

# VETERANS OF FOREIGN WARS OF THE UNITED STATES

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September 24, 1998

Secretary of State  
State of Minnesota  
180 State Office Building  
St. Paul, Minnesota 55155



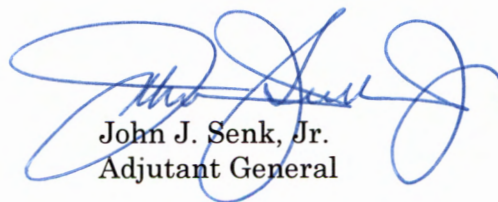
Dear Secretary of State:

Enclosed is the duly executed Certificate of Appointment of Agent constituting Patrick T. Bohmer as the agent of the National Organization of the Veterans of Foreign Wars of the United States in the State of Minnesota upon whom legal process or demands against the National Organization of the Veterans of Foreign Wars of the United States may be served.

The Certificate of Appointment of Agent is being submitted for filing in accordance with Section 9 of Public Law No. 630 - 74th Congress, a copy of which is enclosed. If there is a charge for filing it, please advise me as to the amount of that fee and a check in payment will be forwarded to your office immediately.

This certificate cancels and rescinds any prior designation of agent for service of process in the State of Minnesota heretofore made by the corporation.

Sincerely,



John J. Senk, Jr.  
Adjutant General

JIS:L:pk  
Enclosures  
cc: Patrick T. Bohmer, Adjutant  
Department of Minnesota, VFW

9802575

(Public - No. 630 - 74th Congress)

(H.R. 11454)

(May 28, 1936, Chapter 471, Sections 1 to 10,  
49 Stat. 1390, 1391)

(U.S.C.A. Title 36, Chapter 7A, Sections 111 to 120)

(Amended 83rd Congress, May 29, 1953)

## AN ACT

To incorporate the Veterans of Foreign Wars of the United States

### SEC. 1 - INCORPORATION; NAME.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following persons, to wit: James E. Van Zandt, Altoona, Pennsylvania; Bernard K. Kearney, Gloversville, New York; Scott P. Squyres, Oklahoma City, Oklahoma; Robert B. Handy, Junior, Kansas City, Missouri; Henry F. Marquard, Chicago, Illinois; William E. Guthner, Denver, Colorado; Edward J. Neron, Sacramento, California; Joseph C. Menendez, New Orleans, Louisiana; Paul L. Foulk, Altoona, Pennsylvania; Robert E. Kernodle, Kansas City, Missouri; Walter I. Joyce, New York City, New York; George A. Ilg, Cranston, Rhode Island; James F. Daley, Hartford, Connecticut; Charles R. Haley, Pittsburgh, Pennsylvania; F. C. Devericks, Clarksburg, West Virginia; John J. Skillman, Miami, Florida; Ellie H. Schill, New Orleans, Louisiana; Gerald C. Mathias, Lagrange, Indiana; James W. Starner, Effingham, Illinois; Leon S. Pickens, Wichita, Kansas; Archie W. Nimens, Minneapolis, Minnesota; Harvey W. Snyder, Denver, Colorado; Charles O. Carlston, San Francisco, California; Walter L. Daniels, Seattle, Washington; John E. Swaim, Tulsa, Oklahoma; Peter J. Rosch, Washington, District of Columbia; and their successors, who are, or who may become, members of the Veterans of Foreign Wars of the United States, a national association of men who as soldiers, sailors, marines and airmen have served this Nation in wars, campaigns, and expeditions on foreign soil or in hostile waters, and such national association, are hereby created and declared a body corporate, known as the Veterans of Foreign Wars of the United States.

### SEC. 2 - COMPLETION OF ORGANIZATION.

That the said persons named in section 1, or their successors; and such other persons as are duly accredited delegates from any local post or State department of the existing national association known as the Veterans of Foreign Wars of the United States, under its constitution and by-laws, are hereby authorized to meet and to complete the organization of said corporation, by the adoption of a constitution and by-laws, the election of officers, and to do all other things necessary to carry into effect and incidental to the provisions of this Act.

### SEC. 3 - PURPOSE OF CORPORATION.

That the purpose of this corporation shall be fraternal, patriotic, historical, and educational; to preserve and strengthen comradeship among its members; to assist worthy comrades; to perpetuate the memory and history of our dead, and to assist their widows and orphans; to maintain true allegiance to the Government of the United States of America, and

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fidelity to its Constitution and laws; to foster true patriotism; to maintain and extend the institutions of American freedom; and to preserve and defend the United States from all her enemies, whomsoever.

