



# 2022

## Laurens County

### AMERICAN RESCUE PLAN ACT GRANT APPLICATION

**Applications must be received by 4/1/2022**

**"Late Applications shall not be considered."**

**Return applications to:** *Laurens County*  
*Attn: Administration*  
*100 Hillcrest Square*  
*Laurens, SC 29360*

**Or email to:** [ARPA@co.laurens.sc.us](mailto:ARPA@co.laurens.sc.us)

Amount you are requesting:	\$ 250,000
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#### SECTION I: ORGANIZATION INFORMATION

Name of Organization:	American Legion Post 25	
Contact Name and Title:	Jim Peterson, Commander Post 25	
Mailing Address:	371 Nolichucky Road, Waterloo, SC 29384	
Street Address (if different)		
Phone Number:	864-684-8440	
City, State and Zip Code		
Fax Number:		
Email Address:	petersonjim@aol.com	
Website:		
How long has your organization been in existence?	Chartered in 1919	



**GIVE A BRIEF STATEMENT OF NEED FOR AMERICAN RESCUE PLAN ACT (ARPA) FUNDS.**

This section is limited to 2900 characters including spaces, which is approximately 400 words.

American Legion Post 25 is a public service organization focusing on supporting veterans and developing leadership skills in the youth of our community as an investment in the future of Laurens County, South Carolina, and the United States. We are a non profit (501(c)(19) Military organization. We have no paid employees and all of our administrative and service operations are provided on a volunteer basis.

During the last three years we have been engaged in fundraising efforts for our community service charity projects and for our building fund. During the COVID 19 pandemic, our ability to interact with the public and to raise funds has been severely restricted and in some cases curtailed.

While we have been able to meet most of our community charity commitments, we are way behind on our building fund goals. Why do we need a building fund? Simply, because we believe that having a permanent base of operations will allow us to provide a broader scope of support to the veterans and youth of our community.

An ARPA Grant will put our building fund back on track towards establishing an American Legion Post 25 base of operations which will in turn be maintained in the service of community veterans and youth.

Although we are requesting \$250,000, we will be grateful for any increase to that amount that the County may see fit to grant. Our demonstrated track record of community service clearly shows that funds invested in Post 25 are turned around to the direct benefit to the citizens of Laurens County.



PLEASE COMPLETE THE FOLLOWING BUDGET BREAKDOWN SECTIONS ON THESE PAGES (NO ATTACHMENTS.) You may get these figures from your most recently submitted IRS Form 990, or you may simply use your overall operating budget.

**1. CONTRIBUTIONS, GIFTS, GRANTS & OTHER SIMILAR AMOUNTS**

SOURCE	FY 2019	FY 2020	FY 2021
<b>Government Grants</b>			
Municipal	\$	\$	\$
County	\$	\$	\$
State	\$	\$	\$
Federal other than COVID-19 Funds	\$	\$	\$
<b>Foundation Grants</b>	\$	\$	\$
<b>Contributions/Federated Campaigns</b>	\$	\$	\$
<b>Membership dues</b>	\$ 1168	\$ 1200	\$ 1808
<b>Fundraising events</b>	\$12000	\$16500	\$34388
<b>TOTAL CONTRIBUTED INCOME</b>	\$13168	\$17700	\$36196

**2. PROGRAM SERVICE REVENUE**

SOURCE	FY 2019	FY 2020	FY 2021
<b>Fees / Sold Services</b>			
Services	\$	\$	\$
Tuition / Fees	\$	\$	\$
Workshops, Seminars, Lectures, etc.	\$	\$	\$
Other (specify)	\$	\$	\$
Other (specify)	\$	\$	\$
<b>TOTAL PROGRAM SERVICES REVENUE</b>	\$0	\$0	\$0

**3. OTHER REVENUE**

SOURCE	FY 2019	FY 2020	FY 2021
<b>Publications (Newsletters, etc.)</b>	\$	\$	\$
<b>Concessions and/or Merchandise</b>	\$	\$	\$
<b>Advertising</b>	\$	\$	\$
<b>Space Rental Fees</b>	\$	\$	\$
Other (specify)	\$	\$	\$
Other (specify)	\$	\$	\$
<b>TOTAL EARNED INCOME</b>	\$0	\$0	\$0

<b>TOTAL COMBINED INCOME (1+2+3)</b>	\$13168	\$17700	\$36196
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4. **EXPENSES**

	FY 2019	FY 2020	FY 2021
Program Services	\$	\$	\$
Fundraising	\$400	\$600	\$3500
Administration, Management, General	\$0	\$0	\$0
Other (Specify)	\$	\$	\$
<b>TOTAL EXPENSES</b>	<b>\$400</b>	<b>\$600</b>	<b>\$3500</b>

If your organization receives "in-kind" support, please list below:

SOURCE	TYPE OF IN-KIND SUPPORT

List funds already committed for the project for FY 2022 and the sources of these funds.

