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ENVELOPE

Form 990-EZ

Department of the Treasury
Internal Revenue Service

Short Form
Return of Organization Exempt From Income Tax
Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except black lung benefit trust or private foundation)

▶ Sponsoring organizations of donor advised funds and controlling organizations as defined in section 512(b)(13) must file Form 990 All other organizations with gross receipts less than $500,000 and total assets less than $1,250,000 at the end of the year may use this form

▶ The organization may have to use a copy of this return to satisfy state reporting requirements

OMB No 1545-1150

2009

Open to Public Inspection

A For the 2009 calendar year, or tax year beginning 09/01/09 , and ending 08/31/10

B Check if applicable
- ☐ Address change
- ☐ Name change
- ☐ Initial return
- ☐ Termination
- ☐ Amended return
- ☐ Application pending

Please use IRS label or print or type. See Specific Instructions.

C Name of organization
The Marian Home Foundation

Number and street (or P O box, if mail is not delivered to street address) Room/suite
2400 6th Ave N

City or town, state or country, and ZIP + 4
Fort Dodge IA 50501

D Employer identification number
39-1899518

E Telephone number
515-576-1138

F Group Exemption Number ▶ 0928

- Section 501(c)(3) organizations and 4947(a)(1) nonexempt charitable trusts must attach a completed Schedule A (Form 990 or 990-EZ).

G Accounting method ☐ Cash ☒ Accrual Other (specify) ▶

I Website: ▶ n/a

J Tax-exempt status (check only one) — ☒ 501(c) (3) ◀ (insert no) ☐ 4947(a)(1) or ☐ 527

H Check ▶ ☒ if the organization is not required to attach Schedule B (Form 990, 990-EZ, or 990-PF)

K Check ▶ ☐ if the organization is not a section 509(a)(3) supporting organization and its gross receipts are normally not more than $25,000 A Form 990-EZ or Form 990 return is not required, but if the organization chooses to file a return, be sure to file a complete return

L Add lines 5b, 6b, and 7b, to line 9 to determine gross receipts, if $500,000 or more, file Form 990 instead of Form 990-EZ ▶ $ 170,191

Part I Revenue, Expenses, and Changes in Net Assets or Fund Balances (See the instructions for Part I.)

Revenue	1	Contributions, gifts, grants, and similar amounts received		1	
	2	Program service revenue including government fees and contracts		2	
	3	Membership dues and assessments		3	
	4	Investment income		4	76,815
	5a	Gross amount from sale of assets other than inventory	5a 93,376		
	b	Less cost or other basis and sales expenses	5b 131,803		
	c	Gain or (loss) from sale of assets other than inventory (Subtract line 5b from line 5a) See Stmt 1		5c	-38,427
	6	Special events and activities (complete applicable parts of Schedule G) If any amount is from gaming, check here ▶ ☐			
	a	Gross revenue (not including $ _____ of contributions reported on line 1)	6a		
	b	Less direct expenses other than fundraising expenses	6b		
	c	Net income or (loss) from special events and activities (Subtract line 6b from line 6a)		6c	
	7a	Gross sales of inventory, less returns and allowances	7a		
	b	Less cost of goods sold	7b		
	c	Gross profit or (loss) from sales of inventory (Subtract line 7b from line 7a)		7c	
	8	Other revenue (describe ▶ _____)		8	
	9	**Total revenue.** Add lines 1, 2, 3, 4, 5c, 6c, 7c, and 8 ▶		9	38,388
Expenses	10	Grants and similar amounts paid (attach schedule) Stmt 2		10	6,563
	11	Benefits paid to or for members		11	
	12	Salaries, other compensation, and employee benefits		12	
	13	Professional fees and other payments to independent contractors		13	2,814
	14	Occupancy, rent, utilities, and maintenance		14	
	15	Printing, publications, postage, and shipping		15	
	16	Other expenses (describe ▶ _____)		16	
	17	**Total expenses.** Add lines 10 through 16 ▶		17	9,377
Net Assets	18	Excess or (deficit) for the year (Subtract line 17 from line 9)		18	29,011
	19	Net assets or fund balances at beginning of year (from line 27, column (A)) (must agree with end-of-year figure reported on prior year's return)		19	784,871
	20	Other changes in net assets or fund balances (attach explanation)		20	
	21	Net assets or fund balances at end of year Combine lines 18 through 20 ▶		21	813,882

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Part II Balance Sheets. If Total assets on line 25, column (B) are $1,250,000 or more, file Form 990 instead of Form 990-EZ

(See the instructions for Part II)	(A) Beginning of year		(B) End of year
22 Cash, savings, and investments	784,871	22	813,882
23 Land and buildings		23	
24 Other assets (describe ▶ _____)		24	
25 **Total assets**	784,871	25	813,882
26 **Total liabilities** (describe ▶ _____)	0	26	0
27 **Net assets or fund balances** (line 27 of column (B) must agree with line 21)	784,871	27	813,882

For Privacy Act and Paperwork Reduction Act Notice, see the separate instructions. Form **990-EZ** (2009)

DAA

P 5 NE

Part III Statement of Program Service Accomplishments (See the instructions for Part III.)

What is the organization's primary exempt purpose?

See Statement 3

Describe what was achieved in carrying out the organization's exempt purposes In a clear and concise manner, describe the services provided, the number of persons benefited, or other relevant information for each program title

Expenses (Required for section 501(c)(3) and 501(c)(4) organizations and section 4947(a)(1) trusts, optional for others)

28 Support for the Marian Home

(Grants $ 6,563) If this amount includes foreign grants, check here ▶ ☐ **28a** 6,563

29

(Grants $) If this amount includes foreign grants, check here ▶ ☐ **29a**

30

(Grants $) If this amount includes foreign grants, check here ▶ ☐ **30a**

31 Other program services (attach schedule)

(Grants $) If this amount includes foreign grants, check here ▶ ☐ **31a**

32 Total program service expenses (add lines 28a through 31a) ▶ **32** 6,563

Part IV List of Officers, Directors, Trustees, and Key Employees. List each one even if not compensated (See the instructions for Part IV)

(a) Name and address		(b) Title and average hours per week devoted to position	(c) Compensation (If not paid, enter -0-.)	(d) Contributions to employee benefit plans & deferred compensation	(e) Expense account and other allowances
Bishop R Walker Nickless 1821 Jackson St	Sioux City IA 51105	0.50	0	0	0
Monsignor Mark Duchaine 1821 Jackson St	Sioux City IA 51105	0.50	0	0	0
Shari Fitzgerald 726 N 3rd St	Fort Dodge IA 50501	Chairperson 0.50	0	0	0
Monsignor Kevin McCoy 2220 4th Ave N	Fort Dodge IA 50501	0.50	0	0	0
Bennett O'Connor 1325 1st Ave S	Fort Dodge IA 50501	Treasurer 0.50	0	0	0
Joe Laufersweiler 307 South 12th St	Fort Dodge IA 50501	Secretary 0.50	0	0	0
James Allen 1614 150th St	Clare IA 50524	0.50	0	0	0
Father Dale Reiff PO Box 13	Halbur IA 51444	0.50	0	0	0
			0	0	0

Part V Other Information (Note the statement requirements in the instructions for Part V.)

