

PROPOSED CONSTITUTION
OF THE
ORCHARD BEACH COMMUNITY GROUP INC.

Article I Name.

The name of this group is the Orchard Beach Community Group Incorporated. Its headquarters shall be in Orchard Beach in the County of Mason and in the state of Washington.

Article II Objectives.

The objective of this group is to maintain a community water system and undertake other community projects and activities as decided by the executive committee and approved by the members of the group, and to promote the general interest and welfare of the Orchard Beach Community.

Article III Membership.

All persons owning tracts (as originally established by Mading Mason County Enterprises, Inc. and as recorded in Mason County, Washington Plats) in the Orchard Beach Community.

Article IV Meetings.

Section 1.

All Meetings of members of the group shall be held in Orchard Beach, Washington. Biannual meetings of the members of the group shall be held on a date decided upon by the executive committee to transact business requiring attention by the group.

Section 2.

At least ten (10) days notice of biannual meetings shall be given. Said notice will be given to members personally or by mail. Notice will be given in such a way that it can be reasonably assumed that all members of the group will have access to the information. Meetings will be held at a convenient time and location. In as much as possible, the subject to be discussed at the meeting will be determined and publicized to all members prior to the meeting.

Section 3.

Special meetings of the group may be called at the request of the president of the group or any three members of the executive committee. It may be held as soon as the urgency of the situation dictates. Notice of such a special meeting will be given in as much as it is deemed possible by the executive committee, according to the guidelines outlined in Section 2. Issues deemed major or controversial by the executive committee will be voted upon by the members of the group. The aforementioned vote may be accomplished by ballot and need not require a special meeting of the members of the group.

Section 4.

A majority of the members at any meeting properly called shall constitute a quorum for the transaction of business.

Section 5.

Nomination of officers to be elected at the annual election may be made by any member of the group at or prior to the annual election meeting. The executive committee shall make nominations to fill out the positions for which nominations are otherwise not forthcoming.

Section 6.

The annual election of the officers of the group shall be held within the summer of each calendar year. The date shall be designated by the executive committee and shall be specified in the notice of said election. At this election, the members shall elect by a majority vote, or by 40% plurality vote if more than two candidates run for one office, at specified locations the officers of the association for the ensuing year. In the event no candidate for an office receives 40% plurality vote or a tie results, a run off election between the two candidates receiving the most votes will be held. The candidate receiving the majority vote shall be declared the winner.

Section 7.

Meetings of the group shall be attended by members of the group, those eligible to be a member, their spouses and any other individuals specifically invited by the executive committee.

Article V OfficersSection 1.

The officers of the group shall be the president, vice president, secretary-treasurer, and trustee. All officers shall be chosen from the members. The immediate past president of the association shall serve as a non-voting advisor to the executive committee. Officers shall hold office until the next annual meeting or until their successors are chosen. An officer may be removed with or without cause by the affirmative vote of a majority of the members of the group present at a special meeting called for that purpose. If there is a vacancy in any office from whatsoever cause, said vacancy may be filled for the unexpired term by the executive committee.

Section 2.

The president shall preside at all meetings. He shall be the Chairman of the executive committee and an ex-officio member of all other committees. He shall have such other powers and duties as may be prescribed by the group or the executive committee. He will be the official spokesman of the group.

Section 3.

The vice president shall preside over all meetings of the group and executive committee in the absence of the president. In addition he will assist the president and other executive officers in their duties when necessary.

Section 3.

The secretary-treasurer shall be the secretary of and shall attend all meetings of the members. He shall record the proceedings of each meeting and give required notice of meetings of members of the group or executive committee. He shall maintain an up-to-date list of all members. In addition he shall keep accurate records of all money of the group, received or disbursed. He shall collect all dues and hold all funds of the group in his name. His expenditures on behalf of the group shall be reviewed by and subject to approval of the executive committee. He shall make a financial report annually and have duties as may be prescribed by the members of the group or executive committee. He shall appoint members to his committee as he deems necessary.

Section 4.

The trustee shall have such powers and duties as may be prescribed by the members of the group or the executive committee. He shall appoint members to his committee as he deems necessary.

Section 6.

All books and all correspondence and papers shall be in the general custody of the officers of the group, and shall be available at all times to the personal inspection of any member.

Article VI Executive Committee.

There shall be a committee known as the executive committee consisting of the four (4) officers of the group and advisor, specifically named in article V. Such a committee shall have the power to appoint all other committees and to exercise direct supervision over all the activities of the group and its members, especially as they relate to the maintenance and supervision of the community water system. They shall stand ready to assist in solving any problem with any member of the group and shall be available for consultation by any member. Meetings of the executive committee may be attended by any member of the association as well as anyone specifically invited.

Article VII Fees.

All tracts in the Orchard Beach Community (as originally established by Mading Mason County Enterprises Inc. and as recorded in Mason County, Washington Plats) to which the group water system has been connected shall be assessed and initial (one time) fee of \$60.00. Exceptions to this assessment shall include:

- 1- Those individuals who own more than one tract and are absolutely using no water on additional tracts, then assessment will apply to only those tracts using water for any purpose.
- 2- Those individuals who have their own wells and are connected for fire protection only (i.e. absolutely no other use of community water system).

In addition to the initial assessment, an annual fee of \$24.00 per tract shall be due as of October 1st. The same exceptions to this fee, as enumerated above for the initiation fee apply, except that those individuals with their own wells and connected to the community system for fire protection shall be required to pay 1/2 (i.e. \$12.00) of the annual fee.

Each member of the community water group who has not paid either the initiation fee or their annual fees shall without further action of the membership being necessary, automatically have such water service discontinued.

All fees shall be set by a vote of the membership and all fees collected shall be allocated as directed by the executive committee and membership.

Article VIII Amendments.

This constitution may be amended altered or repealed in whole or in part by a two-thirds vote of the members of the group at any properly called meeting. This constitution may be ratified by a majority of the vote of those eligible for membership.

Respectively submitted for your
EVALUATION & RATIFICATION

Robert R. Poole
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TRUSTEE