

D960000000016

03-520/031

B & C SUPPLY  
1010 U.S. 27 S., MSC 203  
AVON PARK, FL 33025-5118

346

8-20

19.96

PAY Three hundred fifty dollars &  $\frac{00}{100}$  DOLLARS \$ 350<sup>00</sup>  
Division of Corporations

TO  
THE ORDER  
OF



SUNBANK/MID-FLORIDA N.A.  
SEBRING, FL 33870

B & C SUPPLY

Bill Daily Agent

⑈000346⑈ ⑆063405269⑆0505002003442⑈

000001940310

-09/05/96--01108--001

\*\*\*\*350.00 \*\*\*\*350.00

96 AUG 23 AM 9:48  
STATE  
SECRETARY  
TALLAHASSEE, FLORIDA

Division of Corporations  
P.O. Box 0327  
Tallahassee, Fla. 32314

August 14, 1990

B & C Supply  
1010 U.S. 27 S. MSC 203  
Avon Park, Fla. 33825

50 AUG 23 AM 9:48  
SECT  
CALL  
STATE  
FLORIDA

To Whom It May Concern;

We would like to register this Declaration of Trust. The Registered Agent for B & C Supply is William C. Dalley of 1112 Forsimmon Ave, Sebring, Fla. 33870.

I accept the designation as Registered Agent of B & C Supply.

William C. Dalley  
William C. Dalley

The attached copy of the Declaration of Trust is a true copy.

James Hecox, Trustee  
James Hecox, Trustee  
Board Chairman

STATE OF Florida  
COUNTY OF Polk

I hereby certify that on this day, before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared William C. Dalley & James Hecox known to me to be the person S described in and who executed the foregoing instrument, who acknowledged before me that they executed the same, and an oath was not taken. (Check one)        Said person is/are personally known to me.        Said person provided the following type of identification:

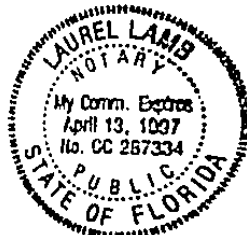
Florida Drivers License

Witness my hand and official seal in the County and State last aforesaid this 30th day of

August, A.D. 1990.

Laurel Lamb  
Notary Signature

Laurel Lamb  
Printed Name



**CONTRACT**

**AND**

**DECLARATION OF TRUST**

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, **LAWRENCE MASON**

(hereinafter referred to as "Creator") and the Independent Trustee entered into this Contract and Declaration of Trust on the

**14TH DAY OF DECEMBER, 1993**

THIS CONTRACT AND DECLARATION OF TRUST authorizes its Trustees to operate under the name of:

**B & C SUPPLY**

THE ABOVE named Creator of this trust does declare that he intends to and does create a trust and that the names of the Trustees shall NOT be set forth in this instrument. The Trustees shall be ascertainable by written acceptance executed and filed in accordance with the requirements of this instrument. The Trustees shall hold all property of the trust in joint tenancy and comprise the Board of Trustees for conducting the affairs of this trust.

THIS TRUST is declared to be IRREVOCABLE AND COMPLEX and cannot be changed in any manner by the Creator. The Creator does not reserve or retain any dominion or control over the trust, or over the principle or income of the trust, nor any power to control the trust, to change certificate holders, to exercise administrative powers over the trust or it's property, or to revoke, modify, terminate or change in any manner this trust instrument.

**CREATOR'S ACKNOWLEDGMENT**

TO SATISFY the requirements of the statute of frauds, the Creator ordinarily signs the trust instrument. While oral trusts need not be signed, and while a Trustee can be the party declaring the trust, it is ordinarily most appropriate for the Creator to sign the trust instrument.

Dated this 14TH DAY OF DECEMBER, 1993

Lawrence Mason

LAWRENCE MASON

STATE OF FLORIDA

COUNTY OF HIGHLANDS SR.

On this 14th day of February, 1994, before me, the undersigned Notary Public, appeared LAWRENCE MASON, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to this instrument and acknowledged that he executed it.



Witness my hand and official seal.

Ronald Warren, Jr.

