

INTERNAL REVENUE SERVICE
DISTRICT DIRECTOR
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: OCT 07 1997

HISTORIC RICHMOND BUSINESS
ASSOCIATION
C/O ALICIA DICARLO
1306 SAN JACINTO
RICHMOND, TX 77469

Employer Identification Number:
76-0528875

DLN:
17053204091007

Contact Person:
D. A. DOWNING
Contact Telephone Number:
(513) 241-5199

Accounting Period Ending:
December 31
Foundation Status Classification:
509(a)(1)
Advance Ruling Period Begins:
May 19, 1997
Advance Ruling Period Ends:
December 31, 2001
Addendum Applies:
No

Dear Applicant:

Based on information you supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined you are exempt from federal income tax under section 501(a) of the Internal Revenue Code as an organization described in section 501(c)(3).

Because you are a newly created organization, we are not now making a final determination of your foundation status under section 509(a) of the Code. However, we have determined that you can reasonably expect to be a publicly supported organization described in sections 509(a)(1) and 170(b)(1)(A)(vi).

Accordingly, during an advance ruling period you will be treated as a publicly supported organization, and not as a private foundation. This advance ruling period begins and ends on the dates shown above.

Within 90 days after the end of your advance ruling period, you must send us the information needed to determine whether you have met the requirements of the applicable support test during the advance ruling period. If you establish that you have been a publicly supported organization, we will classify you as a section 509(a)(1) or 509(a)(2) organization as long as you continue to meet the requirements of the applicable support test. If you do not meet the public support requirements during the advance ruling period, we will classify you as a private foundation for future periods. Also, if we classify you as a private foundation, we will treat you as a private foundation from your beginning date for purposes of section 507(d) and 4940.

Grantors and contributors may rely on our determination that you are not a private foundation until 90 days after the end of your advance ruling period. If you send us the required information within the 90 days, grantors and contributors may continue to rely on the advance determination until we make a final determination of your foundation status.

Letter 1045 (DO/CG)

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HISTORIC RICHMOND BUSINESS

If we publish a notice in the Internal Revenue Bulletin stating that we will no longer treat you as a publicly supported organization, grantors and contributors may not rely on this determination after the date we publish the notice. In addition, if you lose your status as a publicly supported organization, and a grantor or contributor was responsible for, or was aware of, the act or failure to act, that resulted in your loss of such status, that person may not rely on this determination from the date of the act or failure to act. Also, if a grantor or contributor learned that we had given notice that you would be removed from classification as a publicly supported organization, then that person may not rely on this determination as of the date he or she acquired such knowledge.

If you change your sources of support, your purposes, character, or method of operation, please let us know so we can consider the effect of the change on your exempt status and foundation status. If you amend your organizational document or bylaws, please send us a copy of the amended document or bylaws. Also, let us know all changes in your name or address.

As of January 1, 1984, you are liable for social security taxes under the Federal Insurance Contributions Act on amounts of \$100 or more you pay to each of your employees during a calendar year. You are not liable for the tax imposed under the Federal Unemployment Tax Act (FUTA).

Organizations that are not private foundations are not subject to the private foundation excise taxes under Chapter 42 of the Internal Revenue Code. However, you are not automatically exempt from other federal excise taxes. If you have any questions about excise, employment, or other federal taxes, please let us know.

Donors may deduct contributions to you as provided in section 170 of the Internal Revenue Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

Donors may deduct contributions to you only to the extent that their contributions are gifts, with no consideration received. Ticket purchases and similar payments in conjunction with fundraising events may not necessarily qualify as deductible contributions, depending on the circumstances. Revenue Ruling 67-246, published in Cumulative Bulletin 1967-2, on page 104, gives guidelines regarding when taxpayers may deduct payments for admission to, or other participation in, fundraising activities for charity.

Contributions to you are deductible by donors beginning May 19, 1997.

You are not required to file Form 990, Return of Organization Exempt From Income Tax, if your gross receipts each year are normally \$25,000 or less. If you receive a Form 990 package in the mail, simply attach the label provided, check the box in the heading to indicate that your annual gross receipts are normally \$25,000 or less, and sign the return.