			Yes	No
33	Did the organization engage in any activity not previously reported to the IRS? If "Yes," attach a detailed description of each activity	33		X
34	Were any changes made to the organizing or governing documents? If "Yes," attached a conformed copy of the changes	34	X	
35	If the organization had income from business activities, such as those reported on lines 2, 6a, and 7a (among others), but **not** reported on Form 990-T, attach a statement explaining why the organization did not report the income on Form 990-T.			
a	Did the organization have unrelated business gross income of $1,000 or more or was it subject to section 6033(e) notice, reporting, and proxy tax requirements?	35a		X
b	If "Yes," has it filed a tax return on **Form 990-T** for this year?	35b		
36	Did the organization undergo a liquidation, dissolution, termination, or significant disposition of net assets during the year? If "Yes," complete applicable parts of Schedule N	36		X
37a	Enter amount of political expenditures, direct or indirect, as described in the instr ▶ 37a			
b	Did the organization file **Form 1120-POL** for this year?	37b		X
38a	Did the organization borrow from, or make any loans to, any officer, director, trustee, or key employee **or** were any such loans made in a prior year and still outstanding at the end of the period covered by this return?	38a		X
b	If "Yes," complete Schedule L, Part II and enter the total amount involved 38b			
39	Section 501(c)(7) organizations Enter			
a	Initiation fees and capital contributions included on line 9 39a			
b	Gross receipts, included on line 9, for public use of club facilities 39b			
40a	Section 501(c)(3) organizations Enter amount of tax imposed on the organization during the year under section 4911 ▶ _____ , section 4912 ▶ _____ , section 4955 ▶ _____			
b	Section 501(c)(3) and 501(c)(4) organizations Did the organization engage in any section 4958 excess benefit transaction during the year or is it aware that it engaged in an excess benefit transaction with a disqualified person in a prior year, and that the transaction has not been reported on any of the organization's prior Forms 990 or 990-EZ? If "Yes," complete Schedule L, Part I	40b		X
c	Section 501(c)(3) and 501(c)(4) organizations Enter amount of tax imposed on organization managers or disqualified persons during the year under sections 4912, 4955, and 4958 ▶ _____			
d	Section 501(c)(3) and 501(c)(4) organizations Enter amount of tax on line 40c reimbursed by the organization ▶ _____			
e	All organizations At any time during the tax year, was the organization a party to a prohibited tax shelter transaction? If "Yes," complete Form 8886-T	40e		X

41 List the states with which a copy of this return is filed ▶ IA

42a The organization's books are in care of ▶ The Marian Home Telephone no ▶ 515-576-1138

Located at ▶ 2400 6th Ave N Fort Dodge, IA ZIP + 4 ▶ 50501

			Yes	No
b	At any time during the calendar year, did the organization have an interest in or a signature or other authority over a financial account in a foreign country (such as a bank account, securities account, or other financial account)? If "Yes," enter the name of the foreign country ▶ _____ See the instructions for exceptions and filing requirements for **Form TD F 90-22.1, Report of Foreign Bank and Financial Accounts.**	42b		X
c	At any time during the calendar year, did the organization maintain an office outside of the U S ? If "Yes," enter the name of the foreign country ▶ _____	42c		X

43 Section 4947(a)(1) nonexempt charitable trusts filing Form 990-EZ in lieu of **Form 1041**—Check here ▶ ☐ and enter the amount of tax-exempt interest received or accrued during the tax year ▶ 43

			Yes	No
44	Did the organization maintain any donor advised funds? If "Yes," Form 990 must be completed instead of Form 990-EZ	44		X
45	Is any related organization a controlled entity of the organization within the meaning of section 512(b)(13)? If "Yes," Form 990 must be completed instead of Form 990-EZ	45		X

Part VI **Section 501(c)(3) organizations and section 4947(a)(1) nonexempt charitable trusts only.** All section 501(c)(3) organizations and section 4947(a)(1) nonexempt charitable trusts must answer questions 46-49b and complete the tables for lines 50 and 51.

			Yes	No
46	Did the organization engage in direct or indirect political campaign activities on behalf of or in opposition to candidates for public office? If "Yes," complete Schedule C, Part I	46		X
47	Did the organization engage in lobbying activities? If "Yes," complete Schedule C, Part II	47		X
48	Is the organization operating a school as described in section 170(b)(1)(A)(ii)? If "Yes," complete Schedule E	48		X
49a	Did the organization make any transfers to an exempt non-charitable related organization?	49a		X
b	If "Yes," was the related organization a section 527 organization?	49b		

50 Complete this table for the organization's five highest compensated employees (other than officers, directors, trustees and key employees) who each received more than $100,000 of compensation from the organization If there is none, enter "None "

(a) Name and address of each employee paid more than $100,000	(b) Title and average hours per week devoted to position	(c) Compensation	(d) Contributions to employee benefit plans & deferred compensation	(e) Expense account and other allowances
None				

f Total number of other employees paid over $100,000 ▶

51 Complete this table for the organization's five highest compensated independent contractors who each received more than $100,000 of compensation from the organization If there is none, enter "None "

(a) Name and address of each independent contractor paid more than $100,000	(b) Type of service	(c) Compensation
None		

d Total number of other independent contractors each receiving over $100,000 ▶

Sign Here

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge

▶ Signature of officer — Date: 12.29.10

▶ Eric Halverson — Administrator

Type or print name and title

Paid Preparer's Use Only

Preparer's signature	Date	Check if self-employed ▶	Preparer's Identifying Number (See instr)
Mark Thompson	12/27/10	☐	P00368547

Firm's name (or yours if self-employed), address, and ZIP + 4: Thompson & Eich CPAs, 805 Central Ave Ste 731, Fort Dodge, IA 50501

EIN ▶ 26-1448873

Phone no ▶ 515-955-1989

May the IRS discuss this return with the preparer shown above? See instructions ▶ [X] Yes [ ] No

SCHEDULE A
(Form 990 or 990-EZ)

Department of the Treasury
Internal Revenue Service

Public Charity Status and Public Support

Complete if the organization is a section 501(c)(3) organization or a section 4947(a)(1) nonexempt charitable trust.

