



ACCOUNT NO. : 072100000032

REFERENCE : 106846 80775A

AUTHORIZATION :

COST LIMIT : \$ PPD

ORDER DATE : January 21, 1999

ORDER TIME : 10:49 AM

ORDER NO. : 106846-005

CUSTOMER NO: 80775A

CUSTOMER: Robert R. Cyrus, Esq  
ROBERT R. CYRUS, ESQ  
ROBERT R. CYRUS, ESQ

500002749995--8  
-01/21/99--01080-015  
\*\*\*\*516.25 \*\*\*\*516.25

214-a North 3rd Street  
Leesburg, FL 34748

DOMESTIC FILING

NAME: LEESBURG CEMETERIES, INC.

EFFECTIVE DATE:

XX ARTICLES OF INCORPORATION

PLEASE RETURN THE FOLLOWING AS PROOF OF FILING:

XX CERTIFIED COPY

XX CERTIFICATE OF GOOD STANDING

CONTACT PERSON: Tamara Odom

EXAMINER'S INITIALS:

FILED  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
99 JAN 21 PM 12:15

RECEIVED  
99 JAN 21 PM 12:49  
DIVISION OF CORPORATIONS  
SECRETARY OF STATE  
FLORIDA

~~CP - 10.00~~  
~~AR - 4.00~~  
~~CF - 1.00~~  
~~Adm -~~

**APPLICATION FOR REINSTATEMENT AND REINCORPORATION OF  
LEGISLATIVELY OR JUDICIALLY CHARTERED  
NOT FOR PROFIT CORPORATION**

IN COMPLIANCE WITH SECTION 617.1623(1)(d), FLORIDA STATUTES, THE FOLLOWING IS SUBMITTED TO REINSTATE AND REINCORPORATE A NOT FOR PROFIT LEGISLATIVELY OR JUDICIALLY CHARTERED CORPORATION WHICH WAS DISSOLVED ON JULY 2, 1992 PURSUANT TO SECTION 617.1623(1)(c).

1. LONE OAK CEMETERY, AS AMENDED JANUARY 28, 1987 TO LEESBURG CEMETERIES, INC.  
Name of corporation exactly as it appears in legislative or judicial charter

2. 306 Thomas Avenue, Leesburg, Florida, 34748 (no mail delivered at this address)  
Mailing Address: P.O. Box 490804, Leesburg, Florida, 34749-0804.  
Street address of the principal office of the corporation


3. Articles of Incorporation of Lone Oak Cemetery, Leesburg, Florida, adopted October 3, 1922, approved December 15, 1922 by Judge C. O. Andrews; and filed for record September 25, 1923 in Incorporation Record 3, Page 282, Public Records of Lake County, Florida.  
Date of legislative or judicial incorporation

4. FEI Number: **59-0652249**

5. Name, address (P. O. Box NOT acceptable) and title of current officers and trustees::

Title	Name	Street Address	City/State/Zip
Pres/Exec. Dir/Trustee	Joyce Kight	4315 Lake Street	Leesburg, FL 34748
VP/Trustee	Rachel Smith	2505 Woodside Dr.	Leesburg, FL 34748
Sec/Trustee	Lou White	117 W. Sterling Way	Leesburg, FL 34788-2782
Treas/Trustee	Gordon Dorris	2609 W. Colonial St.	Leesburg, FL 34748
Trustee	Virginia Caccamise	1512 W. Lancaster Ave.	Leesburg, FL 34748
Trustee	Bob Eubanks	208 Glenn St.	Leesburg, FL 34748
Trustee	Glenn Smith	2505 Woodside Drive	Leesburg, FL 34748
Trustee	Jim Stivender	1415 Park Holland Road	Leesburg, FL 34748
Trustee/Exec.Assl.	Mary Dodge	22562 West Loop Road	Groveland, FL 34736

6. Attached is a copy of the judicial charter and all amendments thereto certified by the circuit court of the county wherein recorded or a copy of the chartering law certified by the Department of State, Division of Elections as to legislative charters and completed Certificate of Reincorporation.

