

F96000001937

TRANS ATTAL LETTER

TO: Qualification/Registration Section  
Division of Corporations

SUBJECT: Toccon Falls College, Inc  
(Name of Corporation)

Dear Sir or Madam:

The enclosed "Application by Foreign Not for Profit Corporation for Authorization to Conduct its Affairs in Florida", "Certificate of Existence", and check are submitted to register the above referenced not for profit corporation to conducts its affairs in Florida.

Please return all correspondence concerning this matter to the following:

600001769756  
-04/04/96--01093--001  
\*\*\*\*\*78.50 \*\*\*\*\*78.50

Joe Barker  
(Name of Person)

WJYO  
(Firm/Company)

PO Box 61721  
(Address)

Fort Myers FL 33906  
(City, State and Zip Code)

For further information concerning this matter, please call:

Joe Barker at ( 941 ) 275 - 9785  
(Name of Person) Area Code & Daytime Telephone Number

**COURIER ADDRESS:**

Qualification/Tax Lien Section  
Division of Corporations  
409 E. Gaines St.  
Tallahassee, FL 32399

**MAILING ADDRESS:**

Qualification/Tax Lien Section  
Division of Corporations  
P. O. Box 6327  
Tallahassee, FL 32314

FILED  
96 APR 17 PM 1:01  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA



# Toccoa Falls College

Toccoa Falls, Georgia 30598

W. Wayne Gardner  
Vice President for Advancement

706-886-6831  
EXT. 5205

## **AFFIDAVIT**

I hereby certify that question number six (6) on the Application By Foreign Not For Profit Corporation for Authorization to conduct its Affairs in Florida should be corrected to read;

"upon approval".

It is my belief that Toccoa Falls College has not been conducting affairs in Florida since April 18, 1994 as stated in the aforementioned document. The reference number for the aforementioned document is W96000007592.

4/15/96  
Date

W. Wayne Gardner  
W. Wayne Gardner  
Vice President for  
Institutional Advancement

Subscribed and sworn to before me this 15 day of April, 1996.

Paul C. Thegill  
Notary Public

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96 APR 17 AM 1:01  
SECRETARY OF STATE  
TALLAHASSEE FLORIDA



**FLORIDA DEPARTMENT OF STATE**

**Sandra B. Mortham**  
Secretary of State

April 9, 1996

**JOE BARKER**  
**WJYO**  
**PO BOX 61721**  
**FT. MYERS, FL 33906**

**SUBJECT: TOCCOA FALLS COLLEGE, INC.**  
**Ref. Number: W96000007592**

We have received your document for TOCCOA FALLS COLLEGE, INC. and your check(s) totaling \$78.75. However, the document has not been filed and is being retained in this office for the following:

Section 617.1502(4), Florida Statutes, requires this office to collect a \$1000.00 penalty fee and the appropriate annual report fees, beginning with the year 1991, for each year of part thereof that a corporation conducts its affairs in Florida prior to qualification. The amount due this office to cover both annual report and penalty fees is \$2130.25.

If you have any questions concerning the filing of your document, please call (904) 487-6093.

**Freta Lott**  
**Corporate Specialist Supervisor**

**Letter Number: 896A00016123**

**APPLICATION BY FOREIGN NOT FOR PROFIT CORPORATION FOR  
AUTHORIZATION TO CONDUCT ITS AFFAIRS IN FLORIDA**

**IN COMPLIANCE WITH SECTION 617.1503, FLORIDA STATUTES, THE FOLLOWING IS  
SUBMITTED TO REGISTER A FOREIGN NOT FOR PROFIT CORPORATION FOR  
AUTHORIZATION TO CONDUCT ITS AFFAIRS IN THE STATE OF FLORIDA:**

1. Toccon Falls College, Incorporated  
(Name of corporation; must include the word "INCORPORATED" or "CORPORATION" or words or abbreviations of like import in language as will clearly indicate that it is a corporation instead of a natural person or partnership if not so contained in the name at present. "Company" or "Co." may not be used as a corporate suffix by a nonprofit corporation.)

2. Georgia 3. 58-0685908  
(State or country under the law of which it is incorporated) (FEI number, if applicable)

4. July 10, 1911 5. Perpetual  
(Date of Incorporation) (Duration: Year corp. will cease to exist or "perpetual")

6. April 18, 1994  
(Date corporation first conducted Affairs in Florida -  
See sections 617.1501, 617.1502, and 617.155, F.S.)

7. WJYO PO Box 61721  
Fort Myers FL 33906-1721  
(Current mailing address)

8. Promote the cause of education and the Christian religion  
(Purpose(s) of corporation authorized in home state or country to be carried out in the state of Florida)

**9. Name and street address of Florida registered agent:**

Joe Barker  
(Name)  
4050 Colonial Blvd  
(Office address)  
Fort Myers, Florida 33912  
(City) (Zip Code)

**10. Registered agent's acceptance:**

*Having been named as registered agent and to accept service of process for the above stated corporation at the place designated in this application, 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.*

  
(Registered agent's signature)

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SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

11. Attached is a certificate of existence duly authenticated, not more than 90 days prior to delivery of this application to the Department of State, by the Secretary of State or other official having custody of corporate records in the jurisdiction under the law of which it is incorporated.