SOURCE	AMOUNT
Raffles and Donations	\$ 9851
	\$
	\$
	\$
<b>TOTAL</b>	<b>\$</b>

Who in your organization is responsible for fundraising?

- Staff     
  Board of Directors     
  Consultants     
 X Members/Volunteers

5. **Will your organization's 2022 budget be significantly different than 2021 and prior years?**

- X **Yes** (if yes, explain in the box below)       **No**

This box is limited to 880 characters including spaces, which is approximately 125 words

Now that we have moved beyond the COVID 19 pandemic we are looking forward to increasing our charity giving and reactivating our building fund. We started a building fund just before the pandemic and have fallen well behind our desired goals in working towards building a Post 25 home.

As a 501c19 organization, we have no administrative expenses other than minor publicity printing. We receive no grants or funds from any organization, government program, or political donations.

**6. FUNDING REQUEST FOR BUDGET YEAR 2022**

Please provide breakdown by categories:

<b>CATEGORY</b>	<b>PROGRAM SERVICES FY 2022</b>	<b>ADMINISTRATIVE/ GENERAL FY 2022</b>
Supplies	\$	\$
Equipment (specify)	\$	\$
Travel/Training	\$	\$
Personnel	\$	\$
Marketing / Promotions	\$	\$
Other (specify) Building Fund for New Bldg	\$	\$250000
<b>TOTAL REQUESTED</b>	\$	\$

**SECTION III: ORGANIZATIONAL PROFILE AND PROJECT DESCRIPTION**

**1. Briefly state the history and purpose of your organization.**

This box is limited to 1400 characters including spaces, which is approximately 200 words.

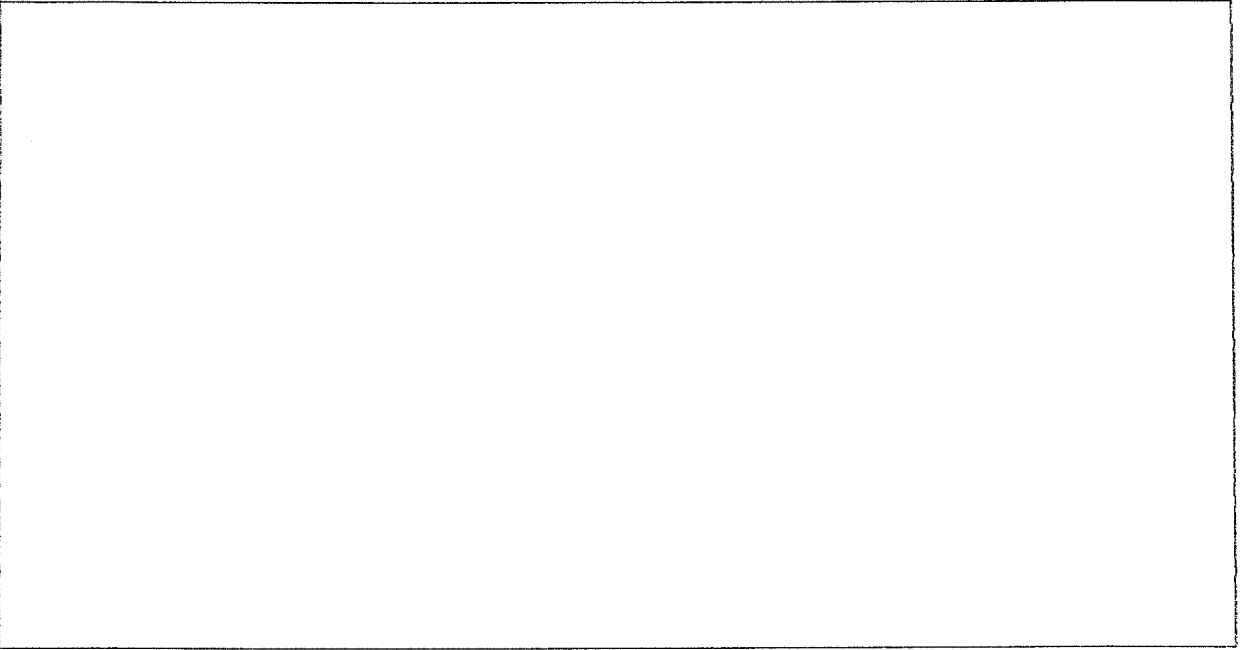
The American Legion was chartered by the US Congress in 1919 at the close of WWI for the express purpose of providing support and a voice to US Veterans. The Legion represents all veterans with no recognition of rank or military position. The Legion has been directly involved with Congress to pass legislation leading to the Veterans Administration, the GI Bill and more recently the recognition of combat related medical issues such as Agent Orange from the Vietnam era.