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HISTORIC RICHMOND BUSINESS

If a return is required, it must be filed by the 15th day of the fifth month after the end of your annual accounting period. A penalty of \$20 a day is charged when a return is filed late, unless there is reasonable cause for the delay. However, the maximum penalty charged cannot exceed \$10,000 or 5 percent of your gross receipts for the year, whichever is less. For organizations with gross receipts exceeding \$1,000,000 in any year, the penalty is \$100 per day per return, unless there is reasonable cause for the delay. The maximum penalty for an organization with gross receipts exceeding \$1,000,000 shall not exceed \$50,000. This penalty may also be charged if a return is not complete. So, please be sure your return is complete before you file it.

You are not required to file federal income tax returns unless you are subject to the tax on unrelated business income under section 511 of the Code. If you are subject to this tax, you must file an income tax return on Form 990-T, Exempt Organization Business Income Tax Return. In this letter we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

You are required to make your annual return available for public inspection for three years after the return is due. You are also required to make available a copy of your exemption application, any supporting documents, and this exemption letter. Failure to make these documents available for public inspection may subject you to a penalty of \$20 per day for each day there is a failure to comply (up to a maximum of \$10,000 in the case of an annual return).

You need an employer identification number even if you have no employees. If an employer identification number was not entered on your application, we will assign a number to you and advise you of it. Please use that number on all returns you file and in all correspondence with the Internal Revenue Service.

This determination is based on evidence that your funds are dedicated to the purposes listed in section 501(c)(3) of the Code. To assure your continued exemption, you should keep records to show that funds are spent only for those purposes. If you distribute funds to other organizations, your records should show whether they are exempt under section 501(c)(3). In cases where the recipient organization is not exempt under section 501(c)(3), you must have evidence that the funds will remain dedicated to the required purposes and that the recipient will use the funds for those purposes.

If we said in the heading of this letter that an addendum applies, the addendum enclosed is an integral part of this letter.

Because this letter could help us resolve any questions about your exempt status and foundation status, you should keep it in your permanent records.

Letter 1046 (DO/CG)

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HISTORIC RICHMOND BUSINESS

If you have any questions, please contact the person whose name and telephone number are shown in the heading of this letter.

Sincerely yours,

Ellen Murphy
District Director

Enclosure(s):
Form 872-C

EIN # 76-0528875

05-212
(Rev. 4-95/7)

DO NOT STAPLE OR PAPER CLIP

2.

Do not write in the space above

TEXAS NOTICE OF FORFEITURE OF CORPORATE PRIVILEGES

Date of forfeiture

DECEMBER 8, 1998

Taxpayer name and mailing address

HISTORIC RICHMOND BUSINESS ASSOCIATION
1306 SAN JACINTO AVE
RICHMOND, TX 77469-1632

1. T Code	05040
3. Taxpayer number	4. FM
3-01198-0933-0	
5. Period	1998
6. Postmark Date	
7. Enter amount paid	
8. Charter/COA No.	9. Corp. type
01446209-7	1

YOUR CORPORATE PRIVILEGES IN TEXAS HAVE BEEN FORFEITED because the corporation has failed to meet the Franchise Tax requirements shown below.

REPORTING YEAR	TAX DUE	PENALTY AND INTEREST DUE	BALANCE DUE
FIRST YEAR			NONCOMPUTABLE
REASON FOR FORFEITURE:	ORIGINAL FRANCHISE TAX REPORT NOT FILED COMPLETE, SIGNED PUBLIC INFORMATION REPORT NOT FILED		

• If you have properly completed all schedules, filed a signed Public Information Report, and paid all tax, penalty and interest due on this report, please disregard this notice.

INSTRUCTIONS: TO REVIVE YOUR CORPORATE PRIVILEGES YOU MUST

- File all delinquent reports or schedules.
- Pay any balance due as established by filing an original franchise tax report. Paying an amount estimated by this office will not satisfy franchise tax filing requirements or revive the corporate privileges.

NOTE: If a balance is due, pay the amount due and send it with a copy of this notice to the address shown below.

Interest accrues on all unpaid taxes at the rate of 12% per annum.

If this notice is for a report which was originally due on or before September 1, 1991, interest accrues at the rate of 10% per annum.

AS A DIRECT RESULT OF THIS FORFEITURE:

- The corporation's officers and directors may be personally liable for the debts of the corporation, including taxes, penalties and interest which are incurred after the due date of the delinquent report or payment.
- The corporation is denied the right to sue or to defend in the courts of Texas during the period of forfeiture.
- You may not obtain from this office a "Certificate of Account Status," certifying good standing, during the period of forfeiture.
- A lien may be filed in each Texas county in which you do business.

