

SAMPLE APPLI CATION RESOLUTI ON

CERTIFIED COPY OF CORPORATE RESOLUTION

I, _____, _____ Secretary of _____, a North Carolina non-profit corporation (the "Corporation"), hereby certify that the following is a true and correct copy of a corporate resolution adopted by the Board of Directors of the Corporation on the ____ day of _____, _____. This resolution has been duly entered into the records of the Corporation, has not been modified or rescinded, is in effect, and is the current resolution adopted by the Board of Directors attending to the subject matter of the resolution:

CORPORATE RESOLUTION

WHEREAS, the Corporation is authorized to hold title to and interests in real property, and was established for the purpose of promoting the preservation of ecologically valuable lands, natural and wildlife habitat, and lands with significant natural and open space values in the State of North Carolina ("State") for charitable, scientific, educational and aesthetic purposes; and

WHEREAS, the State has enacted the Uniform North Carolina Conservation and Historic Preservation Agreements Act (the "Act"), Chapter 121, Article 4 of the North Carolina General Statutes ("NCGS"), which provides for the enforceability of restrictions, easements, covenants or conditions "appropriate for retaining in land or water areas predominantly in their natural, scenic, or open condition" ; and

WHEREAS, the Corporation is a qualified organization and eligible donee within the meaning of Section 170(h) (3) of the Internal Revenue Code (the "Code") and any regulations promulgated there under, as well as within the meaning of North Carolina General Statutes §105-151.12; and

WHEREAS, the Corporation is a qualified holder of conservation agreements as that term is defined in the Act and an eligible recipient of grants from the Fund.

WHEREAS, in furtherance of its mission and purpose, the Corporation desires to acquire certain real property in fee or by conservation easement, said property being owned by _____, located in _____ County, and commonly known as _____ (the "Property"); and

WHEREAS, the Corporation desires to apply for a grant in the amount of \$_____ (the "Grant") from North Carolina Clean Water Management Trust Fund ("CWMTF") in order to facilitate the acquisition of the Property (or conservation easement thereon); and

WHEREAS, it appears to the board of directors of the Corporation that this proposal is in the best interests of the Corporation;

NOW, THEREFORE, BE IT RESOLVED, that this Corporation shall apply to the CWMTF for the Grant to purchase the Property (or a conservation easement thereon).

FURTHER RESOLVED, that the president, vice president, secretary and assistant secretary of the Corporation are hereby authorized to execute any application, offer, contract, warranty deed, affidavit, closing statement, and any and all other papers that may be necessary to effectuate this transaction.

FURTHER RESOLVED, that the actions of the aforesaid officers, including the execution and delivery of such other certificates, instruments, and documents which such officers deem necessary, appropriate or desirable in connection with this resolution and transactions contemplated thereby, are hereby affirmed and ratified in all respects.

IN WITNESS WHEREOF, I have hereunto set my hand as _____ Secretary and caused the corporate seal to be affixed hereto this _____ day of _____, _____.

_____, a North Carolina nonprofit corporation

By: _____
Name: _____
Title: _____

(Corporate Seal)

NORTH CAROLINA
_____ COUNTY

Sworn to and subscribed before me this day by _____. I have personal knowledge of _____ identity/I have seen satisfactory evidence of _____'s identity by a current state or federal identification with _____ photograph, in the form of a NC driver's license (or other). Witness my hand and official stamp or seal this _____ day of _____, _____.

_____, Notary Public
Print Name: _____

My Commission Expires: _____

(Stamp/Seal)