The Legion is organized by National, State, District, and Local organizations. Our local organization in Laurens is Post 25, which was also chartered in 1919.

It is the self-stated mission of Post 25 to be "A Force for Good in the Community," with the mantra, "Whatever it takes to make Laurens a better place."

Post 25 raises funds in the community for the support of Veterans and Children, as well as Laurens County citizens in need. Local community projects include support for District 55 Middle schools and Laurens High School with the Legion Citizenship Awards, Boys State, Girls State, the Nathan Wolfe Law Enforcement Academy, and the National Constitutional Oratory Contest

It is our goal to build a Post home for Post 25 which will be used as a base of operations for our activities and in support of Veterans, children's, and community programs.





2. Describe in detail how the pandemic has affected your organization.

This box is limited to 1400 characters including spaces, which is approximately 200 words.

The Post 25 building started program started in 2019 just before the beginning of the COVID 19 pandemic.

The ongoing effects and ramifications of PTSD in veterans is well documented. While many of those who served return home and assimilate back into society, sadly, many do not. To quote a phase from a letter written by a veteran who returned recently to the Laurens County community, "For the last year, I have walked through places that most people cannot even imagine. Now I am home, and trying to assimilate back into a society that neither understands me, nor wants me." It is for men and women such as this that the American Legion was formed. A Post Home, gives both recent veterans, as well as older veterans, a place to associate with other men and women "who get it," who understand their journey back to normalcy and help each other. Post 25 has been working hard to raise funds to create a Post Home, but for the past two years, we have been significantly hindered in our ability to initiate and sustain any meaningful building fund projects. This grant will put us well on our way to achieving the creation of a place for veterans, as well as a place of outreach by veterans to the community.

3. How will any funding awarded be utilized?

This box is limited to 1400 characters including spaces, which is approximately 200 words.

All funding awarded will be used directly and exclusively to build an American Legion, Post 25 assembly and activity hall which will be in compliance with all existing codes normally applicable to a public building. The building envisioned will be approximately 90 X 200 feet.

We see this building being a center of activity, not only for veterans, but for community events as well. Post 25 espouses to be "A Force for Good in the Community." We also have a saying that goes, "Whatever it takes to make this a better place." Veterans are mission minded. No one in the Post is paid, or makes money from Post 25 activities. On the contrary, we are all volunteers with the mission focus of making Laurens County, and the City of Laurens, a better place.

Our ability to move forward with this project is predicated on both our success in raising money for our building fund and the acquisition of land from Laurens County, preferably the tract adjacent to the new VA Support Center and Bolangles.

4. State your organization's ability to continue operations (i.e. current staffing levels, staff qualifications, prior experience, etc.)

This box is limited to 1400 characters including spaces, which is approximately 200 words.

The initial staffing for the Post 25 Hall will be provided by volunteers from the existing membership which includes personnel with experience in construction, building maintenance, hotel services, personnel management, project management, restaurant management, gaming, and security. As our programs develop, we will likely employ a building manager, activities manager, and custodial personnel.

5. Discuss your organization's relationship with other programs in the community designed to meet the same or similar needs, especially those that provide services/assistance to those most impacted by the pandemic. Describe collaborative partnerships that may result.

This box is limited to 1400 characters including spaces, which is approximately 200 words.

Post 25 has worked closely with both local and county law enforcement programs and the Veterans Assistance Office to meet the needs of veterans and children in the area. Examples of programs supported and accomplished by Post 25 in the past year include:

- \*Collected and donate over \$20K worth of new toys and clothes for Christmas for Kids
- \*Multiple City and County cleanup events
- \*Working with the City and the County for the production of a 4<sup>th</sup> of July Parade
- \*Clean up and deep cleaning of an underfunded nursing/retirement home
- \*Adopting, cleaning, and maintaining the abandoned Northside Cemetery
- \*Financial support for the LHS Football team
- \*Purchase of uniforms for the Sanders Middle School Cheerleaders
- \*Active participation in the Keep Laurens County Beautiful (KLCB) program
- \*Building multiple disability access ramps and decks for both veterans and non-veterans
- \*Purchase of flags for display on the Old Courthouse Square
- \*Reroofing a house for a veteran
- \*Putting in a new driveway for a veteran

6. What is your plan for continuing your program(s) in the future, including funding sources?

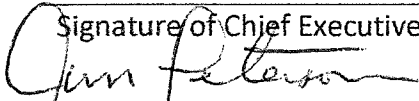
This box is limited to 1400 characters including spaces, which is approximately 200 words.