▶ **Attach to Form 990 or Form 990-EZ.** ▶ **See separate instructions.**

OMB No 1545-0047

2009

Open to Public Inspection

Name of the organization
The Marian Home Foundation

Employer identification number
39-1899518

Part I Reason for Public Charity Status (All organizations must complete this part.) See instructions.

The organization is not a private foundation because it is (For lines 1 through 11, check only one box)

1 ☐ A church, convention of churches, or association of churches described in **section 170(b)(1)(A)(i).**

2 ☐ A school described in **section 170(b)(1)(A)(ii).** (Attach Schedule E)

3 ☐ A hospital or a cooperative hospital service organization described in **section 170(b)(1)(A)(iii).**

4 ☐ A medical research organization operated in conjunction with a hospital described in **section 170(b)(1)(A)(iii).** Enter the hospital's name, city, and state

5 ☐ An organization operated for the benefit of a college or university owned or operated by a governmental unit described in **section 170(b)(1)(A)(iv).** (Complete Part II)

6 ☐ A federal, state, or local government or governmental unit described in **section 170(b)(1)(A)(v).**

7 ☐ An organization that normally receives a substantial part of its support from a governmental unit or from the general public described in **section 170(b)(1)(A)(vi).** (Complete Part II)

8 ☐ A community trust described in **section 170(b)(1)(A)(vi).** (Complete Part II)

9 ☐ An organization that normally receives (1) more than 33 1/3 % of its support from contributions, membership fees, and gross receipts from activities related to its exempt functions—subject to certain exceptions, and (2) no more than 33 1/3 % of its support from gross investment income and unrelated business taxable income (less section 511 tax) from businesses acquired by the organization after June 30, 1975 See **section 509(a)(2).** (Complete Part III)

10 ☐ An organization organized and operated exclusively to test for public safety See **section 509(a)(4).**

11 ☒ An organization organized and operated exclusively for the benefit of, to perform the functions of, or to carry out the purposes of one or more publicly supported organizations described in section 509(a)(1) or section 509(a)(2) See **section 509(a)(3).** Check the box that describes the type of supporting organization and complete lines 11e through 11h

a ☒ Type I b ☐ Type II c ☐ Type III–Functionally integrated d ☐ Type III–Other

e ☒ By checking this box, I certify that the organization is not controlled directly or indirectly by one or more disqualified persons other than foundation managers and other than one or more publicly supported organizations described in section 509(a)(1) or section 509(a)(2)

f If the organization received a written determination from the IRS that it is a Type I, Type II, or Type III supporting organization, check this box ☐

g Since August 17, 2006, has the organization accepted any gift or contribution from any of the following persons?

	Yes	No
(i) A person who directly or indirectly controls, either alone or together with persons described in (ii) and (iii) below, the governing body of the supported organization? 11g(i)		X
(ii) A family member of a person described in (i) above? 11g(ii)		X
(iii) A 35% controlled entity of a person described in (i) or (ii) above? 11g(iii)		X

h Provide the following information about the supported organization(s)

(i) Name of supported organization	(ii) EIN	(iii) Type of organization (described on lines 1–9 above or IRC section (see instructions))	(iv) Is the organization in col (i) listed in your governing document? Yes	(iv) No	(v) Did you notify the organization in col (i) of your support? Yes	(v) No	(vi) Is the organization in col (i) organized in the U S ? Yes	(vi) No	(vii) Amount of support
The Marian Home	42-1025626	12	X		X			X	
Total									

Part II Support Schedule for Organizations Described in Sections 170(b)(1)(A)(iv) and 170(b)(1)(A)(vi)
(Complete only if you checked the box on line 5, 7, or 8 of Part I.)

Section A. Public Support

Calendar year (or fiscal year beginning in) ▶	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
1 Gifts, grants, contributions, and membership fees received (Do not include any "unusual grants.")						
2 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
3 The value of services or facilities furnished by a governmental unit to the organization without charge						
4 **Total.** Add lines 1 through 3						
5 The portion of total contributions by each person (other than a governmental unit or publicly supported organization) included on line 1 that exceeds 2% of the amount shown on line 11, column (f)						
6 **Public support.** Subtract line 5 from line 4						

Section B. Total Support

Calendar year (or fiscal year beginning in) ▶	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
7 Amounts from line 4						
8 Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources						
9 Net income from unrelated business activities, whether or not the business is regularly carried on						
10 Other income Do not include gain or loss from the sale of capital assets (Explain in Part IV)						
11 **Total support.** Add lines 7 through 10						

12 Gross receipts from related activities, etc (see instructions) 12

13 **First five years.** If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and **stop here** ▶ ☐

Section C. Computation of Public Support Percentage

14	Public support percentage for 2009 (line 6, column (f) divided by line 11, column (f))	14	%
15	Public support percentage from 2008 Schedule A, Part II, line 14	15	%

16a **33 1/3 % support test—2009.** If the organization did not check the box on line 13, and line 14 is 33 1/3 % or more, check this box and **stop here.** The organization qualifies as a publicly supported organization ▶ ☐

b **33 1/3 % support test—2008.** If the organization did not check a box on line 13 or 16a, and line 15 is 33 1/3 % or more, check this box and **stop here.** The organization qualifies as a publicly supported organization ▶ ☐

17a **10%-facts-and-circumstances test—2009.** If the organization did not check a box on line 13, 16a, or 16b, and line 14 is 10% or more, and if the organization meets the "facts-and-circumstances" test, check this box and **stop here.** Explain in Part IV how the organization meets the "facts-and-circumstances" test The organization qualifies as a publicly supported organization ▶ ☐

b **10%-facts-and-circumstances test—2008.** If the organization did not check a box on line 13, 16a, 16b, or 17a, and line 15 is 10% or more, and if the organization meets the "facts-and-circumstances" test, check this box and **stop here.** Explain in Part IV how the organization meets the "facts-and-circumstances" test The organization qualifies as a publicly supported organization ▶ ☐

18 **Private foundation.** If the organization did not check a box on line 13, 16a, 16b, 17a, or 17b, check this box and see instructions ▶ ☐

Part III Support Schedule for Organizations Described in Section 509(a)(2)

(Complete only if you checked the box on line 9 of Part I.)