NEXT ACTION:

- Unless your corporate privileges are revived prior to 04-08-99, your Texas Charter (or Certificate of Authority if you are a foreign corporation) will be forfeited. Thereafter, under the laws of the State of Texas, you will not be doing business legally in Texas as a corporation.

Legal cite: TEX. TAX CODE ANN. sec. 171.251.

Make checks payable to: STATE COMPTROLLER
Mail to: COMPTROLLER OF PUBLIC ACCOUNTS
111 E. 17th Street
Austin, Texas 78774-0100



For Franchise Tax assistance call 1-800-252-1381 toll free nationwide. The Austin number is 512-463-4600.
(From a Telecommunication Device for the Deaf (TDD) ONLY call 1-800-248-4099 toll free. The Austin number is 512-463-4621.)

BYLAWS

ARTICLE I – NAME

The name of this organization shall be Historic Richmond Business Association ("the association" or "the organization").

ARTICLE II – PURPOSE

The purpose of this organization shall be to support Historic Richmond's businesses and the community through historic preservation, community improvement, and the promotion of our city.

Section 1. Businesses and individuals interested in the improvement, preservation and promotion of Historic Richmond are eligible for membership in the association.

Dues are to be paid annually (in February) to the Historic Richmond Business Association according to the bylaws of this association. Dues are \$50 per year.

ARTICLE III – MEETINGS

Section 1. General meetings of this organization shall be held on the second Wednesday evening of each month.

Section 2. Executive board meetings are to be held a minimum of four times per year at the call of the President.

Section 3. Special meetings shall be held at the call of the President. The purpose of the meeting is to be stated in the call, and no other business shall be considered at the special meeting except that stated in the call of the meeting.

ARTICLE IV – NOMINATIONS AND ELECTIONS

Section 1. The President shall appoint a Nominating Committee in at the September meeting.

Section 2. Officers shall be elected at the November meeting and assume office at the January meeting.

Section 3. The immediate past President shall become an ex-officio member of the Executive Board.

Section 4. Vacancies in office shall be filled by appointment of the Executive Board.

ARTICLE V – OFFICES AND EXECUTIVE BOARD

Section 1. The elected officers of the organization shall be President, Vice President, Secretary, and Treasurer. The elected officers shall be installed at the January meeting.

Section 2. Duties of officers:

- a. *President.* The President shall preside at all meetings of the organization and the Executive Board. The President shall appoint a parliamentarian and chairman of all standing and special committees. The President shall serve ex-officio as a member of all committees except the Nominating Committee. The President shall have general supervision of the work of the organization.
- b. *Vice President.* The Vice President shall act as the Program Chairman and shall perform the duties of the President when that officer is absent or otherwise unable to serve. The Vice President shall perform other such duties as the President may designate. Should the President resign or be disabled, she/he shall succeed to the office of President for the un-expired term. The Vice President shall be considered President elect.
- c. *Secretary.* The Secretary shall keep an accurate record of the proceedings of all meetings of the organization and shall perform such additional duties as may be required.
- d. *Treasurer.* The Treasurer shall receive and be custodian of all funds of the organization. The Treasurer shall pay all bills with the authorization of the President. The Treasurer shall keep an account of all monies received and disbursed and shall give a report at each regular meeting of the organization.
- e. Term of office for officers shall be one year, and no officer or committee chairman may service in the same position for more than five (5) consecutive years.

ARTICLE VI – COMMITTEES

Section 1. The standing committees shall include the following: Artwalk, Miracle on Morton Street, and General Publicity. Special committees shall be appointed by the President.

Section 2. The Executive Board shall consist of elected officers and committee chairmen.

ARTICLE VII– QUORUM

A quorum at any meeting of the organization shall consist of the members present.

ARTICLE VIII – PARLIAMENTARY AUTHORITY

Roberts Rules of Order Newly Revised shall be adopted on all questions of parliamentary procedure not covered by the policies of the Historic Richmond Business Association.

ARTICLE IX – AMENDMENTS

These bylaws may be amended by a two-thirds (2/3) vote of the members present and voting at any regular meeting of the organization, provided that notice of the proposed amendment has been given in writing to all members at least thirty (30) days prior to the meeting.