We envision this building to be self-sustaining through rental for private and community activities. We expect additional revenues from Bingo. Post 25 already holds a state license to operate Bingo games.

I hereby certify that the applicant organization complies with all Americans with Disabilities Act requirements, and does not discriminate on the basis of race, color, age, sex, religion, sexual orientation, physical disability, or national origin, and that all funds that may be received by applicant organization from Laurens County will be solely used for the purposes set forth in this application and will comply with all laws and statutes. In particular, organizations receiving Community Assistance Funding will comply with state regulations requiring organizations to be registered with the South Carolina Secretary of State's Division of Public Charities.

Signature of Chief Executive Officer or Executive Director

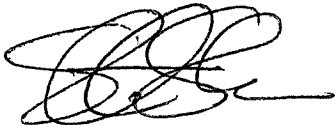
Date



March 30, 2022

Jim Peterson, Commander, American Legion Post 25

Name and Title (please print)



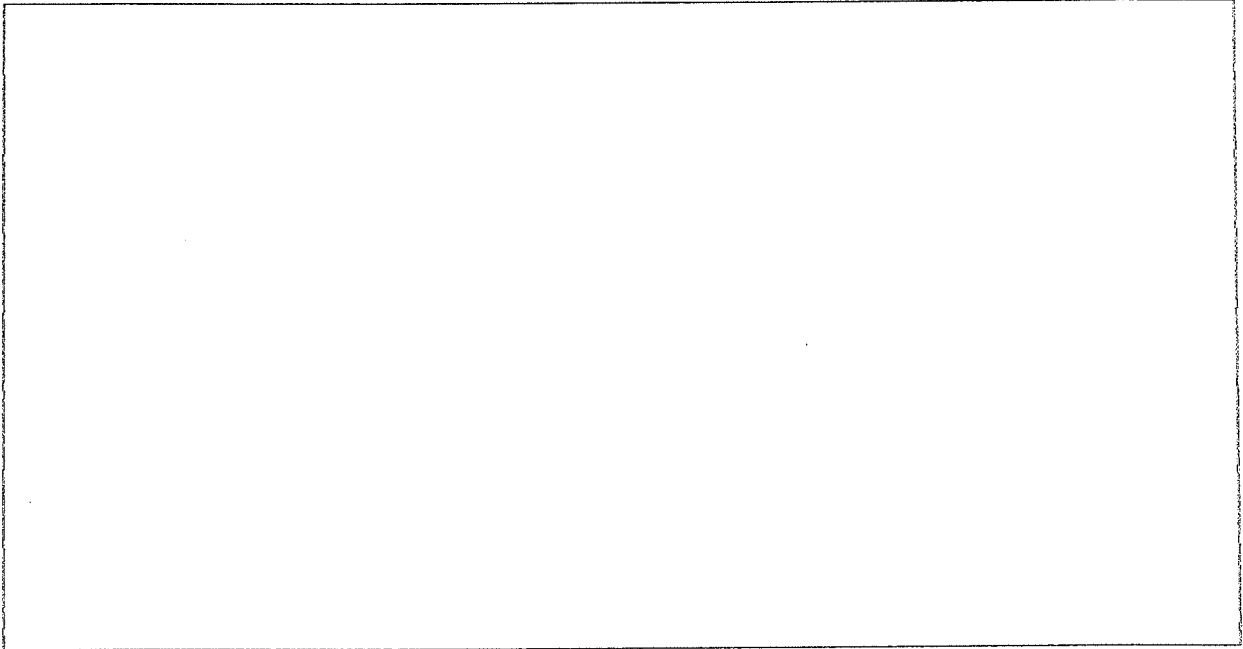
Signature of Chief Financial Officer or Board Chairperson

Date

March 30, 2022

Steven Seckman, Financial Officer, American Legion Post 25


Name and Title (please print)




ADDENDUM to Laurens County ARPA Grant Application for American Legion Post 25

List of American Legion Post 25 Officers as required by ARPA Application Instructions.

