

**ARTICLES OF INCORPORATION
OF
BURKHART CEMETERY, INC.**

(A MISSOURI NONPROFIT CORPORATION)

The undersigned, being a natural person of the age of eighteen (18) years or more and a citizen of the United States, for the purpose of forming a corporation under the "Nonprofit Corporation Law of the State of Missouri," does hereby adopt the following Articles of Incorporation:

ARTICLE I

The name of the corporation shall be: **Burkhart Cemetery, Inc.** (the "Corporation").

ARTICLE II

The Corporation is a mutual benefit corporation.

ARTICLE III

The period of duration of the Corporation is perpetual.

ARTICLE IV

The name and address of the incorporator is as follows: Chuck D. Brown of Warten, Fisher, Lee & Brown, LLC, 613 S. Byers, Joplin, Missouri, 64801.

ARTICLE V

The number of directors constituting the first Board of Directors shall be five (5). The affairs of the Corporation shall be managed by its Board of Directors. The names and address of the first Board of Directors are:

Rex Hutcheson, President
2815 W. 24th Street
Joplin, MO 64804

Danny Triplett, Director
11318 Crow Road
Seneca, MO 64865

Karen Love, Secretary-Treasurer
11729 Palm Road
Neosho, MO 64850

Kim Craven, Director
25400 S. 630rd
Grove, OK 74347



Tania Roach, Vice-President
975 W. Conner, P. O. Box 9
Fairland, OK 74343

Thereafter, the number of directors shall be fixed by or in the manner of the bylaws of the Corporation, provided there shall be no less than three (3) directors. The first Board of Directors shall be elected in the manner described in the bylaws of the Corporation.

ARTICLE VI

The name of the initial registered agent is Chuck D. Brown, and the initial registered office is 613 S. Byers Avenue, Joplin, Missouri 64801.

ARTICLE VII

The members of the Corporation, within the meaning of Section 355.066 of the Missouri Nonprofit Corporation Act, shall be the owner of a lot, lots, or part of lots, and/or have made a contribution to the maintenance of the Cemetery. Each member shall have one (1) vote.

ARTICLE VIII

The Corporation is a nonprofit corporation organized and operating as a business league within the meaning of section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), or the corresponding provision of any subsequent federal tax law, organized for the following purposes:

- (1) To promote, establish, support, and maintain the Burkhardt Cemetery in Racine, Newton County, Missouri;
- (2) To engage in any lawful act or activity for which a nonprofit corporation may be organized under the laws of the State of Missouri; and
- (3) Such other purposes not inconsistent with the Corporation's purpose as determined by its Board of Directors.

Notwithstanding any provisions of these Articles of Incorporation or otherwise to the contrary, nothing herein shall be construed to give the Corporation any purpose that is not permitted under Section 501(c)(3) of the Code. Notwithstanding any provision of these Articles of Incorporation or otherwise to the contrary, the Corporation is not authorized to make any payments or distributions, to engage in regular business of a kind ordinarily carried on for profit or otherwise carry on any activities, which would cause it to fail to qualify, or fail to continue to qualify, as an organization exempt from federal income tax under section 501(c)(3) of the Code.

ARTICLE IX

The Corporation is not organized for pecuniary profit or financial gain, and no part of the net earnings of the Corporation shall inure to the benefit of or be distributable to its members (if any), directors, officers, or other private persons, except that the organization shall be authorized and empowered to (i) pay reasonable compensation for services actually rendered to or on behalf of the Corporation, (ii) reimburse out-of-pocket expenditures incurred in carrying out the exempt purposes of the Corporation, and (iii) make payments and distributions in furtherance of the purposes set forth in the purposes clause hereof. Notwithstanding any other provision of this document, the Corporation shall not carry on any other activities not permitted to be carried on (a) by an organization exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future Federal Tax Code, or (b) by a corporation organized under the Missouri Nonprofit Corporation Act as now existing or hereafter amended.

ARTICLE X

Upon the dissolution of the Corporation, the Board of Directors shall, after paying or making provisions for the payment of all of the liabilities of the Corporation, dispose of all of the assets of the Corporation, in such manner, to such organization or organizations organized and operated exclusively as shall at the time qualify as an exempt organization or organizations under Section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future United States Internal Revenue law) as the Board of Directors of this Corporation shall determine. Any of such assets not so disposed of shall be disposed of by the Circuit Court of Newton County, to such organizations as shall qualify under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended.

ARTICLE XI

The Corporation shall have no capital stock or authority to issue any capital stock.

ARTICLE XII

The incorporators shall not be liable for the debts of the Corporation. Neither the Board of Directors nor the members, if any, of the Corporation, shall be individually or personally liable for the debts, liabilities or obligations of the Corporation.

ARTICLE XIII

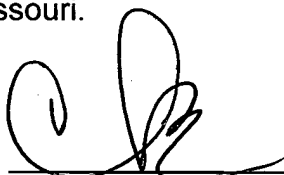
The Board of Directors may repeal or amend the bylaws of this Corporation and may adopt new or additional bylaws.

ARTICLE XIV

The Corporation shall have all powers authorized by the Missouri Non-Profit Corporation Law, as amended from time to time.

ARTICLE XV

These Articles of Incorporation shall be effective as of the date of their filing with the Secretary of State of the State of Missouri.



Chuck D. Brown, Incorporator

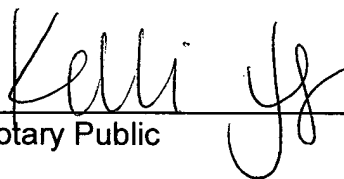
STATE OF MISSOURI)

) ss.

COUNTY OF JASPER)

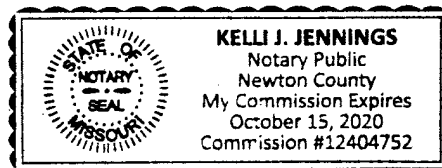
On this 7th day of June, 2017, personally appeared before me, Chuck D. Brown, who, being by me duly sworn, declared that he is the person described in the foregoing document and acknowledged that he signed the same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.



Notary Public

My Commission Expires: 10-15-20



STATE OF MISSOURI



John R. Ashcroft
Secretary of State

CERTIFICATE OF INCORPORATION

WHEREAS, Articles of Incorporation of

Burkhart Cemetery, Inc.
N000705375

have been received and filed in the Office of the Secretary of State, which Articles, in all respects, comply with the requirements of Missouri Nonprofit Corporation Law;

NOW, THEREFORE, I, JOHN R. ASHCROFT, Secretary of State of the State of Missouri, do by virtue of the authority vested in me by law, do hereby certify and declare this entity a body corporate, duly organized this date and that it is entitled to all rights and privileges granted corporations organized under the Missouri Nonprofit Corporation Law.

IN TESTIMONY WHEREOF, I hereunto set my hand and cause to be affixed the GREAT SEAL of the State of Missouri. Done at the City of Jefferson, this 15th day of June, 2017.


Secretary of State