Section A. Public Support

Calendar year (or fiscal year beginning in) ▶	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
1 Gifts, grants, contributions, and membership fees received (Do not include any "unusual grants ")						
2 Gross receipts from admissions, merchandise sold or services performed, or facilities furnished in any activity that is related to the organization's tax-exempt purpose						
3 Gross receipts from activities that are not an unrelated trade or business under section 513						
4 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
5 The value of services or facilities furnished by a governmental unit to the organization without charge						
6 **Total.** Add lines 1 through 5						
7a Amounts included on lines 1, 2, and 3 received from disqualified persons						
b Amounts included on lines 2 and 3 received from other than disqualified persons that exceed the greater of $5,000 or 1% of the amount on line 13 for the year						
c Add lines 7a and 7b						
8 **Public support** (Subtract line 7c from line 6)						

Section B. Total Support

Calendar year (or fiscal year beginning in) ▶	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
9 Amounts from line 6						
10a Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources						
b Unrelated business taxable income (less section 511 taxes) from businesses acquired after June 30, 1975						
c Add lines 10a and 10b						
11 Net income from unrelated business activities not included in line 10b, whether or not the business is regularly carried on						
12 Other income Do not include gain or loss from the sale of capital assets (Explain in Part IV)						
13 **Total support.** (Add lines 9, 10c, 11, and 12)						

14 **First five years.** If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and **stop here** ▶ ☐

Section C. Computation of Public Support Percentage

15	Public support percentage for 2009 (line 8, column (f) divided by line 13, column (f))	15	%
16	Public support percentage from 2008 Schedule A, Part III, line 15	16	%

Section D. Computation of Investment Income Percentage

17	Investment income percentage for **2009** (line 10c, column (f) divided by line 13, column (f))	17	%
18	Investment income percentage from **2008** Schedule A, Part III, line 17	18	%

19a **33 1/3 % support tests—2009.** If the organization did not check the box on line 14, and line 15 is more than 33 1/3 %, and line 17 is not more than 33 1/3 %, check this box and **stop here.** The organization qualifies as a publicly supported organization ▶ ☐

b **33 1/3 % support tests—2008.** If the organization did not check a box on line 14 or line 19a, and line 16 is more than 33 1/3 %, and line 18 is not more than 33 1/3 %, check this box and **stop here.** The organization qualifies as a publicly supported organization ▶ ☐

20 **Private foundation.** If the organization did not check a box on line 14, 19a, or 19b, check this box and see instructions ▶ ☐

Part IV **Supplemental Information.** Complete this part to provide the explanations required by Part II, line 10; Part II, line 17a or 17b; and Part III, line 12. Provide any other additional information. See instructions.

Federal Statements

Statement 1 - Form 990-EZ, Part I, Line 5c - Sale of Assets Other than Inventory - Securities

Description							
How Received	Whom Sold	Date Acquired	Date Sold	Sale Price	Cost & Expense	Depreciation	Gain / Loss
RVS High Yield Bond Fund							
Purchase		Various	8/23/10	$ 1,101	$ 1,150	$	$ -49
RVS Blanced Fund							
Purchase		Various	8/23/10	1,352	1,534		-182
RVS Large Car Equity Fund							
Purchase		Various	9/11/00	74,451	125,186		-50,735
RVS Diversified Bond Fund							
Purchase		Various	8/23/10	3,300	3,148		152
RVS Large Core							
Purchase		Various	8/23/10	810	785		25
Diocese Investments							
Purchase		Various	Various	12,362			12,362
Total				$ 93,376	$ 131,803	$ 0	$ -38,427

Federal Statements

Statement 2 - Form 990-EZ, Part I, Line 10 - Grants and Similar Amounts Paid to Organizations

Name and Address	Class of Activity	Date of Gift	Description of Property	Cash Contribution	Noncash Contribution	Book Value	Book Value Explanation	FMV Explanation
The Marian Home 2400 6th Ave N Fort Dodge, IA 50501				6,563				
Total				6,563				

Statement 3 - Form 990-EZ, Part III - Organization's Primary Exempt Purpose

Description
The Foundation's purpose is to receive and manage bequests, gifts, donations, and contributions made to or for the use of The Marian Home, Fort Dodge Iowa.

CERTIFICATE REGARDING
RESTATED ARTICLES OF INCORPORATION
OF
THE MARIAN HOME FOUNDATION

TO THE SECRETARY OF STATE OF THE STATE OF IOWA:

Pursuant to Section 504.1006 of the Revised Iowa Nonprofit Corporation Act, the undersigned hereby certifies as follows on behalf of **THE MARIAN HOME FOUNDATION** (the "**Corporation**"):

SECTION ONE
Name Of Corporation

The name of the Corporation is **THE MARIAN HOME FOUNDATION.**

SECTION TWO
Restated Articles Of Incorporation Consolidate all Amendments

The Restated Articles of Incorporation of the Corporation are attached as Exhibit A hereto consolidate all amendments into a single document.

SECTION THREE
Approval By Members

The Restated Articles of Incorporation were adopted and approved by the Members of the Corporation in the manner required by Chapter 504 of the Code of Iowa and the Articles of Incorporation and Bylaws of the Corporation.

Executed at Sioux City, Iowa on the 23rd day of April, 2010.

THE MARIAN HOME FOUNDATION

By: R Walker Nickless
Most Reverend R. Walker Nickless, President

RESTATED ARTICLES OF INCORPORATION
OF
THE MARIAN HOME FOUNDATION

TO THE SECRETARY OF STATE OF THE STATE OF IOWA:

The undersigned Corporation, pursuant to Chapter 504 of the Code of Iowa, hereby adopts the following Restated Articles of Incorporation for the Corporation:

ARTICLE ONE
NAME OF CORPORATION

The name of the Corporation shall be **THE MARIAN HOME FOUNDATION.**

ARTICLE TWO
DURATION OF CORPORATION

The period of the duration of this Corporation is perpetual unless dissolved as provided by law

ARTICLE THREE
PURPOSES OF CORPORATION

This Corporation is organized and shall be operated exclusively for charitable, religious, scientific and educational purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code which shall include the following specific purposes:

A. To solicit, receive and manage bequests, gifts, donations, grants, and contributions made to or for the use or benefit of The Marian Home, Fort Dodge, Iowa, its programs and its various services.