Commander: Jim Peterson  


Vice Commander: Kevin Farnsworth  


Adjutant: Lynn Boyd  


Financial Officer: Steven Seckman  




CERTIFIED TO BE A TRUE AND CORRECT COPY  
AS TAKEN FROM AND COMPARED WITH THE  
ORIGINAL ON FILE IN THIS OFFICE

STATE OF SOUTH CAROLINA  
SECRETARY OF STATE

MAR - 8 2011

ARTICLES OF INCORPORATION  
Nonprofit Corporation - Domestic  
Filing Fee \$25.00

*Mark Hammond*  
SECRETARY OF STATE OF SOUTH CAROLINA

**TYPE OR PRINT CLEARLY IN BLACK INK**

Pursuant to S.C. Code of Laws §33-31-202, the undersigned corporation submits the following information:

1. The name of the nonprofit corporation is American Legion Lake -Garrett Post 25

2. The initial registered office (registered agent's address in SC) of the nonprofit corporation is  
2519 Stagecoach Road

Laurens	Laurens	SC	29360
City	County	State	Zip Code

The name of the registered agent of the nonprofit corporation at that office is  
William Coggins  
Print Name

I hereby consent to the appointment as registered agent of the corporation.

*William Coggins*  
Agent's Signature

3. Check "a", "b", or "c" whichever is applicable. Check only one box.
- a.  The nonprofit corporation is a public benefit corporation.
  - b.  The nonprofit corporation is a religious corporation.
  - c.  The nonprofit corporation is a mutual benefit corporation.

4. Check "a" or "b", whichever is applicable.
- a.  This corporation will have members.
  - b.  This corporation will not have members.

5. The address of the principal office of the nonprofit corporation is  
2519 Stagecoach Road

Laurens	Laurens	SC	29360
City	County	State	Zip Code







6. If this nonprofit corporation is either a public benefit or religious corporation complete either "a" or "b", whichever is applicable, to describe how the remaining assets of the corporation will be distributed upon dissolution of the corporation. **If you are going to apply for 501(c)(3) status, you must complete section "a."**

a.  Upon dissolution of the corporation, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future Federal tax code, or shall be distributed to the Federal government, or to a state or local government, for a public purpose. Any such asset not so disposed of shall be disposed of by the Court of Common Pleas of the county in which the principal office of the corporation is then located, exclusively for such purposes or to such organization or organizations, as said court shall determine, which are organized and operated exclusively for such purposes.

If you choose to name a specific 501(c)(3) entity to which the assets should be distributed, please indicate the name of the selected entity.

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OR

b.  If the dissolved corporation is not described in Section 501(c)(3) of the Internal Code, upon dissolution of the corporation, the assets shall be distributed to one or more public benefit or religious corporations or to one or more of the entities described in (i) above.

If you chose to name a specific public benefit, religious corporation or 501(c)(3) entity to which the assets should be distributed, please indicate the name of the selected entity.

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7. If the corporation is a mutual benefit corporation complete either "a" or "b", whichever is applicable, to describe how the (remaining) assets of the corporation will be distributed upon dissolution of the corporation.

a.  Upon dissolution of the mutual benefit corporation, the (remaining) assets shall be distributed to its members, or if it has no members, to those persons to whom the corporation holds itself out as benefiting or serving.

b.  Upon dissolution of the mutual benefit corporation, the (remaining) assets, consistent with the law, shall be distributed to  
American Legion Department Of South Carolina

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8. The optional provisions which the nonprofit corporation elects to include in the articles of incorporation are as follows (See S.C. Code of Laws §33-31-202(c)).

See Attached Sheet

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9. The name and address of each incorporator is as follows (only one is required, but you may have more than one).

William Coggins	2519 Stagecoach Road Laurens SC	29360
Name	Address	Zip Code
Name	Address	Zip Code
Name	Address	Zip Code

10. Each original director of the nonprofit corporation must sign the articles but only if the directors are named in these articles.

Name (only if named in articles)	Signature of director
Name (only if named in articles)	Signature of director
Name (only if named in articles)	Signature of director

11. Each incorporator listed in #9 must sign the articles.

William Coggins  
Signature of incorporator

\_\_\_\_\_  
Signature of incorporator

\_\_\_\_\_  
Signature of incorporator

12. If the document is not to be effective upon filing by the Secretary of State, the delayed effective date/time is \_\_\_\_\_

Filing Checklist

- Articles of Incorporation (in duplicate)
- \$25.00 made payable to the South Carolina Secretary of State
- Political Associations must submit a CL-1 Form and an additional \$25 fee
- Self-Addressed, Stamped Return Envelope
- Return all documents to: South Carolina Secretary of State's Office  
Attn: Corporate Filings  
P.O. Box 11350  
Columbia, SC 29211



**Constitution of American Legion Lake Garrett Post 25  
Department of South Carolina**

**Preamble**

For God and Country, we associate ourselves together for the following purposes: To uphold and defend the Constitution of the United States of America; to maintain law and order; to foster and perpetuate a one hundred percent Americanism; to preserve the memories and incidents of our associations in the Great Wars; to inculcate a sense of individual obligation to the community, state and nation; to combat the autocracy of both the classes and the masses; to make right the master of might; to promote peace and good will on earth; to safeguard and transmit to Posterity the principles of justice, freedom and democracy; to consecrate and sanctify our comradeship by our devotion to mutual helpfulness.

