

**EXEMPTION APPLICATION**

(To be made only by a principal officer of the organization claiming exemption)

To be filed in duplicate with the District Director for your District.

For use of organizations applying for exemption under section 501(a) and described in section 501(c)(3) of the Internal Revenue Code, which are organized and operated (or will operate) exclusively for one or more of the following purposes (check purpose(s)):

- Religious                       Charitable                       Scientific                       Testing for Public Safety  
 Educational                       For the prevention of cruelty to children or animals                       Literary

Every organization that claims to be exempt must furnish the information and data specified in duplicate. If any organization fails to submit the information and data required, this application will not be considered on its merits and the organization will be notified accordingly.

This application shall be open to public inspection in accordance with section 6104(a)(1) of the Internal Revenue Code. See separate instructions for Form 1023 to properly answer the questions below.

1a. Full name of organization  
**Colorado State University Foundation**

b. Employer identification number

2. Complete address (number, street, city or town, State and Postal ZIP code)  
**Administration Building, Colorado State University, Fort Collins, Colorado 80521**

3a. Is the organization incorporated?  
 Yes     No

b. If "Yes," in which State and under which law (General corporation, not for profit, membership, educational, eleemosynary, etc.)? Cite statutory provisions.  
**Colorado Nonprofit Corporation Act, C.R.S. '63, 31-24-1 et**

4a. If not incorporated, what is form of organization?  
**N/A**

b. Date incorporated or organized

c. Month and day on which the annual accounting period ends  
**December 31**

5a. Has organization filed Federal income tax return(s)?     Yes     No

b. If "Yes," form number of return filed and Internal Revenue District where filed.

c. Year(s) filed

6. After July 1, 1950, did the creator of your organization (if a trust), or a contributor to your organization, or a brother or sister (whole or half blood), spouse, ancestor, or lineal descendant of such creator or contributor, or a corporation controlled directly or indirectly by such creator or contributor, enter into any of the transactions (or activities) enumerated below? NOTE: If you have any knowledge or contemplate that you will be a party to any of the transactions (or activities) enumerated in 6a through 6f, check "planned" in the applicable block(s) and see instructions.

|  | Yes | No | Planned |   | Yes | No | Planned |
|--|-----|----|---------|---|-----|----|---------|
| a. Borrow any part of your income or corpus?             |     | X  | none    | d. Purchase any securities or other property from you?            |     | X  | none    |
| b. Receive any compensation from you?                    |     | X  | none    | e. Sell any securities or other property to you?                  |     | X  | none    |
| c. Have any part of your services made available to him? |     | X  | none    | f. Receive any of your income or corpus in any other transaction? |     | X  | none    |

|  | Yes | No |
|--|-----|----|
| 7. Have you issued or do you plan to issue membership, stock, or other certificates evidencing voting power in the organization?   |     | X  |
| 8a. Are you the outgrowth or continuation of any form of predecessor(s)?   |     | X  |
| b. Do you have capital stock issued and outstanding?   |     | X  |
| c. Have you made or do you plan to make any distribution of your property to shareholders or members?  |     | X  |
| d. Did you receive or do you expect to receive 10 percent or more of your assets from any organization, group of affiliated organizations (affiliated through stockholding, common ownership, or otherwise), any individual, or members of a family group (brother or sister whether whole or half blood, spouse, ancestor, or lineal descendant)? |     | X  |
| e. Does any part or will any part of your receipts represent payment for services of any character rendered or to be rendered by you?  |     | X  |
| f. Are you now, have you ever been, or do you plan to be engaged in carrying on propaganda, or otherwise advocating or opposing pending or proposed legislation?   |     | X  |
| g. Do you participate or plan to participate in or intervene in (including the publishing or distributing of statements) any political campaign on behalf of or in opposition to any candidate for public office?  |     | X  |
| h. Have you made or do you plan to make any payments to members or shareholders for services rendered or to be rendered?   |     | X  |
| i. Does any part or do you plan to have any part of your net income inure to the benefit of any private shareholder or individual?   |     | X  |
| j. Are you now or are you planning to be affiliated in any manner with any organization(s)?  | X   |    |
| k. Do you hold or plan to hold 10 percent or more of any class of stock or 10 percent or more of the total combined voting power of stock in any corporation?  |     | X  |

9. Has any State or any court (including a Court of Probate, Surrogate's Court, etc.) ever declared whether you were or were not organized and operated for charitable, etc., purposes?  Yes  No. If "Yes," attach copies in duplicate of pertinent administrative or judicial decisions.

