

DOI 0000000031

TRANSMITTAL LETTER

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

300004716073--1  
-12/10/01--01055-016  
\*\*\*358.85 \*\*\*358.75

SUBJECT: THE DEAN E. BLACKBURN AND A. JUANITA BLACKBURN TRUST

Enclosed is an original and one (1) copy of the Declaration of Trust and a check for:

~~300004716073--1~~  
~~-12/10/01--01055-016~~  
~~\*\*\*358.85 \*\*\*358.75~~

FEES:

Declaration of Trust

\$350.00

OPTIONAL:

Certified Copy

\$ 8.75

TOTAL \$358.75  
CK 326/23257  
MISTAKENLY MADE OUT FOR  
\$358.85 JUST KEEP THE  
EXTRA 10¢.  
DEB

FROM: DEAN E. BLACKBURN

Name (Printed or typed)

3803 OLD ROAD 37, Villa 107, in The Villas III  
Address

Lakeland, Florida 33813

City, State & Zip

863-644-5746

Daytime Telephone number

FILED  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA  
01 DEC 10 PM 1:04

**AFFIDAVIT TO THE FLORIDA SECRETARY OF STATE  
TO FILE OR QUALIFY**

THE DEAN E. BLACKBURN AND A. JUANITA BLACKBURN TRUST

A N IRREVOCABLE CHARITABLE TRUST

In accordance with Section 609.02 of the Florida Statutes, pertaining to  
Common Law Declarations of Trust, the undersigned, the Chairman of the  
Board of Trustees of THE DEAN E. BLACKBURN AND A. JUANITA BLACKBURN TRUST,  
(Name of Trust)

FLORIDA Trust hereby affirms in order to file or qualify  
(State)

THE DEAN E. BLACKBURN AND A. JUANITA BLACKBURN TRUST in the State of Florida.  
(Name of Trust)

1. Two or more persons are named in the Trust.
2. The principal address is 3803 OLD ROAD 37, Villa 107 in The Villas III,  
LAKELAND, FLORIDA 33813
3. The registered agent and street address in the State of Florida is:  
DEAN E. BLACKBURN, 3803 OLD ROAD 37, Villa 107 in The Villas III,  
LAKELAND, FLORIDA 33813
4. Acceptance by the registered agent: Having been named as registered  
agent to accept service of process for the above named Declaration of Trust  
at the place designated in this affidavit, I hereby accept the appointment as  
registered agent and agree to act in this capacity.

Dean E. Blackburn / Dean E. Blackburn

(Signature of Registered Agent)

5. I certify that the attached is a true and correct copy of the Declaration of  
Trust under which the association proposes to conduct its business in  
Florida.

NOTARY

CR2E063(3/00)

DEAN E. BLACKBURN

Name:

Chairman of the Board of Trustees

Filing Fee: \$350.00

Certified Copy: \$ 8.75 (optional)

FILED  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA  
01 DEC 10 PM 1:04

FILED  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA  
01 DEC 10 PM 1:01

**The Dean E. Blackburn and A. Juanita Blackburn Trust Indenture**  
**—An Irrevocable Charitable Trust—**

This INDENTURE made this SEVENTH day of DECEMBER, Two Thousand and One, by and between DEAN EDGAR BLACKBURN, of the city of Lakeland, in the County of Polk and the State of Florida, hereinafter sometimes designated "Donor," party of the first part, and ALICE JUANITA BLACKBURN and DEAN EDGAR BLACKBURN (hereinafter sometimes designated "personal Trustees"), as Trustees, all of the County of Polk aforesaid, parties of the second part, WITNESSETH:

WHEREAS said Dean Edgar Blackburn desires to make certain gifts of securities as a trust fund, the income from which and from proceeds of sales of said securities and from reinvestments thereof from time to time shall be used for the encouragement and promotion of the spread of the gospel of Jesus Christ within the framework of Evangelical Christianity:

NOW, THEREFORE, to that end the said Donor, in consideration of the premises and the sum of One Dollar, lawful money of the United States of America, to him in hand paid, the receipt whereof is hereby acknowledged, does hereby, subject to the provisions of this Indenture transfer, assign, set over and deliver unto the parties of the second part, as Trustees, the following described securities, that is to say: United States of America Series HH savings bonds in the amount of \$25,000.

To Have and To Hold the above described securities unto the parties of the second part as Trustees, for the uses and purposes hereinafter mentioned and specifically set forth.