**Article I-- Name**

Section 1. The name of this organization shall be **Lake Garrett Post 25**, The American Legion, Department of SC.

**Article II-- Objects**

Section 1. The objects and purposes of this Post shall be to promote the principles and policies as set forth in the foregoing preamble, and the national and Departmental Constitutions of The American Legion.

**Article III-- Nature**

Section 1. This Post is a civilian organization and membership therein does not affect or increase liability for military or police service.

Sec. 2. This organization shall be absolutely nonpolitical and shall not be used for the dissemination of partisan principles nor for the promotion of the candidacy of any person seeking public office or preferment.

Sec. 3. Rank does not exist in The American Legion; no member shall be addressed by his military or naval title in any meeting of this Post.

**Article IV-- Membership**

Section 1. Eligibility to membership in this Post shall be as prescribed by the National Constitution of The American Legion.

Sec. 2. Application for membership shall be made in writing under such regulations as may from time to time be prescribed by the Post Executive Committee.

Sec. 3. All applications for membership shall be acted upon at the next Post meeting following the making of such application, and shall at such meeting, be accepted, rejected or referred for further investigation and consideration. If a majority of the members cast their vote against the acceptance of said application, then such application shall be recorded as rejected.

Sec. 4. Any member of this Post may be expelled for cause by a two-thirds vote of the Executive Committee after charges are preferred under oath in writing, and a fair trial had upon the same.\*



Sec. 5. A member who has been expelled or suspended from this Post for any cause may be reinstated to membership by a two-thirds vote of the membership present in Post meeting, and the payment of current dues for the year in which the reinstatement occurs.

Sec. 6. No person who, has been expelled by a Post shall be admitted to membership in this Post, without the consent of the expelling Post, except that where such consent has been asked for and denied by such Post, may then appeal to the state Executive Committee of the Department of the expelling Post for permission to apply for membership in this Post, and shall be ineligible for membership until such permission is granted.

\*Before proceeding under this section, Posts should make inquiry as to whether or not the Department Constitution and By-Laws, has provided a different procedure which should be followed.

#### **Article V-- Officers**

Section 1. The administrative affairs of this Post of The American Legion shall, except as may be otherwise provided by the By-Laws, be under the supervision of an Executive Committee which shall consist of 5 members in addition to the officers of the Post. The term of office of members of the Executive Committee shall be for one year. This Post, by its By-Laws, may provide for such other standing committees as the business of the organization may require.

Sec. 2. The officers of this Post shall be a commander, a vice-commander, an adjutant, a finance officer, a Post chaplain, a Post service officer, and such other officers as may be deemed necessary by this organization, who shall be nominated from the floor at the meeting preceding the annual election.

Sec. 3. All officers and executive committeemen shall be elected annually, and they shall hold office until their successors are duly installed or as otherwise provided. Any officer or executive committeeman may be removed for inefficiency by the Executive Committee, a two-thirds vote of said committee being necessary to effect such removal.

Sec. 4. Every member of this Post in good standing shall be eligible to hold office in this Post.

Sec. 5. The duties of officers and the executive committee shall be those usually appertaining to such officers or committee and as further provided in the By-Laws.

#### **Article VI—Finance**

Section 1. The revenue of this Post shall be derived from membership or initiation fees, from annual membership dues and from such other sources as may be approved by the Post Executive Committee.

Sec. 2. The amount of such membership or initiation fees and the amount of such annual Post dues shall be fixed and determined by this Post.

Sec. 3. The Post shall pay to Departmental headquarters the National and Departmental annual membership dues for every member of the Post.

#### **Article VII—American Legion Auxiliary**

Section 1. This Post recognizes an auxiliary organization to be known as the Auxiliary Unit of Lake Garret, Post 25, The American Legion.

Sec. 2. Membership in the Auxiliary shall be as prescribed by the National Constitution of the American Legion Auxiliary.





### Article VIII--Amendments

Section 1. This Constitution is adopted subject to the provisions of the national Constitution of The American Legion and of the Department Constitution of the Department of SC, The American Legion. Any amendment to said National Constitution or Department Constitution which is in conflict with any provisions hereof shall be regarded as automatically repealing or modifying the provisions of *this Constitution to the extent of such conflict.*

Sec. 2. This Constitution may be amended at any regular Post meeting by vote of two-thirds of the members of said Post attending such regular meeting, providing the proposed amendment shall have been submitted in writing and read at the next preceding regular meeting of said Post, and providing, further, written notice shall have been given to all members at least 30 days in advance of the date when such amendment is to be voted upon, notifying said members that at such meeting a proposal to amend the Constitution is to be voted upon.