  
Authorized Signature

Joyce Kight, President & Executive Director  
Name and Capacity of person signing application:

January 20, 1999

FILED  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
99 JAN 21 PM 12:15

**CERTIFICATE OF REINCORPORATION FOR  
LEESBURG CEMETERIES, INC.**

FILED  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
99 JAN 21 PM 12:15

Pursuant to section 617.0901, Florida Statutes, this certificate of reincorporation was duly authorized by a meeting of its members regularly called or by a meeting of its board of trustees if there are no members entitled to vote on the reincorporation.

**ARTICLE I NAME**

The name of the corporation shall be: LEESBURG CEMETERIES, INC.

**ARTICLE II PRINCIPAL PLACE OF BUSINESS AND MAILING ADDRESS**

The principal place of business is 306 Thomas Avenue, Leesburg, Florida, 34748, and the mailing address of this corporation shall be P.O. Box 490804, Leesburg, Florida, 34749-0804.

**ARTICLE III PURPOSE(S)**

The specific purpose(s) for which the corporation is organized:

The primary purpose for which this corporation exists is to own, operate, care for and maintain, and manage the funds of the two cemeteries in the City of Leesburg, Florida known as Lone Oak Cemetery and Shady Oaks Cemetery.

**ARTICLE IV INITIAL REGISTERED AGENT AND STREET ADDRESS**

The name and the street address of the initial registered agent is:

Joyce Kight, 306 Thomas Avenue, Leesburg, Florida 34748

**ARTICLE V MANNER OF ELECTION OF TRUSTEES**

The manner in which the trustees are elected or appointed is as follows:

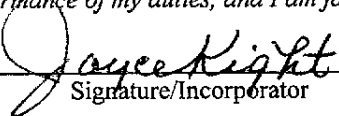
Election of trustees annually by general membership vote.

**ARTICLE VI INCORPORATOR**

The name and address of the Incorporator to these Articles of Incorporation are:

Joyce Kight, P.O. Box 490804, Leesburg, Florida, 34749-0804

*Having been named as registered agent and to accept service of process for this corporation at the place designed in these Articles of Incorporation, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.*

  
Signature/Incorporator

January 20, 1999

Date

  
Signature/Registered Agent

January 20, 1999

Date

Filed for record and recorded August 17th., 1923 and I hereby certify the foregoing is a true copy of the original.

RECORD VERIFIED

Clerk.

#####

ARTICLES OF INCORPORATION OF LONE OAK  
CEMETERY, LEESBURG, FLORIDA.

We, the undersigned hereby associate ourselves together for the purpose of becoming a corporation under the laws of the State of Florida by and under provisions of the statutes of said State providing for the formation, liabilities, rights, privileges, and immunities for corporations, not for profit, with the following charter.

ARTICLE I.

The name of this corporation shall be LONE OAK CEMETERY, and its principal place of business shall be located at Leesburg, Lake County, Florida.

ARTICLE II.

The general nature of the object of this corporation shall be;

To purchase or otherwise acquire, or to construct, lay out, fence and maintain one or more cemeteries at or near the City of Leesburg, Florida, and to use or permit the same to be used for the burial therein of human remains subject to such restrictions, conditions, regulations and government as the Board of Directors may from time to time prescribe and to subdivide real estate acquired by this corporation into lots for burial purposes and to sell and convey the same under such restrictions, conditions, covenants and clauses of easement as the Board of Directors may from time to time determine.

ARTICLE III.

The qualifications of members and the manner of their admission to membership in this corporation shall be;

(1) Every person owning a burial lot on property now owned or hereafter to be acquired by this corporation shall be taken and considered as a member of this corporation upon the payment of one year's annual dues in advance and the continuation of such payments annually in advance in the amount and at the time prescribed by the Board of Directors.

(2) All persons hereafter acquiring burial lots from this corporation and paying to this corporation their annual dues yearly in advance shall be taken, considered and held to be a member of this corporation so long as such annual payments shall be continued in the amount and at the time prescribed by the Board of Directors.

