

A9600000813

DOUGLAS R. BALD (1)
DAVID J. BARRON (1)
CHARLA McNALLY BUNCHETT (4)
JAMES O. FERGUSON, JR. (2)
RICHARD R. GANS
STEPHEN D. KEYSER (3)
DAVID B. MAGLICH (1)
MATTHEW U. MAYPER
ANDREW SHAW
J. RONALD SKIPPER (4)
E. RALPH TIRABASSI (3)

1515 HINGLING BOULEVARD, SUITE 1000
BARABOTA, FLORIDA 34230

MAILING ADDRESS:
P. O. BOX 3018
BARABOTA, FLORIDA 34230
TELEPHONE (941) 957-1000
TELEFAX (941) 957-1800

LONGBOAT KEY OFFICE:
544 HAY ISLES ROAD
LONGBOAT KEY, FLORIDA 34220

(1) BOARD CERTIFIED CIVIL TRIAL LAWYER
(2) BOARD CERTIFIED TAX LAWYER
(3) BOARD CERTIFIED REAL ESTATE LAWYER
(4) BOARD CERTIFIED WILLS, TRUSTS
AND ESTATES LAWYER

April 24, 1996

Division of Corporations
Florida Department of State
P. O. Box 6327
Tallahassee, FL 32314

Re: Affidavit and Certificate of Limited Partnership of Barr-
Bonner Family Limited Partnership
File No. 4681/9164

Ladies and Gentlemen:

Enclosed are an original and a photocopy of the Affidavit and Certificate of Limited Partnership of Barr-Bonner Family Limited Partnership. Please file the original document and return the file stamped photocopy to me in the return envelope provided for your use.

Also enclosed are two checks, one in the amount of \$1750.00 representing the filing fee required under F.S. 620.182 (2) and the other in the amount of \$35.00 representing the fee for filing a certificate designating a registered agent.

Thank you for your assistance. Please call me if you have any questions.

Sincerely,


Richard R. Gans
RRG/kcm

Enclosures

cc: Mr. and Mrs. Kenneth J. Barr
Mr. K. John Barr
Kennard R. Honick, CPA
J. Ronald Skipper, Esquire

F:\USERS\RRG\LET\95962_1

RECEIVED
APR 25 PM 4:06
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CM

limited
Limited
Florida)
NNER, FAMPY

10

- NER, FAMILY

3481 Bayou Sound
Longboat Key, Florida 34228

- 9960 000 26496

3481 Bayou Sound
Longboat Key, Florida 34228

5. The mailing address of the Limited Partnership is 3481 Longboat Key, Florida 34228.

6. The latest date upon which the Limited Partnership shall dissolve is December 31, 2050.

7. The actual and anticipated amount of capital contributions to be contributed by the limited partners is cash and other assets having an aggregate value of \$1,000,000.

8. The effective date of this Certificate of Limited Partnership shall be upon filing with the Department of State.

The execution of this Certificate by the undersigned general partner constitutes an affirmation under the penalties of perjury that the facts stated herein are true.

IN WITNESS WHEREOF, this Certificate of Limited Partnership
has been executed by the general partner on 4/15, 1995.

BARR-BONNER FAMILY
LIMITED PARTNERSHIP



BONNER-BARR CORPORATION,
GENERAL PARTNER

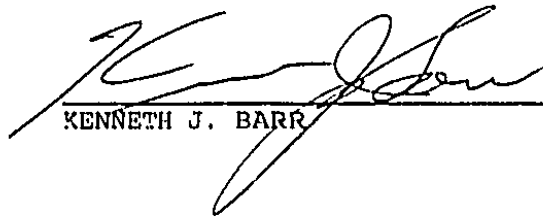
By: Kenneth J. Barr
Its: President

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FILED
95 APR 26 PM 4:12
TALLAHASSEE, FLORIDA

ACCEPTANCE OF APPOINTMENT AS REGISTERED AGENT

Having been named as the registered agent for the Barr-Bonner Family Limited Partnership (the "Partnership") in the foregoing Certificate of Limited Partnership, I, on behalf of the Partnership, hereby agree to accept service of process for the Partnership and to comply with any and all statutes relative to the complete and proper performance of the duties of registered agent.