B. To hold and manage all the property, both real and personal, that may at any time or in any manner come to or vest in this Corporation for any purpose consistent with these Articles.

C. To exercise all other rights, powers and privileges now or hereafter conferred upon nonprofit corporations by Chapter 504 of the Code of Iowa as may be amended from time to time.

ARTICLE FOUR
RESTRICTIONS

1. No part of the net earnings of this Corporation shall inure to the benefit of or be distributable to any director, officer, or private individual except as reasonable compensation for services rendered, goods received, and other property or valuable thing which may be acquired by the Corporation for the accomplishment of its purposes. No director or officer of the

Corporation, or any private individual, shall be entitled to share in the distribution of any of the Corporate assets on dissolution of the Corporation.

2. No substantial part of the activities of the Corporation shall be the carrying on of propaganda or otherwise attempting to influence legislation and the Corporation shall not participate or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office.

3. The Corporation shall not carry on any activities not permitted to be carried on (a) by a corporation exempt from income tax under Section 501(c)(3) of the Internal Revenue Code or corresponding section of any future federal tax code, or (b) by a corporation contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code or corresponding section of any future federal tax code

ARTICLE FIVE
DIRECTORS

The Board of Directors shall include the Bishop of the Diocese of Sioux City and the Vicar General of the Diocese of Sioux City and such additional lay members as may be fixed in the Bylaws of the Corporation. The lay persons shall be appointed by the Bishop of the Diocese of Sioux City in the manner and for the terms provided in the Bylaws of the Corporation. The Bishop of the Diocese of Sioux City shall have the authority to remove any or all Directors at any time for any reason he deems to be in the best interests of the Corporation.

ARTICLE SIX
MEMBERS

The Corporation shall have one Member. The Member shall be The Marian Home, Fort Dodge, Iowa, an Iowa nonprofit corporation.

ARTICLE SEVEN
MEMBER ACTION

Action by The Marian Home, Fort Dodge, Iowa, an Iowa nonprofit corporation, the sole Member of the Corporation, is required for the following.

A. All matters requiring action by the members of a nonprofit corporation under Iowa law.

B. Adoption, amendment or repeal of the Articles of Incorporation or Bylaws of the Corporation.

C. Change in the membership of the Corporation.

D. Approval of capital expenditures by the Corporation in excess of limits established from time to time by the Member.

E. Adoption, execution, revocation or abandonment of any plan of merger, consolidation, reorganization, dissolution or other major corporate change to the Corporation.

ARTICLE EIGHT
LIMITATION ON LIABILITY OF DIRECTORS

A director of the Corporation shall not be liable to the Corporation or its members for money damages for any action taken, or any failure to take any action, as a director, except liability for any of the following: (1) the amount of a financial benefit received by a director to which the director is not entitled, (2) an intentional infliction of harm on the Corporation or the members; (3) a violation of the unlawful distribution provision of the Revised Iowa Nonprofit Corporation Act, or (4) an intentional violation of criminal law. If the Revised Iowa Nonprofit Corporation Act is hereafter amended to authorize the further elimination or limitation of the liability of directors, then the liability of a director of the Corporation, in addition to the limitation on personal liability provided herein, shall be eliminated or limited to the extent of such amendment, automatically and without any further action, to the fullest extent permitted by law Any repeal or modification of this Article shall be prospective only and shall not adversely affect any limitation on the personal liability or any other right or protection of a director of the Corporation with respect to any state of facts existing at or prior to the time of such repeal or modification.

ARTICLE NINE
INDEMNIFICATION

The Corporation shall indemnify a director or officer for liability (as such term is defined in section 504.851(5) of the Revised Iowa Nonprofit Corporation Act) to any person for any action taken, or any failure to take any action, as a director, except liability for any of the following: (1) receipt of a financial benefit by a director to which the director is not entitled; (2) an intentional infliction of harm on the Corporation or the members, (3) a violation of the unlawful distribution provision of the Revised Iowa Nonprofit Corporation Act; or (4) an intentional violation of criminal law Without limiting the foregoing, the Corporation shall exercise all of its permissive powers as often as necessary to indemnify and advance expenses to its directors and officers to the fullest extent permitted by law If the Revised Iowa Nonprofit Corporation Act is hereafter amended to authorize broader indemnification, then the indemnification obligations of the Corporation shall be deemed amended automatically and without any further action to require indemnification and advancement of funds to pay for or reimburse expenses of its directors and officers to the fullest extent permitted by law. Any repeal or modification of this Article shall be prospective only and shall not adversely affect any indemnification obligations of the Corporation with respect to any state of facts existing at or prior to the time of such repeal or modification.

ARTICLE TEN
DISSOLUTION

Upon termination or dissolution, the Board of Directors shall, after paying or making provisions for the payment of all liabilities of the Corporation, transfer all the remaining assets of the Corporation to The Marian Home, Fort Dodge, Iowa, an Iowa nonprofit corporation, if said corporation is an organization organized and operated exclusively for charitable educational, religious, or scientific purposes as shall at the time qualify as an exempt organization under Section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future United States Internal Revenue Law). If The Marian Home, Fort Dodge, Iowa does not so qualify, the Board of Directors shall dispose of the assets of the Corporation to the Diocese of Sioux City, an Iowa nonprofit corporation, if said corporation is an organization organized and operated exclusively for charitable educational, religious, or scientific purposes as shall at the time qualify as an exempt organization under Section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future United States Internal Revenue Law). If the Diocese of Sioux City does not so qualify, the Board of Directors shall dispose of the assets of the Corporation exclusively for the purposes of the Corporation in such manner or to such organization or organizations organized and operated exclusively for charitable, educational, religious or scientific purposes as shall at the time qualify as an exempt organization or organizations under Section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future United States Internal Revenue Law), as the Board of Directors shall determine Any such assets not so disposed of shall be disposed of by the District Court 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 the Court shall determine, which are organized and operated exclusively for such purposes.

The Restated Articles of Incorporation consolidate all amendments to the Articles of Incorporation into a single document.

The Restated Articles of Incorporation were adopted and approved by the Members of the Corporation in the manner required by Chapter 504 of the Code of Iowa and the Articles of Incorporation and Bylaws of the Corporation.