(3) Memberships in this corporation may be transferred from one person to another subject to such regulations as may be prescribed by the Board of Directors and in no other manner and the conveyance of the title to any burial lot on which membership in this corporation shall be based shall not be binding upon this corporation unless the same be made in the manner prescribed by the Directors of this corporation.

(4) No person belonging to the African or negro race or who is in any degree related to or a descendant of any member of the African or negro race shall ever be or become under no circumstances or conditions a member of this corporation and the remains of no such person shall ever be buried on the property belonging to this corporation.

(5) The Directors of this corporation shall be the sole judges of who is entitled to be or become members of this corporation.

## ARTICLE III.

This corporation shall have perpetual existence.

## ARTICLE V.

The names and residences of the subscribers to this charter are as follows.

B. F. Watts      Leesburg, Florida.  
 Jas. A. Lee      Leesburg, Florida.  
 W. W. Ward      Leesburg, Florida.  
 N. T. Robertson   Leesburg, Florida.  
 John A. Hanson    Leesburg, Florida.

## ARTICLE VI.

The affairs of this corporation shall be managed by the following officers to-wit:  
 A president, a vice-president, a secretary and treasurer, and the Board of  
 five Directors. The Board of Directors shall be elected by the membership of the corporation  
 as provided by the by-laws and the other officers shall be appointed by the Board of  
 Directors from its membership. Officers in this corporation shall be elected or appointed  
 for the term of his or her natural life or good behavior and elections of officers shall  
 be held only when vacancies shall occur as aforesaid.

## ARTICLE VII.

The names of the officers who are to manage all the affairs of this corporation  
 until the first election or appointment under this charter are as follows:

B. F. Watts  
 Jas. A. Lee  
 John A. Hanson  
 W. W. Ward  
 and N. T. Robertson

shall be the Board of Directors and B. F. Watts, President, Jas. A. Lee, Vice-President,  
 and J. A. Hanson, Secretary and Treasurer.

## ARTICLE VIII.

The by-laws of this corporation shall be made, altered or rescinded only by  
 the Board of Directors.

## ARTICLE IX.

The highest amount of indebtedness or liability to which this corporation may  
 at any time subject itself shall not be greater than two-thirds of the value of the  
 property of the corporation.

## ARTICLE X.

The amount in value of the real estate which the corporation may hold shall be  
 twenty-five thousand dollars (\$25,000.00).

IN WITNESS WHEREOF we have hereunto set our hands and seals this 3rd day of  
 October A. D. 1942.

B. F. Watts      (SEAL)  
 Jas. A. Lee      (SEAL)  
 W. W. Ward      (SEAL)  
 N. T. Robertson   (SEAL)  
 John A. Hanson    (SEAL)

STATE OF FLORIDA,  
 COUNTY OF LAKE.

Before me, a Notary Public of the State of Florida at Large personally came  
 John A. Hanson to me well known and to me known to be one of the persons described in

and who subscribed his name to the foregoing proposed charter of Lone Oak Cemetery and acknowledged before me that said charter was subscribed by himself and the other four parties named therein for the purposes therein set forth.

WITNESS my hand and official seal at Leesburg, Lake County, Florida, this 3rd day of October, A. D. 1922.

(Notarial Seal)

Evelyn H. Alsobrook  
Notary Public, State of Florida at Large  
My commission expires February 16, A. D. 1925

STATE OF FLORIDA,  
COUNTY OF LAKE.

Before me a Notary Public of the State of Florida at Large personally appeared John A. Hanson who being first duly sworn makes oath and says that he is one of the subscribers of the foregoing charter of Lone Oak Cemetery and that it is intended in good faith to carry out the purposes and objects set forth therein.

John A. Hanson

Sworn to and subscribed before me this 3 day of October A. D. 1922.

(Notarial Seal)

Evelyn H. Alsobrook  
Notary Public, State of Florida at Large  
My commission expires February 16, A. D. 1925

The above and foregoing charter of Lone Oak Cemetery is hereby approved this 15th day of December, A. D. 1922.