KENNETH J. BARR

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FILED
55 APR 26 PM 4:12
TALLAHASSEE, FLORIDA

A96000000813

STATE OF FLORIDA
OFFICE OF THE COMPTROLLER
APPLICATION FOR REFUND

Section 215.26, Florida Statutes, states in part: "Applications for refunds as provided in this section shall be filed with the Comptroller, except as otherwise provided herein, within 3 years after the right to such refund shall have accrued else such right shall be barred." Three years is generally interpreted as meaning three years from the date of payment into the State Treasury. The Comptroller has delegated the authority to accept applications for refund to the unit of State government which initially collected the money.

Pursuant to the provisions of Rule 3A-44.020, Florida Administrative Code, and Section 215.26, Florida Statutes, or Section _____*, Florida Statutes, I hereby apply for a refund of moneys I paid into the State Treasury, which are subject to refund. The following information is submitted to substantiate the claim.

THE INFORMATION IN THIS BOX WILL BE USED TO WRITE AND MAIL YOUR REFUND CHECK. PLEASE TYPE OR PRINT LEGIBLY.

Name: <u>Richard R. Gans</u>	EIN or SS#: _____
<u>Ferguson Skipper Shaw Keyser Baron & Tirabassi, P.A.</u>	
Address: <u>P.O. Box 3018</u>	
<u>Sarasota, FL 34230</u>	
Amount: <u>\$52.50</u>	Date Paid: _____
Reason for Claim: <u>Withdrawal of amendment for BARR-BONNER FAMILY LIMITED PARTNERSHIP</u>	
<u>(A96000000813)</u>	
<u>Registration Section/Diane Cushing</u>	
Certified true and correct this _____ day of _____, 19 _____	
Signature <u>SEE ATTACHED LETTER</u>	
* Must be completed if authority is other than Section 215.26, Florida Statutes.	

Do Not Write in This Box - For Agency Use Only

Agency recommends approval of above claim and submits the following information to substantiate the claim:

Amount of recommended refund \$ 52.50

The amount requested above was originally deposited into the State Treasury, as a part of the funds deposited on

State Treasurer's Receipt No. 01048 001 dated 10/23/96

NAME OF ACCOUNT: _____
452021300014530000000000010000

Statutory Authority for Collection 620.0182

It is requested that payment be made from the following account:

NAME OF ACCOUNT: _____
452021300014530000000022002000

Certified true and correct this _____ day of _____, 19 _____

Department of State, Division of Corporations
(Agency)

(Authorized Agency Signature and Title)

LAW OFFICES OF
FERGESON, SKIPPER, SHAW, KEYSER, BARON & TIRABASSI, P.A.

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1515 RINGLING BOULEVARD, SUITE 1000
SARASOTA, FLORIDA 34236

MAILING ADDRESS:
P. O. BOX 3018
SARASOTA, FLORIDA 34230
TELEPHONE (941) 957-1000
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LONGBOAT KEY OFFICE:
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18401 MURDOCK CIRCLE
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AND ESTATES LAWYER

February 3, 1997

Diane Cushing, Corporate Specialist
Florida Department of State
Division of Corporations
P.O. Box 6327
Tallahassee, Florida 32314

Re: Barr-Bonner Family Limited Partnership
File No. 4681/9164

Dear Diane:

I have enclosed a photocopy of your letter to me dated November 6, 1996. We have made arrangements for the payment of the filing fee you reference in your letter in connection with Partnership's 1996 annual report.

Our records show that you still have the check we sent to you in the amount of \$52.50. Please return that check to the undersigned at your earliest convenience.