These Restated Articles of Incorporation correctly set forth the provisions of the Articles of Incorporation as hereby amended, they have been duly adopted as required by law and they supersede the original Articles of Incorporation and all amendments thereto.

Dated this 23rd day of April, 2010

THE MARIAN HOME FOUNDATION

By: +R. Walker Nickless

Most Reverend R. Walker Nickless, President

AMENDED AND RESTATED BYLAWS
of
THE MARIAN HOME FOUNDATION

ARTICLE ONE
OFFICES

1.1 Principal Office. The location of the principal office of the Corporation in the State of Iowa will be identified in the Corporation's biennial report filed with the Iowa Secretary of State.

1.2 Registered Office and Registered Agent. The registered agent is Eric Halverson and the registered office of the Corporation is 2400 6th Avenue North, Fort Dodge, Iowa 50501. The registered agent or registered office, or both, may be changed by resolution of the Board of Directors.

ARTICLE TWO
MEMBER

The Corporation shall have one Member. That Member shall be The Marian Home, Fort Dodge, Iowa, an Iowa nonprofit corporation. Action by The Marian Home, Fort Dodge, Iowa, the sole Member of the Corporation, is required for the following:

A. All matters requiring action by the members of a nonprofit corporation under Iowa law.

B. Adoption, amendment or repeal of the Articles of Incorporation or Bylaws of the Corporation.

C. Change in the membership of the Corporation.

D. Approval of capital expenditures by the Corporation in excess of limits established from time to time by the Member.

E. Adoption, execution, revocation or abandonment of any plan of merger, consolidation, reorganization, dissolution or other major corporate change to the Corporation in effect from time to time.

ARTICLE THREE
MEETINGS OF THE MEMBERS

3.1 Annual Meeting. The annual meeting of the Member shall be held in November each year beginning with the year 2010 At each annual meeting, the appointment of the Directors shall take place and such other business shall be transacted as may be properly presented to such meeting.

3.2 **Special Meetings.** Special meetings of the Member may be called by the President, the Board of Directors, or by the Member. The time, date and place of any special meeting shall be determined by the Board of Directors or by the President.

3.3 **Place of Meeting.** The Board of Directors may designate any place, either within or outside of the state of Iowa, as the place of meeting for any annual meeting or for any special meeting called by the Board of Directors. If no designation is made or if a special meeting be otherwise called, the place of meeting shall be the principal office of the Corporation in the state of Iowa.

3.4 **Notice of Meetings.** Written or printed notice stating the place, day and hour of any meeting of Members shall be delivered, either personally or by mail, to each Member entitled to vote at such meeting, not less than five (5) nor more than thirty (30) days before the date of such meeting, by or at the direction of the President, or the Secretary, or the officers or persons calling the meeting. In case of a special meeting or when required by statute or by these Bylaws, the purposes for which the meeting is called shall be stated in the notice. If mailed, the notice of a meeting shall be deemed to be delivered when deposited in the United States mail addressed to the Member at the Member's address as it appears on the records of the Corporation, with postage thereon prepaid.

3.5 **Informal Action by Members.** Any action required by law to be taken at a meeting of the Members, or any action which may be taken at a meeting of Members, may be taken without a meeting if a consent in writing, setting out the action so taken, shall be signed by all of the Members entitled to vote with respect to the subject matter of the action.

3.6 **Quorum.** The Members holding all of the votes which may be cast at any meeting shall constitute a quorum at such meeting.

3.7 **Proxies.** At any meeting of Members, a Member entitled to vote may vote by proxy executed in writing by the Member or by his authorized attorney in fact. No proxy shall be valid after eleven (11) months from the date of its execution, unless otherwise provided in the proxy.

ARTICLE FOUR
DIRECTORS

4.1 **General Powers.** The affairs of the Corporation shall be managed by its Board of Directors. Directors need not be residents of the state of Iowa or members of the Corporation.

4.2 **Number of Directors.** The Board of Directors shall consist of not less than two (2) and not more than nine (9) members. The number of Directors shall be fixed by resolution of the Board of Directors from time to time.

4.3 **Voting Members of the Board of Directors.** The Bishop of the Diocese of Sioux City and the Vicar General of the Diocese of Sioux City shall serve as permanent voting members of the Board of Directors. The remaining voting members of the Board of Directors shall consist of not more than seven (7) members.

4.4 Term of Office. The Bishop of the Diocese of Sioux City and the Vicar General of the Diocese of Sioux City shall serve as permanent voting members of the Board of Directors. The terms of the other members of the Board of Directors shall be for three (3) years commencing at the annual meeting when appointed and continuing until their successors are appointed and qualified. Directors appointed to serve three year terms shall serve staggered terms so that one-third (1/3) of the appointed Directors shall be appointed annually for a term of three years.

4.5 Appointment of Directors. In August of each year, the Chairperson of the Board of Directors shall appoint a Nominating Committee consisting of two other members of the Board. The Nominating Committee shall review the knowledge, influence and diversity of the Board and shall seek out and recommend a list of candidates for appointment to the Board. The Nominating Committee shall present its list of candidates for Board membership to the Bishop of the Diocese of Sioux City prior to the annual meeting of the Board of Directors each year.

4.6 Annual Meetings. The annual meeting of the Board of Directors shall be held in November of each year, beginning with the year 2010, at a date, time and place to be specified by the Board for the purpose of election of officers and for such other matters as may be presented at the meeting. The Board of Directors may meet at the principal office of the Corporation or any other place for the purpose of transaction of business.

4.7 Regular Meetings. The regular meeting of the Board of Directors shall be held on such date as the Board of Directors shall by resolution specify. The Board of Directors may provide by resolution the time and place, either within or outside of the state of Iowa, for the holding of additional regular meetings of the Board without other notice than the resolution.

4.8 Special Meetings. Special meetings of the Board of Directors may be called by or at the request of the President or any two Directors. The persons authorized to call special meetings of the Board may fix any place, either within or outside of the state of Iowa, as the place for holding any special meeting of the Board called by them.