**ARTICLE I**

The Trust shall be known as THE DEAN E. BLACKBURN AND A. JUANITA BLACKBURN TRUST, hereinafter sometimes designated "the Trust" or "this Trust."

**ARTICLE II**

The objects and purposes of this Trust shall be to aid Evangelical Christianity in the spread of the gospel of Jesus Christ by the disbursement of the net income of said Trust Fund among Evangelical Christian Corporations, Foreign and Home Missions Organizations and missionaries, and Christian Educational Corporations, and in any additional way that the Trustees may decide upon, all of which said beneficiaries are to have for their purposes: the teaching, advancement, and active extension among mankind of the doctrines of Evangelical Christianity in order to bring people to a saving knowledge of Jesus Christ and disciple new believers.

NOTE: This trust will never be involved in any propaganda activity to promote political ideologies.

By *Evangelical Christianity* or the *Evangelical Faith*, the donor means what is expressed succinctly under the following five heads:

1. God is a Person who has revealed Himself as a trinity in unity—Father, Son, and Holy Spirit—three Persons and yet but one God. He is the Eternal, Sovereign Lord, the Almighty, Omniscient, Omnipresent, Omnipotent, Just, and Holy God of love, mercy, and grace; He alone is worthy of worship. (Exodus 34:6-7; Deuteronomy 6:4; 32:40; Jeremiah 32:17; Psalm 25:6; 139:1-19; Ezekiel 39:7; John 3:16; Matthew 28:19; 1 Corinthians 8:6).
2. The Bible, including both the Old and New Testaments, is a divine revelation, the original autographs of which were verbally inspired by the Holy Spirit (2 Timothy 3:16; 2 Peter 1:21).
3. Jesus Christ is the image of the invisible God, which is to say, He is Himself very God; He took upon Him our nature, being conceived by the Holy Spirit and born of the Virgin Mary; He died upon the Cross as the substitutionary sacrifice for the sin of the world; He arose from the dead in the body in which He was crucified; He ascended into heaven in that body glorified, where He is now our interceding High Priest; He will come again personally and visibly, to set up His Kingdom and to judge the living and the dead (Colossians 1:15; Philippians 2:5-8; Matthew 1:18-25; 1 Peter 2:24-25; Luke

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24; Hebrews 4:14-16; Acts 1:9-11; 1 Thessalonians 4:16-18; Matthew 25:31-46; Revelation 11:15-17; 20:4-6, 11-15.

4. Man (all humans) was created in the image of God but fell into sin and in that sense is lost; this is true of all people; "Except a man be born again, he cannot see the kingdom of God"; salvation is by faith in Christ alone; the retribution of the wicked and unbelieving, and the reward of the righteous, are everlasting; and as the reward is conscious, so is the retribution. (Genesis 1:26-27; Romans 3:10, 23; John 3:3; Acts 13:38-39; 4:12; John 3:16; Matthew 25:46; 2 Corinthians 5:1; 2 Thessalonians 1:7-10).
5. The Church is an elect company of believers baptized by the Holy Spirit into one body; its mission is to worship God and witness to its Head, Jesus Christ, preaching the gospel among all nations and discipling believers; it will be caught up to meet the Lord in the air when He comes to set up His Kingdom. (Psalm 95:6; 100:2; John 4:24; Acts 2:41; 15:13-17; Ephesians 1:3-6; 1 Corinthians 12:12-13; Matthew 28:19-20; Acts 1:6-8; 1 Thessalonians 4:16-18.)

### **ARTICLE III**

Initially, the original two personal Trustees, hereinabove named, shall constitute a quorum. Upon the decease of either of the original two Trustees, four successor Trustees, here named, DAWN BLACKBURN DAIL, GLORIA B. JACKSON, JOHN KAUTZ III, and RICHARD B. CUNNINGHAM shall immediately be named "personal Trustees." Thereafter, the number of personal Trustees shall be five, and three Trustees shall constitute a quorum, and thereafter it shall always require the united votes of three Trustees for any action. It shall be and remain a self-perpetuating body. Reasonable compensation shall be fixed by said Trustees for their services on a per diem basis for attendance at meetings,

In electing a Trustee to succeed any of the above named Trustees and in electing any successor to their successors respectively from time to time, the Trustees then acting shall elect a man/woman who is an avowed disciple of Jesus Christ, as witnessed by his/her profession and his/her character and who unreservedly believes in and subscribes in writing to the objects and purposes of this Trust as set forth in Article II, which writing is to be filed with the Secretary of the Trust.