Please call me if you have any questions.

Sincerely,



Richard R. Gans

RRG/jlg

Enclosure

cc: Mr. and Mrs. Kenneth J. Barr
Mr. K. John Barr
Kennard R. Honick, CPA
J. Ronald Skipper, Esq.

F:\USERS\RRG\LTR\2HOF\115359_1



FLORIDA DEPARTMENT OF STATE
Sandra B. Mortham
Secretary of State

November 6, 1996

RICHARD R. GANS
FERGESON SKIPPER SHAW KEYSER BARON ET AL
P.O. BOX 3018
SARASOTA, FL 34230

SUBJECT: BARR-BONNER FAMILY LIMITED PARTNERSHIP
Ref. Number: A96000000813

We have received your document for BARR-BONNER FAMILY LIMITED PARTNERSHIP and your check(s) totaling \$52.50. However, the document has not been filed and is being retained in this office for the following:

I'm sorry that you put the wrong amount of contribution in the certificate of limited partnership back in April of 1996 but you are now increasing the contributions and you have to pay on the increase. Which means that you will have to pay the \$1,750.00 again. You are correct in that if you would have put the correct amount in the original certificate you would not have to pay the maximum again but since you didn't you will have to pay.

Please return your document, along with a copy of this letter, within 60 days or your filing will be considered abandoned.

If you have any questions concerning the filing of your document, please call (904) 487-6913.

Diane Cushing
Corporate Specialist

Letter Number: 596A00050991

LAW OFFICES OF
FERGESON, SKIPPER, SHAW, KEYSER, BARON & TIRABASSI, P.A.

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(4) BOARD CERTIFIED WILLS, TRUSTS
AND ESTATE LAWYER

October 21, 1996

Department of State
Division of Corporations
P. O. Box 6327
Tallahassee, FL 32314

Re: Barr-Bonner Family Limited Partnership
File No. 4681/9164

200001984102--0
-10/23/96--01048--001
*****\$2.50 *****\$2.50

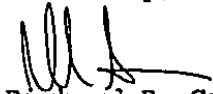
Gentlemen:

I enclose with this letter an original and photocopy of the Affidavit and Amendment to Certificate of Limited Partnership of the Barr-Bonner Family Limited Partnership. Please file the original document and return the photocopy to me marked as having been received.

I have also enclosed our firm's check in the amount of \$52.50 to cover filing fees.

Please contact me should you have any questions.

Sincerely,


Richard R. Gans

RRG/kcm

Enclosures

cc: Mr. and Mrs. Kenneth J. Barr
Mr. K. John Barr
Kennard R. Honick, CPA

F:\USERS\RRG\LTR\2DEN_1-108059

*increasing contributions
to \$ 4,200,000*



FLORIDA DEPARTMENT OF STATE
Sandra B. Mortham
Secretary of State

October 24, 1996

RICHARD R. GANS
FERGESON SKIPPER SHAW KEYSER BARON ET AL
P.O. BOX 3018
SARASOTA, FL 34230

SUBJECT: BARR-BONNER FAMILY LIMITED PARTNERSHIP
Ref. Number: A96000000813

We have received your document for BARR-BONNER FAMILY LIMITED PARTNERSHIP and your check(s) totaling \$52.50. However, the document has not been filed and is being retained in this office for the following:

The fee to file this amendment to increase the contributions is \$1,750.00. The fee is based at \$7.00 for every \$1,000 you are increasing it by.

Please return your document, along with a copy of this letter, within 60 days or your filing will be considered abandoned.

If you have any questions concerning the filing of your document, please call (904) 487-6913.

Diane Cushing
Corporate Specialist

Letter Number: 696A00049254

LAW OFFICES OF
FERGESON, SKIPPER, SHAW, KEYSER, BARON & TIRABASSI, P.A.