12. Names and addresses of officers and/or directors: (Street address only- P. O. Box NOT acceptable)

A. DIRECTORS (Street address only- P. O. Box NOT acceptable)

Chairman: Wilmer Mizell

Address: 307 Yonkum Pkwy., Apt 517, Alexandria VA 22304

Vice Chairman: Dr. Samuel Ferrell

Address: 2504 Estey Ave

Naples FL 33942-4301

Director: James Knox

Address: Rt. 1 Box 29

Talbotton GA 31827

Director: Walter Meloon

Address: 6100 S. Orange Ave

Orlando FL 32809-5106

B. OFFICERS (Street address only- P. O. Box NOT acceptable)

President: Dr. Paul Alford

Address: 380 Carlyle Circle

Toccoa Falls GA 30598

Vice President: Wayne Gardner

Address: 1007 Oak Cliff Drive

Toccoa GA 30577

Secretary: Dr. John McCarthy

Address: 940 Green Valley Drive, Toccoa GA 30577

Treasurer: Mr. W.C. Silvernail

Address: 106 Beaver Brook Drive, Toccoa GA 30577

NOTE: If necessary, you may attach an addendum to the application listing additional officers and/or directors.

13. W. Wayne Gardner

(Signature of Chairman, Vice Chairman, or any officer listed in number 12 of the application)

(Typed or printed name and capacity of person signing application)

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95 APR 17 PM 1:01  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

**Secretary of State**  
**Business Information and Services**  
**Suite 315, West Tower**  
**2 Martin Luther King Jr. Dr.**  
**Atlanta, Georgia 30334-1530**

DOCKET NUMBER : 960500140  
CONTROL NUMBER : 8101809  
DATE INC/AUTH/FILED: 07/10/1911  
JURISDICTION : GEORGIA  
PRINT DATE : 02/19/1996  
FORM NUMBER : 211

TOCCOA FALLS COLLEGE, INC.  
WAYNE GARDNER  
P O BOX 809  
TOCCOA FALLS GA 30598

**CERTIFICATE OF EXISTENCE**

I, the Secretary of State of the State of Georgia, do hereby certify under the seal of my office that

**TOCCOA FALLS COLLEGE, INC.**  
**A DOMESTIC NONPROFIT CORPORATION**

was formed in the jurisdiction stated above or was authorized to transact business in Georgia on the above date. Said entity is in compliance with the applicable filing and annual registration provisions of Title 14 of the Official Code of Georgia Annotated and has not filed articles of dissolution, certificate of cancellation, or any other similar document with the office of the Secretary of State.

This certificate relates only to the legal existence of the above-named entity as of the date issued. It does not certify whether or not a notice of intent to dissolve, an application for withdrawal, a statement of commencement of winding up, or any other similar document has been filed or is pending with the Secretary of State.

This certificate is issued pursuant to Title 14 of the Official Code of Georgia Annotated and is prima-facie evidence that said entity is in existence or is authorized to transact business in this state.



*Lewis A. Massey*  
LEWIS A. MASSEY  
SECRETARY OF STATE  
FILED  
APR 17 PM 1:01  
TALLAHASSEE, FLORIDA

**BOARD OF TRUSTEES**  
Toccoa Falls College

Chairman: Wilmer D. Mizell  
Vice Chairman: Samuel G. Ferrell  
Secretary: James H. Knox

