYTERIAN CHURCH, a non-profit corporation, is signed to the foregoing Articles of Incorporation, and who is known to me, acknowledged before me on this day, that being informed of the contents of the Articles of Incorporation, he, as such



incorporator and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this the 15<sup>th</sup> day of September, 1992.

Lucianne C. Pugh  
Notary Public

NOTARY PUBLIC STATE OF ALABAMA AT LARGE.  
MY COMMISSION EXPIRES: July 22, 1995.  
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

**STATE OF ALABAMA**  
**COUNTY OF SHELBY**

I, the undersigned, a Notary Public in and for said County and State, hereby certify **James Entrekin**, whose name as incorporator of OAK MOUNTAIN PRESBYTERIAN CHURCH, a non-profit corporation, is signed to the foregoing Articles of Incorporation, and who is known to me, acknowledged before me on this day, that being informed of the contents of the Articles of Incorporation, he, as such incorporator and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this the 17<sup>th</sup> day of September, 1992.

Lucianne C. Pugh  
Notary Public

NOTARY PUBLIC STATE OF ALABAMA AT LARGE.  
MY COMMISSION EXPIRES: July 22, 1995.  
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

**STATE OF ALABAMA**  
**COUNTY OF SHELBY**

I, the undersigned, a Notary Public in and for said County and State, hereby certify **Roger Means**, whose name as incorporator of OAK MOUNTAIN PRESBYTERIAN CHURCH, a non-profit corporation, is signed to the foregoing Articles of Incorporation, and who is known

to me, acknowledged before me on this day, that being informed of the contents of the Articles of Incorporation, he, as such incorporator and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this the 16<sup>th</sup> day of September, 1992.

Lucianne C. Pugh  
NOTARY PUBLIC

NOTARY PUBLIC STATE OF ALABAMA AT LARGE.  
MY COMMISSION EXPIRES: July 22, 1995.  
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

# State of Alabama

SHELBY

## County

CERTIFICATE OF INCORPORATION

OF

OAK MOUNTAIN PRESBYTERIAN CHURCH

The undersigned, as Judge of Probate of SHELBY County, State of Alabama, hereby certifies that duplicate originals of Articles of INCORPORATION of OAK MOUNTAIN PRESBYTERIAN CHURCH, duly signed and verified pursuant to the provisions of Section NON-PROFIT of the Alabama Business Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY the undersigned, as such Judge of Probate, and by virtue of the authority vested in him by law, hereby issues this Certificate of INCORPORATION of OAK MOUNTAIN PRESBYTERIAN CHURCH, and attaches hereto a duplicate original of the Articles of INCORPORATION.

GIVEN Under My Hand and Official Seal on this the 30 day of SEPTEMBER, 19 92.



*Thomas A. Snowden, Jr.*

Judge of Probate

Inst # 1992-21686

09/30/1992-21686  
09:59 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
011 MJS 28.00