

The ArrowCreek Homeowners Association, Inc. (ACHOA) is planning informational meetings for the near future. These meetings will involve presentations from multiple groups or entities that have an interest in the upcoming ACHOA Ballot Propositions concerning the acquisition of the 475 acres of land within the community that currently encompasses the thirty-six holes of golf owned by The Friends of ArrowCreek L.L.C. Since there will be both presentations in favor of the proposition and presentations opposed to the proposition. The ACHOA Board is reaching out to identify the potential groups or entities that may desire to make presentations at these information meetings.

As per NRS 116.31035, subsection (1), the Board must allow equal space to a representative of a recognized group or entity. **“If an official publication contains any mention of a candidate or ballot question, the official publication must, upon request and under the same terms and conditions, provide equal space to all candidates or to a representative of an organization which supports the passage or defeat of the ballot question.”** The format will be a presentation only.

As such, the ACHOA Board has attempted to define each group, entity or organization that will qualify as a presenter at the future informational meetings. Any group, entity or organization may petition the Board through an email or letter to be allowed as a presenter at these Information Meetings. **The written petition must be received by the ACHOA Board by November 25<sup>th</sup>, 2015 providing details about the group and the designated representative that will be making the presentation at these meetings.**

The ACHOA Board has defined an eligible group, entity or organization and its presenter as follows as stated in the Nevada Revised Statutes:

1. Group, Entity or Organization Presenter Eligibility Requirements (one or more of the following):
  - a. Must have an interest in the outcome of the ACHOA Ballot Proposition concerning the acquisition of the 475 acres of land within the community.
  - b. Any group, entity or organization that has a Federal Tax Identification Number and it is presented or attached with the petition.
  - c. Must have been active within the community in the last nine months, if not one of the above legally recognized entities.
2. Group, Entity or Organization Qualifications:
  - a. Must have a minimum of five (5) individuals from the ACHOA community within the organization.
  - b. Must complete a written petition requesting recognition to the Board of Directors for the ACHOA by November 25<sup>th</sup>, 2015

- c. Must be a Private Corporation or “Entity,” which means a foreign or domestic:
  - i. Corporation, whether or not for profit;
  - ii. Limited-liability company;
  - iii. Limited partnership;
  - iv. Business trust; or
  - v. Association.
- d. It may be a “Corporation for public benefit”. A “Corporation for public benefit” must be formed or exist pursuant to NRS Chapter 82 that:
  - i. Is recognized as exempt under section 501(c)(3) of the Internal Revenue Code in effect on October 1, 1991, future amendments to that section and the corresponding provisions of future internal revenue laws; or
  - ii. Is organized for a public or charitable purpose and which upon dissolution must distribute its assets to the United States, a state, or a person which is recognized as exempt under section 501(c)(3) of the Internal Revenue Code as amended.
- e. It may be a “Nonprofit Cooperative Corporation” that may be formed by the voluntary association of any three or more persons in the manner prescribed in NRS 81.010 to 81.160, inclusive.
  - i. A majority of the persons must be residents of this State, and such a corporation has and may exercise the powers necessarily incident thereto.
  - ii. Except as otherwise provided in subsection 2, the provisions of chapter 78 of NRS govern each nonprofit cooperative corporation organized pursuant to NRS 81.010 to 81.160, inclusive.
  - iii. If such a nonprofit cooperative corporation is organized without shares of stock, the members shall be deemed to be “shareholders” or “stockholders” as these terms are used in chapter 78 of NRS.
- f. It may be a Limited Liability Company as per NRS 86.
- g. It may be a partnership as per NRS 87.
- h. It may be a Business Trust as per NRS 88.
- i. It may be a Professional Association as per NRS 89.