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#### FLORIDA FILING & SEARCH SERVICES, INC. P.O. BOX 10662 TALLAHASSEE, FL 32302

155 Office Plaza Drive, Suite A Tallahassee, FL 32301 PHONE: (850) 216-0457; FAX: (850) 216-0460

DATE:

03-14-07

NAME:

COLE WG ELLENTON FL DST

TYPE OF FILING: AFFIDAVIT TO FILE/QUALIFY TRUST

COST:

\$350 + \$8.75 + \$8.75 = \$367.50

RETURN: GOOD STANDING & CERTIFIED COPY

ACCOUNT: FCA000000015

AUTHORIZATION: ABBIE/PAUL HODGE

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

### COLE WG ELLENTON FL DST, A DELAWARE STATUTORY TRUST

In accordance with Section 609.02 of the Florida Statutes, pertaining to Common Law Declarations of Trust, the undersigned, the Manager of Cole WG Ellenton FL DST, a Delaware Statutory Trust hereby affirms in order to file or qualify, in the State of Florida.

- 1. Two entities are named in the Trust.
- 2. The principal address is:

2555 E. Camelback Road, Suite 400, Phoenix, Arizona 85016

3. The registered agent and street address in the State of Florida is:

NRAI Services, Inc., 2731 Executive Park Drive, Suite 4, Weston, FL 33331

4. Acceptance by the registered agent: Having been named as registered agent to accept service of process for the above named Certificate of Trust at the place designated in this affidavit, I hereby accept the appointment as registered agent and agree to act in this capacity.

(Signature of Registered Agent)

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

Equity Fund Advisors, Inc., Manager of the Trust

NOTARY

cr2E063(3/00) Filing Fee:

\$350.00

ohn M. Pons, Executive Vice President

OFFICIAL SEAL GERI FATH NOTARY PUBLIC - State of Arizona MARICOPA COUNTY My Comm. Expires July 20, 2007

Certified Copy:

8.75 (optional)

(Name of Trust)

State of Delaware Secretary of State Division of Corporations Delivered 03:53 PM 03/08/2007 FHED 03:52 PM 03/08/2007 SRV 070297177 - 4313826 FILE

### CERTIFICATE OF TRUST OF COLE WG ELLENTON FL DST

THIS CERTIFICATE OF TRUST OF COLE WG ELLENTON FL DST (the "Trust") is being duly executed and filed by the undersigned on behalf of the Trust to form a statutory trust under the Delaware Statutory Trust Act (12 <u>Del. C. §§3801 et seq.</u>) (as amended, the "Statutory Trust Act").

- 1. Name. The name of the statutory trust being formed is COLE WG ELLENTON FL DST
- 2. <u>Trustee</u>. The name and business address of the trustee of the Trust with a principal place of business in the State of Delaware is as follows:

CSC Trust Company of Delaware One Little Falls Centre, Suite 210 2711 Centerville Road Wilmington, DE 19808 Attn: Corporate Trust Services

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Trust in accordance with Section 3811(a) of the Statutory Trust Act.

CSC TRUST COMPANY OF DELAWARE, not in its individual capacity, but solely as Trustee

By: \_\_\_\_ Name:

Name:\_\_\_\_ Title: Van R. Halpern

Vice President

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## Delaware

PAGE 1

#### The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF STATUTORY TRUST REGISTRATION OF "COLE WG ELLENTON FL DST", FILED IN THIS OFFICE ON THE EIGHTH DAY OF MARCH, A.D. 2007, AT 3:52 O'CLOCK P.M.





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Warriet Smith Hinden

Harriet Smith Windsor, Secretary of State **AUTHENTICATION:** 5492666

DATE: 03-09-07

## Delaware

PAGE 1

#### The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "COLE WG ELLENTON FL DST" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE NINTH DAY OF MARCH, A.D. 2007.

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Warriet Smith Windson
Harriet Smith Windson, Secretary of State

AUTHENTICATION: 5492667

DATE: 03-09-07

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