10. You must attach copies in duplicate of the following:

a. If incorporated, a copy of your articles of incorporation, or if not incorporated, a copy of your constitution, articles of association, declaration of trust, or other document whereby you were created setting forth your aims and purposes, a copy of all amendments thereto, and any changes presently proposed.

b. A copy of your bylaws or other similar code of regulations, all amendments thereto, and any changes presently proposed.

c. A complete statement of assets and liabilities as of the end of each annual accounting period (or as of the date of the filing of this application, if you were in existence for less than a year).

d. A statement of receipts and expenditures for each annual accounting period of operation (or for the period for which you were in existence, if less than a year).

e. A statement which clearly indicates what State statutes or court decisions govern the distribution of assets upon dissolution. (This statement may be omitted if your charter, certificate, or other instrument of organization makes provision for such distribution.)

f. A brief statement of the specific purposes for which you were formed. (Do not quote from or make reference to your articles of incorporation, constitution, articles of association, declaration of trust, or other document whereby you were created for this question.)

g. A statement explaining in detail each fund-raising activity and each business enterprise you have engaged in or plan to engage in, accompanied by copies of all agreements, if any, with other parties for the conduct of each fund-raising activity or business enterprise.

h. A statement which describes in detail the nature of each of your activities which you have checked on page 1, activities which you sponsor and proposed activities.

i. A statement which explains fully any specific activities that you have engaged in or sponsored and which have been discontinued. Give dates of commencement and termination and the reasons for discontinuance.

j. A statement which describes the purposes, other than in payment for services rendered or supplies furnished, for which your funds are expended or will be expended.

k. A schedule indicating the name and position of each officer, director, trustee, etc., of the organization and the relationship, if any, by blood, marriage, adoption, or employment, of each such person to the creator of the organization (if a trust), to any person who has made a substantial contribution to the organization, or to a corporation controlled (by ownership of 50 percent or more of voting stock or 50 percent or more of value of all stock), directly or indirectly, by such creator or contributor. The schedule shall also indicate the time devoted to position and compensation (including salary and expense account allowance), if any, of each officer, director, trustee, etc., of the organization.

l. A copy of each lease, if any, in which you are the lessee or lessor of property (real, personal, gas, oil, or mineral) or in which you own an interest under such lease, together with copies of all agreements with other parties for development of the property.

### SIGNATURE AND VERIFICATION

Under penalties of perjury, I declare that I have examined this application, including accompanying statements, and to the best of my knowledge and belief it is true, correct, and complete.

December 9, 1970

Date

/S/ William J. Tietz

Signature of Officer

Vice President

Title

SCHEDULES TO EXEMPTION APPLICATION FORM 1023

Applicant: Colorado State University Foundation.

Balance Sheet. (Question 10(c)). The applicant is a new organization and at the date of the application has no liabilities or assets.

Statement of Receipts and Expenditures. (Question 10(d)). As previously stated, applicant is a new organization and as of the date of the application it has had no receipt or expenditures.

Specific Purposes. (Question 10(f)). The basic purpose for which the corporation was formed is to develop additional resources for Colorado State University. In furtherance of the general purpose, it is planned that the Corporation will be designated as trustee of intervivos and testamentary trusts and the recipient of funds and assets for the purpose of funding endowments, research and teaching and funds to help defray the cost of capital construction.

Fund Raising Activity. (Question 10(g)). It is planned that the corporation will actively engage in programs to encourage the designation of the foundation as trustee for trusts in the case where the ultimate beneficiary will be the Foundation or Colorado State University, fund raising programs for capital construction projects of Colorado State University, scholarship funds for Colorado State University students, research to be conducted at Colorado State University and Colorado State University faculty development.

Sponsored Activities. Question 10(h)). Since it is a new organization, the Foundation has not as of the date of this application sponsored any activities. It is proposed that it will be actively engaged in and sponsor the type of activities stated under the response to questions 10(f) and 10(g).

Officers and Directors. (Question 10(k)). The initial Board of Directors of the applicant and initial officers of the applicant are as follows:

William M. Sims. Jr., President, Director  
William J. Tietz, Vice President, Director  
J. R. Hehn, Secretary-Treasurer, Director

It is planned that the Directors and Officers will not receive salary and will not receive a fixed expense allowance. It is contemplated, however, that officers and directors will be reimbursed for actual expenses incurred on behalf of Foundation business. The persons named will spend such time as is required to fulfill their responsibilities as Directors and Officers.