4.9 Notice. Notice of any special meeting of the Board of Directors shall be given at least two days previously by written notice delivered personally or sent by mail, fax or other electronic means to each Director at the Director's address as shown by the records of the Corporation. If mailed, such notice shall be deemed to be delivered when deposited in the United States mail in a sealed envelope so addressed, with postage prepaid. If notice is given by fax or other electronic means, it shall be deemed to be delivered when successfully transmitted to the recipient. Any Director may waive notice of any meeting. The attendance of a Director at any meeting shall constitute a waiver of notice of such meeting, except where a Director attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened. Neither the business to be transacted at, nor the purpose of, any regular or special meeting of the Board need be specified in the notice or waiver of notice of such meeting, unless specifically required by law or by these Bylaws.

4.10 Place of Meetings, etc. The Board of Directors may hold its meetings at such place or places within or without the State of Iowa, as the Board may from time to time determine. A

Director may participate in any meeting by any means of communication, including, but not limited to telephone conference call, by which all Directors participating may simultaneously hear each other during the meeting. A Director participating in a meeting by this means is deemed to be present in person at the meeting.

4.11 Quorum. A majority of the Board of Directors shall constitute a quorum for the transaction of business at any meeting of the Board; but if less than a majority of the Directors are present at the meeting, a majority of the Directors present may adjourn the meeting from time to time without further notice. In accordance with the provisions of Canon Law of the Catholic Church, the Bishop of the Diocese of Sioux City reserves the right to modify or veto any action of the Board of Directors.

4.12 Manner of Acting. The act of a majority of the Directors present at a meeting at which a quorum is present shall be the act of the Board of Directors, unless the act of a greater number is required by law or by these Bylaws.

4.13 Resignation. Any Director of the Corporation may resign at any time by delivering written notice to the President, the Board of Directors, or the Corporation. A resignation is effective when the notice is delivered unless the notice specifies a later effective date.

4.14 Removal. A Director may be removed at any time by the Bishop of the Diocese of Sioux City. In addition, a Director (other than the Bishop or Vicar General) may be removed by the Board of Directors whenever in its judgment the best interests of the Corporation would be served by such Director's removal, but such removal shall be without prejudice to the contract rights, if any, of the Director so removed.

4.15 Vacancies. Any vacancy occurring in the Board of Directors and any directorship to be filled by reason of an increase in the number of Directors shall be filled by appointment by the Bishop of the Diocese of Sioux City. A Director appointed to fill a vacancy shall be appointed for the unexpired term of the Director's predecessor in office.

4.16 Compensation. Directors shall not receive any stated salaries for their services, but by resolution of the Board of Directors a fixed sum and expenses of attendance, if any, may be allowed for attendance at each regular or special meeting of the Board; but nothing contained here shall be construed to preclude any Director from serving the Corporation in any other capacity and receiving compensation for such services.

4.17 Informal Action by Directors. Any action required by law to be taken at a meeting of Directors, or any action which may be taken at a meeting of Directors, may be taken without a meeting if a consent in writing, setting out the action so taken, shall be signed by all of the directors. The Director consent may be transmitted electronically in accordance with these Bylaws (Electronic Transmission) of these Bylaws. A Director's consent may be withdrawn by a revocation signed by the Director and delivered to the Corporation prior to the delivery to the Corporation of unrevoked written consents signed by all of the Directors. In accordance with the provisions of Canon Law of the Catholic Church, the Bishop of the Diocese of Sioux City reserves the right to modify or veto any action of the Board of Directors.

4.18 Election, Powers and Duties of the Chairperson. The Chairperson of the Board of Directors shall be elected annually by the Board of Directors at the annual meeting of the Board of Directors. The Chairperson shall hold office until his or her successor shall have been elected and shall have qualified. The Chairperson shall prepare an agenda for each meeting of the Board of Directors, shall preside at all meetings of the Board of Directors and shall perform such other duties as may be assigned by the Board of Directors.

ARTICLE FIVE
OFFICERS

5.1 Officers. The officers of the Corporation shall be a President, a Vice-President, a Secretary and a Treasurer and such additional officers as may be appointed or elected in accordance with the provisions of this Article. The Secretary and Treasurer shall be elected by the Board of Directors at the annual meeting of the Board of Directors. The Bishop of the Diocese of Sioux City may appoint, and the Board of Directors may elect, such other officers, including one or more assistant secretaries and one or more assistant treasurers, as may be desirable, to have the authority and perform the duties prescribed by the Board of Directors. Any two or more offices may be held by the same person.

5.2 Powers and Duties of the President. The Bishop of the Diocese of Sioux City shall be the President of the Corporation. The President shall be the chief executive officer of the Corporation and shall have the responsibility for the management and supervision of the operations of the Corporation, including the investment of the corporate funds and properties. The President shall have authority to sign, execute and acknowledge all contracts, checks, deeds, mortgages, bonds, leases or other obligations on behalf of the Corporation as the President may deem necessary or proper to be executed in the course of the Corporation's regular business, or which shall be authorized by the Board of Directors. The President may sign in the name of the Corporation, reports and all other documents or instruments which are necessary or proper to be executed in the course of the Corporation's business. The President shall perform such other duties as are necessary for that office. The President shall be an ex-officio member of all standing committees.

5.3 Powers and Duties of the Vice-President. The Vicar General of the Diocese of Sioux City shall be the Vice-President of the Corporation. In the absence of the President or in event of the President's inability or refusal to act, the Vice-President (or in the event there be more than one vice-president, the Vice-Presidents in the order of their election) shall perform the duties of the President, and when so acting, shall have all the powers of and be subject to all the restrictions upon the President. The Vice-President shall perform such other duties as may be assigned by the President or by the Board of Directors.

5.4 Powers and Duties of the Secretary. The Secretary shall have charge of such books, documents, and papers as the Board of Directors may determine. The Secretary shall attend and keep the minutes of all meetings of the Board of Directors. Such corporate minute book shall be open for inspection as prescribed by law during normal business hours. The Secretary shall do and perform such other duties as may be assigned by the Board of Directors.

5.5 Powers and Duties of the Treasurer. The Treasurer shall monitor the development of the internal budget; to have custody of all funds of the Corporation, and to pay out the same upon direction of the Board of Directors. The Treasurer shall be responsible for the receipt and disbursement of all assets of the Corporation in accordance with Board direction, and for insuring that accurate records of all financial activity are maintained. Funds, books and other records of the Treasurer shall at all times be subject to the inspection, supervision and control of the Board. The Treasurer shall make reports of the finances of the Corporation to the President and the Board as required and shall perform other duties as may be required by the Board.