**CLASS**

|        |                              |  |              |
|--------|------------------------------|--|--------------|
| 1998   | Mr. G. Mitchell Allen        | P.O. Box 261, Toccoa, GA 30577                         | 706-886-4938 |
| 1998   | Mr. Paul E. Carpenter        | 504 Spencer Hill Rd., Corning, NY 14830                | 607-937-5878 |
| 1998   | Rev. Gordon G. Copeland      | 10801 Johnston Rd, Suite 125, Charlotte, NC 28226-4463 | 704-543-0470 |
| 1998   | Mr. Jack DeLany              | 2515 Leeshire Rd., Tucker, GA 30084                    | 404-938-5531 |
| ✓ 1997 | *Dr. Samuel G. Ferrell       | 2504 Estey Ave., Naples, FL 33942-4301                 | 813-774-0320 |
| 1998   | Dr. Kenneth O. Gangel        | DTS, 3909 Swiss Ave., Dallas, TX 75204                 | 214-841-3676 |
| 1998   | Dr. L. Edmond Gray           | P.O. Box 854, Pensacola, FL 32594                      | 904-438-4027 |
| 1997   | Rev. A. Eugene Hall          | 8420 Division Ave., Birmingham, AL 35206-2752          | 205-836-7048 |
| 1998   | Mr. Fred R. Hansen           | 13156 Tall Pine Cir., Ft. Myers, FL 33907              | 813-481-5726 |
| 1998   | Dr. Dan Jenkins              | P.O. Box 5069, Jacksonville, FL 32247-5069             | 904-225-0154 |
| 1998   | Mr. Ray L. Kincaid           | 1870 E. Mansfield St., Bucyrus, OH 44820               | 800-537-4932 |
| • 1997 | Dr. Dennis F. Kinlaw         | 140 Lowry Lane, Wilmore, KY 40390                      | 606-858-3755 |
| D 1998 | *Mr. James H. Knox           | Rt. 1, Box 29, Talbotton, GA 31827                     | 706-665-8506 |
|        | 1997 Mr. Ben LeTourneau      | 9 Centenary Cir., Longview, TX 75601                   | 903-757-5444 |
| D 1998 | *Dr. R. Harold Mangham       | P.O. Box 35000, Colorado Spgs, CO 80935-3500           | 719-599-5999 |
|        | 1998 Dr. Eugene Q. McGee     | 2368 Noyac Rd., Sag Harbor, NY 11963                   | 516-725-4977 |
| • 1998 | Mr. Walter O. Meloon         | 6100 S. Orange Ave., Orlando, FL 32809-5106            | 407-855-4141 |
| C 1998 | *Mr. Wilmer D. Mizell        | 307 Yoakum Pkwy., Apt. 517, Alexandria, VA 22304       | 703-823-9178 |
|        | 1998 Rev. Mark T. O'Farrell  | P.O. Box 720430, Orlando, FL 32809-5106                | 407-823-9662 |
| 1997   | Judge James Rainwater        | 11302 Robles Del Rio Pl., Temple Terr., FL 33617       | 813-985-7802 |
| 1997   | *Mr. David Scott             | P.O. Box 865, Scottdale, GA 30079                      | 404-294-5272 |
| 1997   | Mr. M. C. Stowe              | P.O. Box 125, Eastanollee, GA 30538                    | 706-779-2707 |
| 1998   | Mr. William E. Sullivan, Sr. | 4411 Ogeechee Rd., Savannah, GA 31405                  | 912-236-7131 |
| 1998   | Mr. Doyle Tatum              | Camp Mikel Rd., Toccoa, GA 30577                       | 706-886-1248 |
| 1998   | Mr. T. Roy Thaxton           | 325 Hoke O'Kelley Mill Rd., Loganville, GA 30249       | 404-466-2466 |
| 1997   | Chap. W. Neale Williams      | 6002 Partingdale Cir., Richmond, VA 23224              | 804-745-2039 |
| 1997   | Lester J. Woerner            | 14262 County Road 87, Elberta, AL 36530                | 334-986-7313 |

\* Executive Committee



Florida Department of State  
Sandra B. Mortham  
Secretary of State  
Division of Corporations  
PO Box 6327  
Tallahassee FL 32314

March 27, 1996

Dear Madam,

Thank you for processing this application. The "Date corporation first conducted affairs in Florida" is filled in as April 18, 1994. I feel that an explanation may be in order, since this is our best estimate.

On January 1, 1994 Toccoa Falls College Inc. began relaying radio programming from its main station in Toccoa Falls Georgia to WJYO in Fort Myers under authorization from the Federal Communications Commission. On March 16, 1994 Toccoa Falls College Inc. consummated its purchase of WJYO from Radio Training Inc. of Lakeland Florida. At that time Toccoa Falls College considered the option of using WJYO as an unmanned relay station with no local studios or offices. The Federal Communications Commission permits educational institutions which own radio stations to apply for and receive studio waivers for their stations.

It was the decision of Toccoa Falls College Inc. to serve the people of southwest Florida by maintaining a local studio to provide local access to the airwaves, as well as local representative for public relations purposes. This began on April 18, 1994. All affairs related to business for WJYO are conducted in the state of Georgia by Toccoa Falls College. Again, Toccoa Falls College elected to maintain a studio and representative in Florida as an effort to better serve Floridians. This non-commercial, educational radio station is the only entity owned in the state of Florida by Toccoa Falls College. On this basis we were not aware that a certificate of authorization would be required.

P.O. BOX 61721 ■ Fort Myers, FL 33906-1721 ■ 1-941-275-9785

MEMBER OF THE TFC NETWORK



The reason that we were made aware, and are now applying, is that the city of Fort Myers has asked for a copy of such a certificate. Upon that request I sought help from your office and have received the enclosed application.

With my limited knowledge of law and our limited resources I am not sure that I am pursuing the correct avenue by applying for the entire non-profit corporation to operate in Florida when we have such a limited operation in this state. If authorization is required for Toccoa Falls College Inc. to maintain a local studio and public relations type manager in the state of Florida, then please process the application as required. If not, please issue a letter to me stating such. Thank you for your kind assistance in this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read "Joe Barker", is written over the typed name.

**Joe Barker**  
**Station Manager**