#### **SEC. 4 - CORPORATE POWERS.**

That the corporation created by this Act shall have the following powers: To have perpetual succession with power to sue and be sued in courts of law and equity; to receive, hold, own, use, and dispose of such real estate, personal property, money, contract, rights, and privileges as shall be deemed necessary and incidental for its corporate purposes; to adopt a corporate seal and alter the same at pleasure; to adopt, amend, apply, and administer a constitution, by-laws, and regulations to carry out its purposes, not inconsistent with the laws of the United States or of any State; to adopt and have the exclusive right to manufacture and use such emblems and badges as may be deemed necessary in the fulfillment of the purposes of the corporation; to establish and maintain offices for the conduct of its business; to establish, regulate, or discontinue subordinate State and Territorial subdivisions and local chapters or posts; to publish a magazine or other publications, and generally to do any and all such acts and things as may be necessary and proper in carrying into effect the purposes of the corporation.

#### **SEC. 5 - MEMBERSHIP.**

That no person shall be a member of this corporation unless he has served honorably as an officer or enlisted man in the Armed Forces of the United States of America in any foreign war, insurrection, or expedition, which service shall be recognized as campaign-medal service and governed by the authorization of the award of a campaign badge by the Government of the United States of America.

#### **SEC. 6 - ASSETS OF EXISTING ORGANIZATION.**

That said corporation may and shall acquire all of the assets of the existing national association known as the Veterans of Foreign Wars of the United States upon discharging or satisfactorily providing for the payment discharge of all its liabilities.

#### **SEC. 7 - EXCLUSIVE RIGHT TO NAME, CORPORATE SEAL, EMBLEM AND BADGES.**

That the said corporation shall have the sole and exclusive right to have and to use, in carrying out its purposes, the name "Veterans of Foreign Wars of the United States" and the sole and exclusive right to the use of its corporate seal, emblems, and badges as adopted by said corporation.

#### **SEC. 8 - REPORTS TO CONGRESS.**

That said corporation shall, on or before the 1st day of January in each year, make and transmit to the Congress a report of its proceedings for the preceding fiscal year, including a full and complete report of its receipts and expenditures: *Provided, however,* That said financial report shall not be printed as a public document.

#### **SEC. 9 - STATE AGENTS.**

That as a condition precedent to the exercise of any power or privilege herein granted or conferred, the Veterans of Foreign Wars of the United States shall file in the office of the Secretary of State of each State the name and post-office address of an authorized agent in such State upon whom legal process or demands against the Veterans of Foreign Wars of the United States may be served.

#### **SEC. 10 - RIGHT TO REPEAL, ETC., RESERVED.**

That the right to repeal, alter, or amend this Act at any time is hereby expressly reserved.

Approved, May 28, 1936.



CERTIFICATE OF APPOINTMENT OF AGENT

KNOW ALL MEN BY THESE PRESENTS, That VETERANS OF FOREIGN WARS OF THE UNITED STATES, a corporation duly created, organized and existing under and by virtue of the laws of the United States Congress (Public Law No. 630, 74th Congress; U.S.C.A. Title 36, Chapter 7A, Sections 111 to 120), and having its principal place of business at 406 West 34th Street, in the City of Kansas City, Missouri, has appointed and hereby does appoint Patrick T. Bohmer, who resides at 3815 97th Avenue, NE in the City of Circle Pines, State of Minnesota 55014, and who maintains an office at 3815 97th Avenue, NE in the City of Circle Pines 55014, in said State, as its agent, who as such agent, is duly authorized to accept service of process and upon whom service of process may be had in any action to which said corporation shall be a party, and service on whom shall be due and personal service upon said corporation and said appointment shall remain in force for the purposes and with the effect and during the time therein prescribed and until another agent shall be duly appointed and substituted.

IN TESTIMONY WHEREOF the said corporation has caused these presents to be executed in its corporate name by its National President (Commander-in-Chief) and its National Secretary (Adjutant General) and its corporate seal to be hereunto affixed, this 24th day of September, 19 98.

VETERANS OF FOREIGN WARS OF THE UNITED STATES

By:

Thomas A. Pouliot  
Commander-in-Chief

And

John J. Senk, Jr.  
Adjutant General

STATE OF MISSOURI     }  
                                  } SS.  
COUNTY OF JACKSON    }

On this 24th day of September, 19 98, before me appeared  
Thomas A. Pouliot and John J. Senk, Jr.

to me personally known, who being by me each duly sworn, did say that they are respectively the Commander-in-Chief and Adjutant General of the Veterans of Foreign Wars of the United States; that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was executed on behalf of said corporation by authority of its Board of Directors; and the said Thomas A. Pouliot, Commander-in-Chief and John J. Senk, Jr., Adjutant General acknowledged said instrument to be the free act and deed of said corporation.

Linda K. Porter  
Notary Public in and for said County and State

My Commission expires:

July 5, 2002

" NOTARY SEAL "  
Linda K. Porter, Notary Public  
Clay County, State of Missouri  
My Commission Expires 7/5/2002