5.6 Election and Term of Office. The Secretary and Treasurer of the Corporation shall be elected annually by the Board of Directors at the annual meeting of the Board of Directors. If the election of officers shall not be held at such meeting, it shall be held as soon thereafter as is convenient. New offices may be created and filled at any meeting of the Board of Directors. Each officer shall hold office until their successor shall have been elected and shall have qualified.

5.7 Removal. Any officer (except the President or Vice-President or those appointed by the Bishop of the Diocese of Sioux City) elected or appointed by the Board of Directors may be removed by the Board of Directors whenever in its judgment the best interests of the Corporation would be served by such Director's removal, but such removal shall be without prejudice to the contract rights, if any, of the officer so removed.

5.8 Vacancies. A vacancy in any office (except the President or Vice-President or those appointed by the Bishop of the Diocese of Sioux City) because of death, resignation, removal, disqualification or otherwise, may be filled by the Board of Directors for the unexpired portion of the term.

ARTICLE SIX
COMMITTEES

6.1 Committees of Directors. The Board of Directors, by resolution adopted by a majority of the Directors in office, may designate and appoint one or more committees, each of which shall consist of two or more Directors, which committees, to the extent provided in the resolution, shall have and exercise the authority of the Board of Directors in the management of the Corporation; provided, however, that no such committee shall have the authority of the Board of Directors in reference to authorized distributions; approve or recommend to members dissolution, merger, or sale, pledge, or transfer of all or substantially all of the Corporation's assets; elect, appoint, or remove Directors or fill vacancies on the Board or any of its committees; or adopt, amend, or repeal the Articles or Bylaws. The appointment of any such committee and the delegation of authority shall not operate to relieve the Board of Directors of any responsibility imposed upon it by law.

6.2 Other Committees. Other committees not having and exercising the authority of the Board of Directors in the management of the Corporation may be designated by a resolution adopted by a majority of the Directors present at a meeting at which a quorum is present. Except as otherwise provided in the resolution, members of each such committee shall be members of the

Corporation and the president of the Corporation shall appoint the members of the committees. Any member may be removed by the persons authorized to appoint such member whenever in their judgment the best interests of the Corporation shall be served by such removal.

6.3 **Term of Office.** Each member of a committee shall continue as a member until the next annual meeting of the members of the Corporation and until the member's successor is appointed, unless the committee shall be terminated sooner, or unless the member be removed from the committee, or unless the member shall cease to qualify as a member of the committee.

6.4 **Chair.** One member of each committee shall be appointed chair by the person or persons authorized to appoint the members of the committee.

6.5 **Vacancies.** Vacancies in the membership of any committee may be filled by appointments made in the same manner as provided in the case of the original appointments.

6.6 **Quorum.** Unless otherwise provided in the resolution of the Board of Directors designating a committee, a majority of the whole committee shall constitute a quorum and the act of a majority of the members present at a meeting at which a quorum is present shall be the act of the committee.

ARTICLE SEVEN
CONTRACTS, CHECKS, DEPOSITS AND GIFTS

7.1 **Contracts.** Any and all contracts or other obligations for the payment of funds for in excess of $10,000.00, and not previously approved as part of the budget of the Corporation, shall be valid only when made in writing and approved by the President of the Corporation. No real estate belonging to the Corporation shall be sold, mortgaged, or encumbered in any way without the authorization of the Board of Directors and then under the signature of the President of the Corporation or as otherwise provided below. The Corporation shall have no power or authority to borrow monies or enter into contracts or obligations for the borrowing of money without prior approval of Board of Directors. All contracts executed by the Corporation shall be consistent with the Diocesan and Canonical guidelines of the Roman Catholic Church.

7.2 **Loans.** No loans shall be contracted on behalf of the Corporation and no evidence of indebtedness shall be issued in its name unless authorized by a resolution of the Board of Directors. Such authority may be general or confined to specific instances.

7.3 **Signing of Checks and Notes.** All checks, drafts, notes, and demands for money shall be signed by the officer or officers or such other persons as from time to time designated by the Board of Directors.

7.4 **Deposits.** All funds of the Corporation not otherwise employed shall be deposited from time to time to the credit of the Corporation in such banks, trust companies, or other depositories as the Board of Directors may select.

7.5 Execution of Instruments Affecting Real Property. All instruments executed by the Corporation which are acknowledged and which affect an interest in real estate shall be deemed sufficient if executed by the President of the Corporation and by the Secretary of the Corporation or otherwise executed as provided by specific resolution of the Board of Directors. All other instruments executed by the Corporation, including any releases of mortgage or liens of any kind, may be executed by the President and Secretary or by any other person authorized by specific resolution of the Board of Directors or as otherwise may be provided in these Bylaws.

7.6 Gifts. The Board of Directors may accept on behalf of the Corporation any contribution, gift, bequest or devise for the general purposes or for any special purpose of the Corporation.

ARTICLE EIGHT
BOOKS AND RECORDS

8.1 Books and Records. The Corporation shall keep correct and complete books and records of account and shall also keep minutes of the proceedings of its Board of Directors and committees having any of the authority of the Board of Directors as well as other documents required to be maintained pursuant to the Revised Iowa Nonprofit Corporation Act.

8.2 Director's Access to Records. A Director is entitled to inspect and copy the books, records, and documents of the Corporation at any reasonable time to the extent reasonably related to the performance of the Director's duties as a Director, including any duties as a member of a committee, but not for any other purpose or in any manner that would violate any duty to the Corporation.

ARTICLE NINE
MISCELLANEOUS

9.1 Fiscal Year. The fiscal year of the Corporation shall begin on the first day of September and end on the last day of August in each year.

9.2 Electronic Transmission. "Electronic transmission" or "electronically transmitted" means any process of communication not directly involving the physical transfer of paper that is suitable for the retention, retrieval, and reproduction of information by the recipient. Notice by electronic transmission is written notice. Notices and written consents may be given by electronic transmission. A written consent given by electronic transmission shall contain an electronic signature of the person giving such written consent.

9.3 Amendments. These Bylaws may be altered, amended or repealed and new Bylaws may be adopted by a majority of the Directors present at any regular meeting or at any special meeting, if at least two days' written notice is given of intention to alter, amend or repeal or to adopt new Bylaws at the meeting. The Bishop of the Diocese of Sioux City must approve any amendments to the Bylaws of the Corporation.

These Bylaws are adopted as and for the Bylaws of The Marian Home Foundation at the meeting of the Board of Directors held on the 27th day of April, 2010.

Secretary