

NO. 141-237105-09

<b>THE EPISCOPAL CHURCH, et al.</b>	<b>§</b>	<b>IN THE DISTRICT COURT</b>
<b>v.</b>	<b>§</b>	<b>TARRANT COUNTY, TEXAS</b>
<b>FRANKLIN SALAZAR, et al.</b>	<b>§</b>	<b>141<sup>ST</sup> JUDICIAL DISTRICT</b>

**AFFIDAVIT OF WALTER VIRDEN, III**

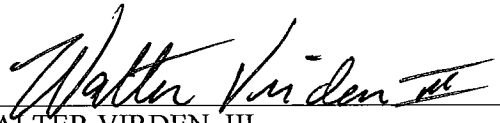
**STATE OF TEXAS §**  
**§**  
**COUNTY OF TARRANT §**

On this day personally appeared before me Walter Virden, III, who, after being placed under oath, stated the following:

- (1) My name is Walter Virden, III. My address is 1803 Bois d'Arc Drive, Arlington, Texas 76013.
- (2) I am Secretary of The Corporation of The Episcopal Diocese of Fort Worth, hereafter the "Corporation," and have been such since 1983.
- (3) I am custodian of all of the records of the Corporation, including its articles of incorporation and by-laws.
- (4) A true copy of the Corporation's articles of incorporation adopted in 1983 is attached to this affidavit as Exhibit 1.
- (5) A true copy of the Corporation's amended articles of incorporation adopted in 2006 is attached as Exhibit 2.
- (6) The 2006 amendments to the Corporation's articles of incorporation were adopted unanimously at a meeting of the board of trustees of the Corporation, as shown by a true copy the minutes attached hereto as Exhibit 3.

- (5) A true copy of the Corporation's by-laws as amended in 2006 is attached to this affidavit as Exhibit 4.
- (7) The Corporation has no "members," only trustees. The Corporation's articles of incorporation provide that the manner of election of trustees and the period they shall hold office is governed by the Corporation's by-laws.
- (8) Neither the Corporation's articles of incorporation nor its by-laws place any restriction on the trustees' power to amend either of those documents.
- (9) According to the records of the Corporation, the trustees of the Diocesan Corporation since the Annual Convention of The Episcopal Diocese of Fort Worth in November of 2008 are Franklin Salazar, Jo Ann Patton, Walter Virden, III, Rod Barber, and Chad Bates. They are also the trustees of the Fund for the Endowment of the Episcopate. During this period of time, no other individual has been elected as a trustee and no trustee has been removed by a majority vote of the board of trustees.
- (10) Nothing in the Corporation's articles of incorporation or by-laws grants an irrevocable trust over any property.

I swear under penalty of perjury that all of the foregoing statements are based upon my own personal knowledge and are true and correct.

  
WALTER VIRDEN, III

**SUBSCRIBED AND SWORN TO BEFORE ME** by the said Walter Virden, III on this 21 day of December, 2010.



  
Notary Public In and For the State of Texas