NOTARY PUBLIC,

STATE OF FLORIDA

ACCEPTANCE OF THE TRUST BY THE TRUSTEE-IN-TRUST

I, JAMES HECOX being an adult of sound mind and legal capacity, do hereby accept the position as a Trustee of B & C SUPPLY accepting and agreeing to hold, conserve, maintain, improve, administer, manage, and distribute all of the trust properties, real and personal, forming, or which may form, the corpus and principal of this trust in accordance with provisions contained within the trust instrument of the said trust.

IN ACCORDANCE with the trust instrument, I do hereby reserve the right to resign from this position at any time.

DATED THIS 26<sup>th</sup> DAY OF January, 1994.

Signature of Accepting Trustee: \_\_\_\_\_

James Hecox, Trustee  
JAMES HECOX

CERTIFICATE BY THE CREATOR

I, LAWRENCE MASON, the Creator of B & C SUPPLY did select and appoint JAMES HECOX Trustee-In-Trust of this trust.

DATED THIS 26<sup>th</sup> DAY OF January, 1994.

Creator's Signature: \_\_\_\_\_

Lawrence Mason  
LAWRENCE MASON

ACCEPTANCE OF TRUST

Page 2 of 2 Pages

**CERTIFIED EXTRACT OF TRUST AGREEMENT**

**STATE OF FLORIDA**

**ss.**

**COUNTY OF HIGHLANDS**

**THE UNDERSIGNED, being duly sworn, depose and certify:**

**1. TRUST NAME: B & C SUPPLY**

**2. DATE OF TRUST: 14TH DAY OF DECEMBER, 1993**

**3. NAME OF CREATOR(S): LAWRENCE MASON**

**4. NAME OF TRUSTEES: JAMES HMCox  
LEWIS CARTER**

**5. NAME OF PRESENT  
SUCCESSOR TRUSTEE(S): REINHOLD BUXBAUM**

**6. POWER AND AUTHORITY.** The powers and authority of the Trustee(s) with respect to the trust property include, by way of illustration, the following:

A. To apply for and receive life insurance on the life of any person; to accept the ownership and beneficial interest of life insurance, which may be transferred to the Trustee(s) without responsibility as to the payment of premiums. The insuring companies have no responsibility as to the payment of premiums. The insuring companies have no responsibility other than to pay the proceeds of the policies to the named beneficiary and are not required to examine the Declaration of Trust at any time.

B. To sell, convey, lease, exchange, abandon, pledge for security, and exercise all the rights, powers and privileges which an absolute owner of the same property would have regarding any property, which in their discretion, the Trustee(s) choose(s) to receive subject to this Declaration of Trust.

C. To open bank accounts, to borrow money with or without security, to receive all dividends, interest, and other income, and to compromise and settle claims. To purchase, sell or retain

stocks, securities, mutual funds, mortgages and other investments, Any, and all bank accounts, including checking and savings accounts, established in the name of the Trust by the Trustee(s), shall be subject to withdrawal, and all checks, drafts, and other obligations of the trust shall be honored by said depositories upon the signature of the Trustee(s). The banking institution that establishes accounts pursuant to this paragraph is advised that there is nothing in the trust instrument that requires the banking institution to exercise any discretion other than that required in normal banking procedures.

D. To exercise without notice, hearing, confirmation or approval of any Court, each and every power enumerated in the Uniform Trustee Powers Act in effect at the date of this agreement.

K. The Trustee(s) has/have the specific power to buy, sell and trade in securities of any nature on margin, or otherwise, including options, commodities and short sales and for such purpose may maintain and operate brokerage accounts with brokers.

7. The First Trustee is empowered to designate other Trustees and Successor Trustees.

8. That enumeration of certain powers of the Trustee(s) shall be interpreted neither in derogation of any right of the Trustee(s) under the law nor, as restricting the discretion of a prudent person would use in the management of property held for the benefit of others; such enumeration shall not limit its general powers in dealing with third persons, the Trustee(s) being vested with an absolute owner of the same property would have.

James Hecox, Trustee

Independent Trustee

JAMES HECOX

SUBSCRIBED AND SWORN to before me this 26th day of January, 1994 by JAMES HECOX who personally appeared before me and known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same.

WITNESS my hand and official seal.

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXP. MAY 14, 1994  
BONDED THRU GENERAL INS. UND.

NOTARY PUBLIC

Terri L. Potter

CERTIFIED EXTRACT OF TRUST AGREEMENT

Page 2 of 2 Pages