DOUGLAS H. BALD (1)
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1515 RINGLING BOULEVARD, SUITE 1000
SARASOTA, FLORIDA 34236

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P. O. BOX 3018
SARASOTA, FLORIDA 34230
TELEPHONE (941) 957-1800
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AND ESTATE LAWYER

November 4, 1996

Ms. Diane Cushing
Florida Department of State
Division of Corporations
P.O. Box 6327
Tallahassee, Florida 32314

Re: Barr-Bonner Family Limited Partnership
Ref. Number: A96000000813

Dear Ms. Cushing:

I have received your letter and, as instructed, I have enclosed a copy of that letter. Since your letter did not contain our check in the amount of \$52.50 to us, I assume that you still have this check. Please let me know right away if I am mistaken.

Let me explain why we believe that the filing fee for this amendment is properly \$52.50, and not \$1750.00, as you have indicated. Barr-Bonner Family Limited Partnership (the "Partnership") was funded with an initial contribution of \$4,20,000 from the limited partners. This amount was contributed to the Partnership in its entirety on April 16, 1996, one day after the Partnership's original Certificate of Limited Partnership was filed. There have been no other contributions of property to the Partnership on the part of the limited partners in 1996.

When we filed the Certificate of Limited Partnership, we paid \$1750.00, which is the maximum amount payable under F.S. 620.182(3) for filing a certificate of limited partnership. As I understand that statute, if we had indicated the limited partners of the Partnership were going to add, say, \$10 million to the Partnership, \$1750.00 would still be the most that would be required to be paid. Thus, even if the amount of the contribution made by the partners were to have been shown as the proper amount in this case (i.e., \$4.2 million), the Partnership has already paid the maximum filing fee.

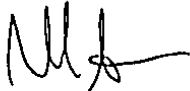
Ms. Diane Cushing
November 4, 1996
Page 2

It is true that F.S. 620.182(4) speaks of the additional \$1750.00 filing fee that you mention in your letter when an affidavit is filed showing capital contributions in excess of those anticipated. However, that statute indicates that the filing fee is " . . . based on the additional amount of the contributions of the limited partners" In this case, there have in fact been no additional amounts of capital contributions by the limited partners. As indicated above, the only capital contribution was the one made on April 16, 1996, and the Partnership has already paid the maximum allowable by law on account of that contribution.

In light of the foregoing, we respectfully request that the Department of State reconsider its position in this matter.

If you have any questions, please do not hesitate to contact me.

Very truly yours,



Richard R. Gans

RRG/jlg

Encl.

cc: Mr. and Mrs. Kenneth J. Barr
Mr. K. John Barr
Kennard R. Honick, CPA
J. Ronald Skipper, Esq.

AFFIDAVIT AND
AMENDMENT TO
CERTIFICATE OF LIMITED PARTNERSHIP OF
BARR-BONNER FAMILY
LIMITED PARTNERSHIP,
a Florida Limited Partnership

The undersigned general partner, pursuant to F.S. 620.109 (2)(b) and (c), hereby amends the certificate of limited partnership of the above-referenced partnership filed under document no. A96000000813.

Section 7 of the Certificate of Limited Partnership incorrectly stated the amount of the actual and anticipated amount of capital contributions to be made to the partnership by the limited partners. In order to reflect actual events, Section 7 of the certificate is amended to provide as follows:

7. The actual and anticipated amount of capital contributions to be contributed by the limited partners is cash and other assets having an aggregate value of \$4.2 million.

The execution of this Certificate by the undersigned general partner constitutes an affirmation under the penalties of perjury that the facts stated herein are true.

IN WITNESS WHEREOF, this Amendment to the Certificate of Limited Partnership has been executed by the general partner on Oct 14, 1996.