### **ARTICLE IV**

The said personal Trustees shall organize themselves by electing a President, Vice-President, Treasurer, and Secretary and by adopting a seal. They shall cause to be kept in proper books a full and fair record of their proceedings. The Donor Trustee shall be the Financial Agent and sole Custodian of the securities of this Trust and of the income thereof. The Trustees shall provide a suitable office for the transaction of the business of this Trust and for the compensation of the Treasurer, Secretary, and such other assistants, including clerical assistants, as may be necessary to carry out the objects and purposes of this Trust. A salary shall be fixed for the President in the event that his/her whole time shall be required.

### **ARTICLE V**

Upon the death, resignation, or inability to act of any of the personal Trustees, the remaining personal Trustees shall fill the vacancy so caused by naming some person qualified under Articles II and III of this Indenture as successor to said deceased or retiring member. In the event that any of said personal Trustees shall become physically or mentally incapacitated, or who shall express convictions inconsistent with his/her writing filed with the Secretary of the Trust, as hereinbefore provided, or who shall become otherwise ineligible to act, then any three of the remaining four personal Trustees may remove said person as Trustee and elect his/her successor, three votes being necessary to a choice for the election of such successor.

### **ARTICLE VI**

The Donor Trustee, as Financial Agent subject to the conditions hereinafter stated, shall have the entire and sole control and custody of said trust fund at all times with power to sell the securities or any part thereof constituting the trust fund whenever in his judgment it shall be for the best interest of this Trust that a change

or changes of investment shall be made from time to time. The said Donor Trustee shall not be limited in making such investments by any law or statute of the State of Florida limiting trustees of estates in making investment of trust funds. The Donor Trustee shall reinvest the proceeds of all sales and changes of securities from time to time in other sound income producing securities, due regard being had at all times by said Donor Trustee to the safety of the principle income; provided, however, that none of the above designated securities shall be sold by said Donor Trustee during his lifetime without the written approval of A. Juanita Blackburn, personal Trustee, if living. Normal operating expenses approved by the Board of Trustees shall be deemed payable as these expenses occur. It is assumed by the Donor that no personal property taxes are chargeable upon said trust fund as it is wholly devoted to purposes exempt from taxes under the laws of the State of Florida, but if any taxes shall be lawfully levied thereon, then the Donor Trustee shall pay the same out of the income of said trust fund. The Donor Trustee shall make detailed annual reports to the personal Trustees of the securities held by him as well as of the income thereof, and shall from time to time as he shall be directed by the Board of Trustees pay to the Treasurer of said Board of Trustees the net income from said trust fund.

#### **ARTICLE VII**

The personal Trustees above named and their successors in trust from time to time are hereby charged with the sole responsibility of directing the disbursement or the paying out of the net income of said Trust Fund.

#### **ARTICLE VIII**

The objects and purposes of this Trust shall be to aid Evangelical Christianity (as described in Article II) by the disbursement of the net income of said Trust Fund among IRS-qualified 501 (c) (3) Christian and Christian Educational Corporations, Foreign and Home Missions Organizations and missionaries, and Evangelical Christian Organizations, and in any additional way that the Trustees may decide upon, all of which said Beneficiaries to have as their purposes the teaching, advancement, and active extension among mankind of the gospel of Jesus Christ.

Except as the Trustees may under the powers hereinafter in this Indenture conferred upon them, withhold donations to Beneficiaries hereinafter expressly named and substitute other Beneficiaries in their stead, the Trustees may apportion said net income among the following named corporations and classes of beneficiaries which or who respectively may herein be sometimes designated "Beneficiaries" (said designees to be selected by the personal Trustees herein designated and their successors for the time being):

- A. To Foreign and Home Missionaries, preferably missionaries laboring under the Board of the General Council of the Assemblies of God in the U.S.A..
- B. To Assemblies of God schools, colleges, or universities for scholarships to ministerial students (in particular, such students who are children of full-time missionaries).
- C. To other Christian and Christian Educational Corporations, foreign and home missionaries, and Evangelical Christian Organizations for specific evangelistic projects.