C. O. Andrews

Judge

Filed for record and recorded September 25th., 1923 and I hereby certify the foregoing is a true copy of the original.

RECORD VERIFIED

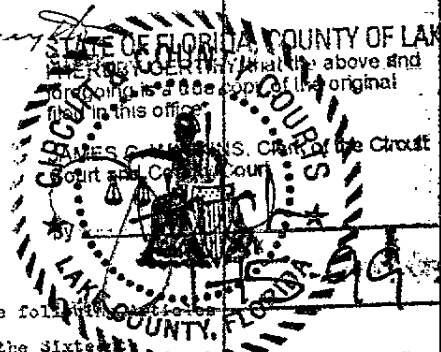
////////////////////

NOTICE

Notice is hereby given that the undersigned subscribers to the following Articles of Incorporation will apply to the Honorable J. C. B. Koonce, Judge of the Sixteenth Judicial Circuit of the State of Florida, at his office in Tavares, Florida, on the 25th day of September, A. D. 1923, for the issuance of Letters Patent, incorporating them and their associates into a non-profit corporation under the name of

TAVARES ATHLETIC ASSOCIATION

with the following as their proposed Articles of Incorporation, the original of which is now on file in the office of the Clerk of the Circuit Court of Lake County, Florida, at Tavares in said County and State.



2500  
HEC

87 7072

Book 90 PAGE 1007

AMENDED ARTICLES OF INCORPORATION  
OF

LONE OAK CEMETERY  
(A Corporation Not For Profit)

ARTICLE I.

Corporate Name

The name of this corporation is changed to LEESBURG  
CEMETERIES, INC.

ARTICLE II.

Corporate Nature

This is a non-profit corporation, organized solely for  
the general purposes of owning, operating and maintaining  
those certain cemeteries within the city limits of Leesburg,  
Florida, known as Lone Oak Cemetery and Shady Oaks Cemetery  
pursuant to the Florida Cemetery Act set forth in Chapter  
559, Part IV, and the Florida Corporation Not For Profit  
Act set forth in Chapter 617 of the Florida Statutes.

ARTICLE III.

Duration

The term of existence of the corporation is perpetual.

ARTICLE IV.

General Purposes

The primary purpose for which this corporation exists  
is to own, operate, care for and maintain, and manage the  
funds of the two cemeteries in the City of Leesburg, Florida,

FEB 17 3 16 PM '87

known as Lone Oak Cemetery and Shady Oaks Cemetery.

ARTICLE V.

Members

This corporation shall have no capital stock and shall be composed of members rather than stockholders. The qualifications for membership shall be as set forth in the By-Laws.

ARTICLE VI.

Board of Trustees

1. The powers of the corporation shall be exercised, its properties controlled, and its affairs conducted by a Board of Trustees. This corporation shall have nine (9) trustees initially. The number of Trustees may be either increased or diminished from time to time by the By-Laws, but shall never be less than seven (7).

2. The Board of Trustees named herein as the first Board of Trustees shall hold office until the first meeting of members at which time an election of Trustees shall be held.

3. The title to all property of the corporation shall be held in the name of the corporation or as otherwise may be provided pursuant to the authority of the Charter and the By-Laws of the corporation. Any gift, bequest, devise or donation of any kind whatsoever to the corporation or its Board of Trustees shall be deemed to vest title thereto in the corporation.



4. The meetings of said Board of Trustees shall be at such time as shall be set forth in the By-Laws.

5. The names and addresses of the persons who are to serve as Trustees for the ensuing year or until the next annual meeting of the corporation are:

<u>NAME</u>	<u>RESIDENCE</u>
1. JOY KAUFFMAN	1628 Black Bass Circle Fruitland Park, FL 32731
2. BEN BURTON	Route 2, Box 246 Leesburg, FL 32748
3. BECKY CAREY	114-B Sterling Way Leesburg, FL 32748
4. JODY STOKES	Route 6, Box 376 Leesburg, FL 32748
5. CARMEN MILLER	Route 6, Box 1147 Leesburg, FL 32748
6. DICK THOMAS	1108 North Oak Drive Leesburg, FL 32748
7. ANN CALLAWAY	Post Office Box 506 Leesburg, FL 32748
8. HERBERT DABNEY	411 East Main St. Leesburg, FL 32748
9. MARJORIE SMITH	705 Goss Avenue Leesburg, FL 32748

#### ARTICLE VII.

##### Officers

1. The Officers of the corporation shall be a President, Vice President, Secretary and Treasurer, and such other Officers as may be provided for in the By-Laws.