## Lake Garrett Post 25 By-Laws

### Article I

Section 1. The Post existing under these By-Laws is to be known as Lake Garrett Post 25, The American Legion, Department of SC.

Sec. 2. The objects of this Post are as set forth in the Constitution.

### Article II—Management

Section 1. The government and management of the Post is entrusted to an Executive Committee of 3 members, to be known as the “Executive Committee.”

Sec. 2. The Executive Committee shall consist of 3 members in addition to the officers of the Post and together with the other officers of this Post shall be elected annually in June and take office at the meeting next following that of the election. All elections of officers and executive committeemen shall be by ballot and the candidate or candidates receiving the highest number of votes shall be elected to the respective office or offices for which they are candidates.

Sec. 3. All vacancies existing in the Executive Committee, or in any office of the Post from any cause other than the expiration of the term, shall be filled by a majority vote of the remaining members of the committee, and a person so appointed shall hold office for the unexpired term of the member of the committee or officer who succeeded. A vacancy shall exist when a member or officer is absent from the Post for a continuous period considered detrimental to the interest of the Post by the Executive Committee.

### Article III—Post Executive Committee

Section 1. The Post Executive Committee shall meet for organization and such other business as may come before it at the call of the Post commander within 10 days after the installation of the new officers. Thereafter the Post Executive Committee shall meet at the call of the commander at least every month and as often as said commander may deem necessary. The commander shall call a meeting of the Post Executive Committee upon the joint written request of three or more members of said Post Executive Committee, 3 members of the committee shall constitute a quorum thereof.

Sec. 2. The Post Executive Committee shall hire such employees as may be necessary; shall authorize and approve all expenditures; shall require adequate bonds from all persons having the custody of Post funds; shall hear the reports of Post committee chairs; and generally, shall have charge of and be responsible for the management of the affairs of this Post.

### Article IV—Duties of Officers

Section 1. *Duties of Post commander.* It shall be the duty of the Post commander to preside at all meetings of the Post and to have general supervision over the business and affairs of the Post, and such officer shall be the chief executive officer of the Post. The Commander shall approve all orders directing the disbursement of funds and shall make an annual report covering the business of the Post for the year, and recommendations for the ensuing year, which shall be read at the annual meeting and a



copy thereof immediately forwarded to the Department adjutant. The Commander shall perform such other duties as directed by the Post.

Sec. 2. *Duties of vice-commander.* The vice-commander shall assume and discharge the duties of the office of commander in the absence or disability of, or when called upon by the Post commander.

Sec. 3. *Duties of Post adjutant.* The adjutant shall have charge of and keep a full and correct record of all proceedings of all meetings, keep such records as the Department and National Organizations may require, render reports of membership annually or when called upon at a meeting, and under direction of the commander handle all correspondence of the Post.

Sec. 4. *Duties of the finance officer.* The finance officer of the Post shall have charge of all finances and see that they are safely deposited in some local bank or banks and shall report once a month to the Executive Committee the condition of the finances of the Post, with such recommendations as may deem expedient or necessary for raising funds with which to carry on the activities of the Post. The Finance Officer shall sign all checks disbursing the monies of the Post, and shall furnish such surety bonds in such sum as shall be fixed by the Post Executive Committee.

Sec. 5. *Duties of Post chaplain.* The Post chaplain shall be charged with the spiritual welfare of the Post comrades and will offer divine but nonsectarian service in the event of dedications, funerals, public functions, etc., adhere to such ceremonial rituals as are recommended by the national or Department headquarters from time to time.

#### **Article V—Delegates**

Section 1. Delegates and alternates to a Department convention shall be elected by ballot by the Post at a regular meeting of the Post to be held at least 20 days prior to the date of such convention.

#### **Article VI—Resolutions**

Section 1. All resolutions of state or national scope presented to this Post by a member or reported to this Post by a committee shall merely embody the opinion of this Post on the subject and copy of same shall be forwarded to the Department headquarters for its approval before any publicity is given or action other than mere passage by the Post is taken.

#### **Article VII—Meetings**

Section 1. The regular meeting of the Post shall be held at the current location on the 4<sup>th</sup> **Tuesday of the month**, at which may be transacted such business as may properly be brought up for action; such meetings may be converted into entertainment meetings, as may be deemed advisable by the officers of the Post.

Sec. 2. The Post commander or a majority of the Executive Committee shall have power to call a special meeting of the Post at any time.