The Donor does not herein establish any arbitrary method or division which said Trustees are required to observe for the distribution of said income among the Beneficiaries. By the naming above of certain ones he does not mean to give to them or to either or any of them any vested right to any part of the income of said trust fund. The Donor merely suggests the following general principles for the guidance of the above named personal Trustees and their successors in trust for making distribution of said income:

- (a) the personal interest the Donor has himself taken in the work and benevolence of said Beneficiaries and the contributions he has made to them respectively which acts are personally known to a majority of said above named personal Trustees;
- (b) to contribute as nearly as the income of the Trust will permit the amount of such contributions heretofore made by the Donor, until the Trustees shall decide it wise to lessen or increase said contributions or wholly cease to make them or any of them;

- (c) the continuous fulfillment by any Beneficiary of the objects and purpose to aid which this Trust is created as hereinabove fully set forth;
- (d) the greater and more comprehensive or far-reaching results which the teachings, work, or benevolence of one Beneficiary may or does secure over others in attaining the objects and purposes sought to be secured by the creation of this Trust;
- (e) the desire that the Trust shall not be looked to or be allowed to become the sole support of any corporate Beneficiary or of any Board, Church, or Evangelical Organization. A different rule may prevail where the support of one or more missionaries is assumed by the Trust;
- (f) the purpose that the Trust is to be used as an aid to a corporate Beneficiary, rather than as furnishing the larger part of its budget;
- (g) the Donor's belief that as the Trustees and their successors inform themselves and keep themselves informed concerning the work done and results accomplished by any Beneficiary in aid of the objects defined in said Article II they will be divinely guided in making distribution of said income.

#### ARTICLE IX

The said Trustees shall accept from the party of the first part by gift, bequest or devise, such other securities or real estate or both as he may hereafter elect to give, convey, bequeath or devise to said Trustees, and they shall hold said securities and real estate and apply the income therefrom and the income from investment of the proceeds of the sales of said securities and real estate upon the like conditions and for the like uses, objects and purposes and upon the like Trusts as are herein prescribed for the administration of the trust fund and delivered at the ensembling of these presents. Upon receipt of such donation, gift or bequest of personal securities, the same shall be delivered or transferred to the Donor Trustee to be held by him as Financial Agent and custodian under like terms and conditions under which he shall hold the gifts made by the Donor at the date of the ensembling of this Indenture. Unless otherwise provided by the conveyance or devise of real estate, the real estate shall be managed by said Donor Trustee and the income thereof devoted to the objects and purposes of said Trust as is herein required concerning the income from securities. Upon the sale of such real estate the proceeds shall be invested in sound securities and the principal and income thereof shall thereupon be devoted to the objects and purposes of this Trust.

#### ARTICLE X

The said Trustees in their discretion may receive gifts, devises, and bequests of property from others in aid of THE DEAN E. BLACKBURN AND A. JUANITA BLACKBURN TRUST, provided that such gifts, devises, and bequests are expressly made upon and subject to the terms and conditions and for the objects and purposes in this Indenture set forth.

#### ARTICLE XI

It is the Donor's intent and purpose in creating this Trust to vest and he does hereby vest in said personal Trustees the largest discretion in the paying out and distribution of the net income of said trust fund among Christian and Christian Educational Corporations, foreign and home missionaries, and Evangelical Christian Organizations, and in any additional way that the Trustees may decide upon, all of which said beneficiaries to have for their purposes, the teaching, advancement, and active extension among humankind of the gospel of Jesus Christ (see Article II).

The exercise of their discretion by said Trustees for the time being in making distribution of the net income of said fund among Beneficiaries selected by them in aid of the objects and purposes designated in said Article II shall not be lawfully questioned by any person, corporation, beneficiary, or public official, or in any court at any time or place, the said Trustees to be and shall be the sole and exclusive judges as to the Beneficiaries among whom said net income shall be distributed.

The Donor does not by any terms used by him in Article VIII or elsewhere in this Indenture intend to direct the personal Trustees to expend and distribute each year the whole of the net income for that year. He believes it would be a wise policy on the part of said Trustees to carry over a reasonable surplus from the

income of one or more years to succeeding years to meet emergency needs and calls in carrying out the objects and purposes of this Trust.

The Trustees may also, out of the income of the Trust, set aside a reasonable sum of money to be known as "The Revolving Loan Fund," from which Fund loans may be made to students fitting themselves for Christian Evangelical work, such loans to be repaid without interest.