BARR-BONNER FAMILY
LIMITED PARTNERSHIP



BONNER-BARR CORPORATION,
GENERAL PARTNER

By: Kenneth J. Barr
Its: President

AFFIDAVIT AND
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a Florida Limited Partnership

The undersigned general partner, pursuant to F.S. 620.109 (2)(b) and (c), hereby amends the certificate of limited partnership of the above-referenced partnership filed under document no. A96000000813.

Section 7 of the Certificate of Limited Partnership incorrectly stated the amount of the actual and anticipated amount of capital contributions to be made to the partnership by the limited partners. In order to reflect actual events, Section 7 of the certificate is amended to provide as follows:

7. The actual and anticipated amount of capital contributions to be contributed by the limited partners is cash and other assets having an aggregate value of \$4.2 million.

The execution of this Certificate by the undersigned general partner constitutes an affirmation under the penalties of perjury that the facts stated herein are true.

IN WITNESS WHEREOF, this Amendment to the Certificate of Limited Partnership has been executed by the general partner on Oct 14, 1996.

BARR-BONNER FAMILY
LIMITED PARTNERSHIP



BONNER-BARR CORPORATION,
GENERAL PARTNER

By: Kenneth J. Barr
Its: President

A96000000813

ERGESON, SKIPPER, SHAW, KEYSER, BARON & TIRABASSI, P.A.

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AND ESTATE LAWYER

February 3, 1997

Department of State
Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314

VIA CERTIFIED MAIL
P 171 428 989

Re: Barr-Bonner Family Limited Partnership
1996 Annual Report
File No. 4681/9164

CM

Ladies or Gentlemen:

I have enclosed with this letter the annual report for Barr-Bonner Family Limited Partnership, together with a copy of your letter dated January 8, 1997. In accordance with that letter, I have also enclosed an executed Supplemental Affidavit of Capital Contributions for a Florida Limited Partnership, together with the required additional filing fee in the amount of \$1,750. I assume the filing of the Partnership's annual report will relate back to the time at which it was first filed, which was within the applicable deadline.

For reasons set forth in the attachment to the Partnership's annual report, we continue to insist that the payment of the additional \$1,750 filing fee is not required by Florida law. Accordingly, we are paying this amount under protest, and we do not hereby waive any right to reopen this matter in the future.

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-02/19/97--01018--002
***1750.00 ***1750.00

A96000000813

Department of State
February 3, 1997
Page 2

Thank you for your assistance.

Sincerely,



Richard R. Gans

RRG/jlg
Enclosure

cc: Mr. and Mrs. Kenneth J. Barr
Mr. K. John Barr
Kennard R. Honick, CPA
J. Ronald Skipper, Esquire

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FILED
FEB 10 1997
TALLAHASSEE, FLORIDA

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97 FEB 10 AM 9:22



FLORIDA DEPARTMENT OF STATE
Sandra B. Morham
Secretary of State

**SUPPLEMENTAL AFFIDAVIT OF CAPITAL CONTRIBUTIONS FOR A
FLORIDA LIMITED PARTNERSHIP**

The undersigned general partners of Barr-Bonner Family Limited Partnership

Florida Limited Partnership, executed this supplemental affidavit filed pursuant to section 620.312,
Florida Statutes.

The total amount of the capital contributions of the limited partners is: \$ 4,214,364

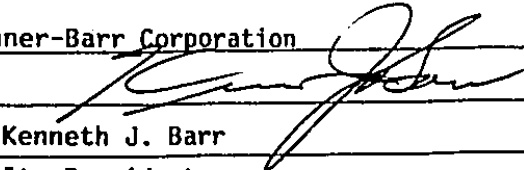
This 3 day of February, 19 97

FURTHER AFFIANT SAYETH NOT.

*Under penalties of perjury I declare that I have read the foregoing and that the facts are true, to
the best of my knowledge and belief.*

General Partner(s)

Bonner-Barr Corporation

By: 

Kenneth J. Barr

Its President

FEES:

\$7 per \$1,000 based on the additional contributions
(Minimum \$52.50 - Maximum \$1,750.00)