

STATE OF NORTH CAROLINA
COUNTY OF CHATHAM

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
19 CVS 809

FILED
2019 NOV 27 P 4:43
BARBARA CLARK PUGH, GENE TERRELL
BROOKS, THOMAS HENRY CLEGG, and THE
WINNIE DAVIS CHAPTER #259 OF THE CHATHAM CO. S.C.
UNITED DAUGHTERS OF THE CONFEDERACY.
Plaintiffs,

vs.

AFFIDAVIT OF BARBARA CLARK PUGH

KAREN HOWARD, MAKE DASHER, DIANNA HALES,
JIM CRAWFORD, AND ANDY WILKIE, in their
official capacities as members of the
Board of County Commissioners of
Chatham County, North Carolina.
Defendants.

Chatham for All and
West Chatham Branch 5378 of the NAAACP,
Intervening Defendants.

Barbara Pugh after being duly sworn does allege and say as follows:

1. Barbara Clark Pugh is a Plaintiff here in her individual capacity and in the capacity as President of the Winnie Davis Chapter #259.
2. Barbara Clark Pugh is a citizen and resident of Chatham County, North Carolina.
3. The Winnie Davis Chapter #259 is a not for profit association and a constituent member of the United Daughters of the Confederacy, North Carolina Division, Inc.
4. The Winnie Davis Chapter #259 was formed on November 5, 1898 as a constituent member of the United Daughters of the Confederacy and was authorized to perform all acts pertaining to the purposes of the United Daughters of the Confederacy, and to enact for its own government, such By-Laws as they deem necessary.
5. The Winnie Davis Chapter #259 was initially formed with twelve members.
6. The Winnie Davis Chapter #259 has been active and in full force and effect from its formation to the present and at no time has the Winnie Davis Chapter #259 had fewer than seven active members.
7. Barbara Clark Pugh has been a member of the Winnie Davis Chapter #259 since 2002 and has served as president since 2008.
8. In 1899 the Winnie Davis Chapter #259 began work memorializing the Confederate dead by placing a tombstone at the head of deceased ex-Confederates. This practice continues to the present time.
9. In 1901 the Winnie Davis Chapter #259 delivered 50 "Crosses of Honor" to Confederate veterans. This was the first of a total of 217 "Crosses of Honor" so delivered.
10. A generation later, the descendants of 12 Confederate veterans were presented with a "Cross of Military Service."
11. In August 1907, the Confederate Monument on the Courthouse Square was a gift to the County of Chatham by the Winnie Davis Chapter #259 as a memorial to the the Confederate veterans, living and dead.
12. In 1922, the Winnie Davis Chapter #259 placed a large marble marker in the local high school, bearing the names World War I veterans who had gone to school in Pittsboro, North Carolina.
13. The Winnie Davis Chapter #259 has supported the "Soldiers Home" in Raleigh,

North Carolina and the Confederates Women's Home in Fayetteville, NC.

14. The Winnie Davis Chapter #259 maintains a "Confederate Bookshelf" in the public library.

15. The Winnie Davis Chapter #259 has accepted the beautification of the Jefferson Davis Highway as it passes through Pittsboro, NC.

16. It is the founding and current purpose of the Winnie Davis Chapter #259 to honor and memorialize those who have fought in wars.

17. The Winnie Davis Chapter #259 continues to be active to accomplish this purpose.

18. The Winnie Davis Chapter #259 filed an Assumed Business Name Certificate on May 8, 2019 in Book 2043, Page 959, Chatham County Register of Deeds. A copy of this document is attached hereto and incorporated herein by reference. This Assumed Business Name Certificate was executed and filed in error.

19. The Winnie Davis Chapter #259 executed and filed an Amendment of Assumed Business Name Certificate on May 26, 2019 in Book 2080, Page 154, Chatham County Register of Deeds. The effect of the Amendment is to replace the name of the erroneous real party in interest with the correct real party in interest. A copy of this Amendment of Assumed Business Name Certificate is attached hereto and incorporated herein by reference.

This the 26 day of November, 2019.

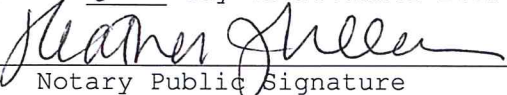


Barbara Clark Pugh
President, Winnie Davis Chapter #259

North Carolina
Chatham County

The undersigned notary certifies that the foregoing Barbara Clark Pugh, personally appeared before me and after being duly sworn stated that the contents of the foregoing affidavit are true to her knowledge except as to those matters stated upon belief and as to those she believes them to be true.