2. The Officers shall be elected as provided for in the By-Laws.

ARTICLE VIII.

By-Laws

1. The Board of Trustees of this corporation may provide such By-Laws for the conduct of the business of the corporation and the carrying out of its purposes as may be deemed necessary.

2. Upon proper notice, the By-Laws may be amended, altered, or rescinded by a majority of the Board of Trustees at any regular meeting or any special meeting called for that purpose.

ARTICLE IX.

Amendments

1. These Articles of Incorporation may be amended at a special meeting of the membership called for that purpose, by a majority of those present, unless a larger percentage shall be required by law.

2. Amendments may also be made at a regular meeting of the membership upon notice given.

ARTICLE X.

Indemnification of Officers and Trustees

All Officers and Trustees shall be indemnified by the corporation against all expenses and liabilities including attorney's fees (including appellate proceedings) reasonably incurred in connection with any proceeding or settlement thereof in which they may become involved by reason of

holding such office. The corporation may purchase and maintain insurance on behalf of all Officers and Trustees against any liability asserted against them or incurred by them in their capacity as Officers and Directors or arising out of their status as such.

# ARTICLE XI.

## Dissolution

No person, firm or corporation shall ever receive any dividend or share in the income from the undertaking of this corporation, and in the event that this corporation shall dissolve and voluntarily liquidate, all of its assets remaining after payment of all costs and expenses of such dissolution shall be distributed to organizations which have qualified for exemption under the Internal Revenue Code or to the Federal Government, or to a State or Local government, for a public purpose, and none of the assets will be distributed to any member, officer or director of this corporation.

# ARTICLE XII.

## Resolution of Adoption

These Amended Articles of Incorporation done under authority of Section 617.017(1), Florida Statutes, were adopted at a meeting of Lone Oak Cemetery held on the 28<sup>th</sup> day of January, 1987, and are intended to replace in their entirety, with the single exception of Article V thereof listing the initial subscribers, those Articles of

Incorporation of Lone Oak Cemetery, Leesburg, Florida,  
adopted October 3, 1922; approved December 15, 1922, by  
Judge C. O. Andrews; and filed for record September 25,  
1923, in Incorporation Record 3, Page 282, Public Records of  
Lake County, Florida.

Done and executed at Leesburg, Florida, this 28<sup>th</sup> day  
of JANUARY, 1987.

Attest:

Lone Oak Cemetery

Charles B. P. Sellar  
Charles B. P. Sellar,  
Secretary

By: Ernest D. Ault  
Ernest D. Ault, President

(CORPORATE SEAL)

STATE OF FLORIDA  
COUNTY OF LAKE

Before me personally appeared ERNEST D. AULT and CHARLES  
B. P. SELLAR, to me well known, and known to me to be the  
individuals described in and who executed the foregoing  
instrument as President and Secretary, respectively, of the  
above named LONE OAK CEMETERY, a Corporation, and severally  
acknowledged to and before me that they executed such instrument  
as such President and Secretary, respectively, of said  
corporation, and that the seal affixed to the foregoing  
instrument is the corporate seal of said corporation and  
that it was affixed to said instrument by due and regular  
corporate authority, and that said instrument is the free  
act and deed of said corporation.

Witness my hand and official seal, this 28<sup>th</sup> day of  
January, 1987.

James C. [Signature]  
NOTARY PUBLIC

My Commission Expires:

Notary Public, State of Florida

My Commission Expires Sept. 25, 1990

Bonded Three Troy Firm Insurance Inc.