#### ARTICLE XII

In the event that the Donor Trustee, DEAN EDGAR BLACKBURN, shall die or become mentally incapacitated, then, upon the happening of any such contingencies, the surviving original personal Trustee, ALICE JUANITA BLACKBURN, shall become Financial Agent and Sole Custodian of the Trust Fund and shall have all the powers, duties, responsibilities, and limitations herein, and by said Indenture of Trust, conferred and imposed upon DEAN EDGAR BLACKBURN as Donor Trustee. In the event that said personal Trustee ALICE JUANITA BLACKBURN shall die or become mentally incapacitated, the Bank of America is hereby named by the Donor Trustee to be the corporate Trustee and assume the responsibility of Financial Agent and Sole Custodian of the Trust Fund and the personal Trustees, for the time being, shall pay over and deliver to the corporate Trustee as may be prescribed by resolution adopted by said personal Trustees, the principal of said Trust Fund and any unexpended interest for the time being in their custody. The personal Trustees' compliance with said resolution shall constitute and be a full and complete discharge and release to them at law and in equity of and from all their responsibilities as the personal Trustees and custodian of the principal and income of said Trust Fund. The corporate Trustee shall have all the powers, duties, responsibilities and limitations herein, and by said Indenture of Trust, conferred on and imposed upon DEAN EDGAR BLACKBURN as Donor Trustee. The personal Trustees are given power, as future contingencies may arise, to substitute from time to time other corporate Trustees respectively, in succession to the one selected by DEAN EDGAR BLACKBURN, Donor Trustee, and each succeeding corporate Trustee shall have all the powers, duties, responsibilities, and limitations as conferred on and imposed upon DEAN EDGAR BLACKBURN as Donor Trustee.

#### ARTICLE XIII

This Trust shall never be merged or consolidated with any other trust or corporation.

#### ARTICLE XIV

In the event that the Trust hereby created shall be lawfully annulled, or set aside, or shall for any other cause or causes be too burdensome to carry it on as a trust, then the personal Trustees for the time being shall be and are hereby permitted, authorized, and empowered to declare this Trust terminated and to distribute the principal of said Trust Fund to such IRS-qualified 501 (c) (3) Christian and Christian Educational Corporations in the United States of America and to such foreign missions, missionaries and/or missionary organizations, and to Evangelical Christian Organizations in the United States of America as shall then be carrying out the objects and purposes for which this Trust was created as defined in said Article II. Thereupon the then corporate or Donor Trustee shall pay over to the Beneficiaries named and designated by said Trustees the principal of said trust fund in the proportions, sums, and methods directed to be done by resolution or resolutions of the majority of said Trustees duly certified to it by the President and Secretary of said Trustees. The corporate or Donor Trustee's compliance with said resolutions, actions, and directions of said Trustees shall constitute and be a full and complete discharge and release to it/him at law and in equity of and from all of its/his responsibilities as the corporate or Donor Trustee, financial agent and custodian of the principal and income of said Trust Fund.

**ARTICLE XV**

The Donor expressly reserves the right during his lifetime to add to, alter, or amend any article in this Indenture, or any part thereof, as may seem to him necessary or expedient at the doing thereof to carry out the purposes of said Trust, providing, however, that said reservation shall not authorize a revocation of the said Trust or any part thereof created by this Indenture, or any diversion or designation of said Fund to himself or to his use, the Donor hereby waiving, renouncing, and releasing any right to amend said Article so as to withdraw any part of the income of said Trust Fund held by the corporate or Donor Trustee or any part of the income payable to or received by the personal Trustees from said Trust Fund to the Donor's personal use or to any uses other than the Evangelical Christian uses specified in this Indenture of Trust, dated December 7, 2001.

**ARTICLE XVI**

The said Alice Juanita Blackburn and Dean Edgar Blackburn, the hereinabove named personal Trustees, have hereunto set their hands and seals and have caused this Indenture to be executed by its proper officers in testimony of their and each of their acceptance of the duties of personal Trustee and Donor Trustee, respectively, of the Trust by this Indenture created.

This Indenture is executed in triplicate and the Donor has initialed each of the six computer-generated pages of each of said triplicate copies.

IN WITNESS WHEREOF the Donor and said personal Trustees have hereunto set their hands and seals, the day and year first above written.



DEAN E. BLACKBURN, DONOR TRUSTEE



A. JUANITA BLACKBURN, PERSONAL TRUSTEE



DEAN E. BLACKBURN, PERSONAL TRUSTEE

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