This the 26 day of November 2019.

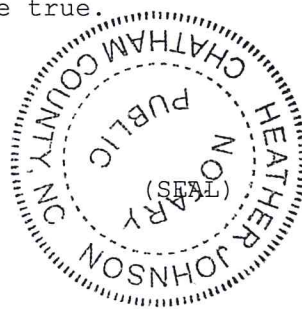


Notary Public Signature

Heather Johnson

Notary Public Name (Printed)

My Commission Expires: May 12 2023



FILED
CHATHAM COUNTY NC
LUNDAY A. RIGGSBEE
REGISTER OF DEEDS

FILED	Nov 26, 2019
AT	10:58:16 am
BOOK	02080
START PAGE	0154
END PAGE	0154
INSTRUMENT #	12148
EXCISE TAX	(None)

AMENDMENT OF ASSUMED BUSINESS NAME CERTIFICATE (NCGS 66-71.7)

(Please print legibly.)

- The assumed business name previously registered is:
Winnie Davis Chapter #259
- The real name of the person or entity engaging in business under the assumed business name is: The United Daughters of the Confederacy, North Carolina Division, Inc
(Corporations, LLC's, limited partnerships must provide their NC SOSID number with the exact name they registered with the Secretary of State's office. Go to www.sosnc.gov/br/search to look up this information.)
- The book and page number of the initial filing that is being amended is: Book 02043 Page 0959.
This amendment relates back to the original filing.
- The identification number assigned to the assumed business name by the Secretary of State (SOS ID) is:
SOS ID 1841524 (Go to www.sosnc.gov/abn/search to look up this number.)
- The certificate of assumed business name should be amended by changing the following information:
(Check all that apply and provide new information in the space provided below.):
 - ☐ Change assumed business name
 - ☒ Add real name of person engaging in business under assumed business name
 - ☒ Delete real name of person engaging in business under assumed business name
 - ☐ Change nature of business
 - ☐ Change street address of principal place of business
 - ☐ Change mailing address
 - ☐ Add counties where assumed business name will be used to engage in business
 - ☐ Delete counties where assumed business name will be used to engage in business
- Provide new information here: ☒ Add/☒ Delete/☐ Change _____
☐ Add/☒ Delete/☐ Change The United Daughters of the Confederacy, NC Division, Inc
☒ Add/☐ Delete/☐ Change Barbara Pugh, President, Winnie Davis Chapter #259
(Attach additional pages if needed.)

This certificate is signed by the owner/legal representative of the person named above,
this 26th day of November, 20 19.

Signature: Barbara Pugh, President

Title: President, Winnie Davis Chapter #259

(See instructions for who must sign for various business entity types.)

Amendment of ABN Certificate

10.03.17

FILED
CHATHAM COUNTY NC
LUNDAY A. RIGGSBEE
REGISTER OF DEEDS
FILED May 08, 2019
AT 04:13:24 pm
BOOK 02043
START PAGE 0959
END PAGE 0959
INSTRUMENT # 04415
EXCISE TAX (None)

ASSUMED BUSINESS NAME CERTIFICATE (NCGS §66-71.5)*Please print legibly.*

1. The assumed business name is:
Winnie Davis Chapter #259
(You may include no more than five (5) assumed business names on this form.)
2. The real name of the person or entity engaging in business under the assumed business name is:
The United Daughters of the Confederacy - North
Carolina Division, Inc.
SOSID 0312991
(Corporations, LLC's, limited partnerships must provide the exact name registered with the NC Secretary of State's office and the SOSID number assigned at the time of formation. Go to www.sosnc.gov/br/search to look up your information.)
3. The nature/type of the business is: patriotic, benevolent, educational, historical,
memorial
4. The street address of the principal place of business is: (PO Boxes are not acceptable)
5332 NC Hwy 87 North, Pittsboro, NC 27312
5. The mailing address, if different from the street address, is:
6. The counties where the assumed business name will be used to engage in business are:
☒ All 100 North Carolina counties
mainly Chatham County BCP

This certificate is signed by the owner/legal representative of the person or entity named above,
this 7th day of May, 2019.

Signature: Barbara C. Pugh

Printed/Typed Name: Barbara C. Pugh

Title: President, Winnie Davis Chapter #259
(See instructions for who must sign for various business entity types.)