Sec. 3. Upon the written request of **majority** members, the committee shall call a special meeting of the Post.

Sec. 4.  $\frac{1}{2}$  of members present + 1 member, shall constitute a quorum.

#### **Article VIII—Notices**

Section 1. Every member shall furnish the Post adjutant with an address for mailing.



Sec. 2. The Post adjutant shall cause notice of the annual election to be given at least two weeks prior thereto.

**Article IX—Rules of Order**

Section 1. All proceedings of this Post shall be conducted under and pursuant to Roberts' Rules of Order, except as herein otherwise provided.

**Article X—Limitations of Liabilities**

Section 1. The Post shall incur, or cause to be incurred, no liability nor obligation whatever which shall subject to liability any other Post, subdivision, members of The American Legion, or other individuals, corporations or organizations.

**Article XI—Amendments**

Section 1. These By-Laws may be amended at any regular Post meeting by a vote of two-thirds of the members of said Post attending such regular meeting: Provided that the proposed amendment shall have been submitted in writing and read at the next preceding regular meeting of said Post: and, Provided, Further, That written notice shall have been given to all members at least 30 days in advance of the date when such amendment is to be voted upon, notifying said members that at such meeting a proposal to amend the By-Laws is to be voted upon.





# *The State of South Carolina*



*Office of Secretary of State Mark Hammond*

## **Certificate of Incorporation, Nonprofit Corporation**

I, Mark Hammond, Secretary of State of South Carolina Hereby certify that:

AMERICAN LEGION LAKE-GARRETT POST 25,  
a nonprofit corporation duly organized under the laws of the State of South Carolina on March 8th, 2011, and having a perpetual duration unless otherwise indicated below, has as of the date hereof filed a Declaration and Petition for Incorporation of a nonprofit corporation for Religious, Educational, Social, Fraternal, Charitable, or other eleemosynary purpose.

Now, therefore, I Mark Hammond, Secretary of State, by virtue of the authority in me vested by Chapter 31, Title 33, Code of 1976 and Acts amendatory thereto, do hereby declare the organization to be a body politic and corporate, with all the rights, powers, privileges and immunities, and subject to all the limitations and liabilities, conferred by Chapter 31, Title 33, Code of 1976 and Acts amendatory thereto.

Given under my Hand and the Great Seal of the State of South Carolina this 15th day of March, 2011.

  
Mark Hammond, Secretary of State





**Application for Supplemental Charter**  
*(For Use of Incorporated Post of The American Legion)*

*Please read the instructions before filling in the blanks—form to be TYPED in TRIPLICATE*

To The American Legion, Department of South Carolina

3-22-2011 (DATE)

We, the members of American Legion Lake Garrett Post No. 25 having functioned under a regular charter of The American Legion, hereby request the issuance of a supplemental charter in our corporate capacity.

Since the issuance of said original charter, this Post has incorporated under the state laws of South Carolina for the sole purpose of protecting individual members thereof from liability in the event of litigation against said Post.

This Post has since its incorporation continued its allegiance to the National Constitution and By-Laws of The American Legion and the South Carolina Department thereof, and the National organization of The American Legion and the South Carolina Department have continued to recognize said Post as a subordinate unit of The American Legion and of said Department regardless of its incorporation.

The said Post in its corporate capacity makes application for a supplemental charter and by said application it acknowledges and will continue to be bound by all the provisions of the Constitution and By-Laws of The American Legion and the Department of South Carolina and any and all amendments thereof, and supplements thereto, or repealers thereof, now existing or which in the future may be adopted, as well as all the rules, regulations and orders heretofore, or hereafter, promulgated in pursuance thereof.

- Present Charter Name Lake Garrett Post 25  
Old EIN 57-6025444 Post No. 25
- Incorporated Name American Legion Lake Garrett Post 25 Inc  
New EIN 90-0674746 Post No. 25
- City or Town in which Post is located Laurens SC
- Date of Incorporation of Post March 15 2011
- Attach a copy of the Certification of Incorporation.

Please include the new name American Legion Lake Garrett Post 25 Inc, in its application to Incorporated Name the Department of Internal Revenue for a group exemption so that this Post may be exempt from the payment of Federal Income Tax under the provisions of Section 501 (c)(19) of the Internal Revenue Code of 1954, as amended.

ATTEST:

William Coggers  
Post Adjutant

David R. Ken  
Post Commander

To be completed by the Department. Approved with recommendation that charter be issued.  
4-6-2011 Date.

Department of South Carolina [Signature]  
 Department Commander or Adjutant

To be completed by National. Approved with recommendation that charter be issued.

4-11-2011 Date [Signature]  
 National Adjutant

