

F98000004394
TRANSMITTAL LETTER

TO: Qualification/Registration Section
Division of Corporations

SUBJECT: THE MARIST BROTHERS, INC.
(Name of Corporation)

900002574839--4
-06/29/98--01068--005
*****78.75 *****78.75

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:

1398-14868

Bernadette Kenny, Esq.

(Name of Person)

(Firm/Company)

48 Wilson Park Drive

(Address)

Tarrytown, NY 10591

(City, State and Zip Code)

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For further information concerning this matter, please call:

Bernadette Kenny, Esq.
(Name of Person)

at (914) 631 - 2979
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

STATE OF NEW YORK)
COUNTY OF WESTCHESTER) ss.:

The undersigned, Patrick McNamara, being duly sworn hereby states:


THAT, I am the Provincial Superior of the Poughkeepsie Province of The Marist Brothers, which operates under the legal title of the "THE MARIST BROTHERS", a New York Not-for-Profit Corporation with an office at 26 First Avenue, Pelham, New York, 10803;

THAT, the New York Not-for-Profit Corporation does not require a corporate identifier for Not-for-Profit Corporations with religious purposes;

THAT, the corporation of The Marist Brothers will use the suffix, "INC." for the conduct of its business in the State of Florida;

THAT, the registered office of the Corporation in the State of Florida will be 8850 South West 154th Terrace, Miami, Florida 33157.

IN WITNESS WHEREOF I have hereunto affixed my signature this 5th day of JUNE, 1998.


Patrick McNamara, President

STATE OF NEW YORK
COUNTY OF WESTCHESTER

On this 5 day of JUNE, 1998, before me personally came Patrick McNamara, to me known, who, being duly sworn, did depose and say that he resides at _____; that he is the President of THE MARIST BROTHERS, the Corporation described in and which executed the foregoing instrument; and that his signature was hereunto affixed by the order of the Board of Directors of said corporation, and that he signed his name thereto by like order.


Notary Public [State Date Commission Expires]

WILLIAM L. VALLAR
Notary Public II - 01-4901960
Qualified in Westchester County
State of New York
My Commission Expires 8-3-99

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FLORIDA DEPARTMENT OF STATE

Sandra B. Mortham
Secretary of State

June 29, 1998

BERNADETTE KENNY, ESQ.
48 WILSON PARK DR.
TARRYTOWN, NY 10591

SUBJECT: THE MARIST BROTHERS, INC.
Ref. Number: W98000014868

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We have received your document for THE MARIST BROTHERS, 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:

Pursuant to section 607.1502(4), 617.1502(4) or 608.502(4), Florida Statutes, this office collects a civil penalty of \$1000 for each year this entity transacted business or conducted its affairs in Florida prior to qualification and the appropriate annual report fees that would have been due this office had the entity qualified the year it began operations in this state. The amount due this office to cover both annual report and penalty fees is \$1061.25.

Enclosed please find a copy of section 607.1501 or 617.1501, Florida Statutes, which lists those activities that do not constitute transacting business in this state. If after reviewing this section you determine erroneous information was inserted on the application, a sworn affidavit containing the following information must be submitted: 1.) a statement indicating erroneous information was listed on the application; and 2.) the correct date the corporation began transacting business in Florida prior to the year the application was submitted did not constitute transacting business pursuant to section 607.1501 or 617.1501, Florida Statutes.

If you have any questions concerning the filing of your document, please call (850) 487-6095.

Jennifer Sindt
Document Examiner

Letter Number: 598A00035359

BERNADETTE KENNY RSHM

ATTORNEY AT LAW
48 WILSON PARK DRIVE
TARRYTOWN, N.Y. 10591

(914) 631-2979
FAX: (914) 332-4735

July 31, 1998

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

Re: The Marist Brothers, Inc.
Your Ref No. W98000014868

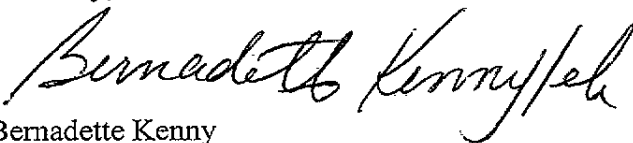
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Dear Ms. Mortham:

Pursuant to your letter of June 29, 1998 regarding the above referenced matter, enclosed is the required affidavit.

If any further information is need, or if you have any questions, please notify me as soon as possible. Thank you for your assistance.

Sincerely,


Bernadette Kenny

BK/ek
Encl.

STATE OF NEW YORK
COUNTY OF Westchester)ss:

The Undersigned, Brother Patrick McNamara, being duly sworn, hereby states:

THAT, I am the President of the Marist Brothers, Inc., a New York Not-for-Profit Corporation with its principal office at 26 First Avenue, Pelham, NY 10803;

THAT, the Marist Brothers, Inc., have applied for authorization to do business in the State of Florida by an application on June 24, 1998;

THAT, under Paragraph Six of that application, the Corporation indicated that it first conducted business in Florida on October 14, 1997;

THAT, the only activity conducted by the Corporation in the State of Florida is the owning of Real Property which it received by operation of law as of the date of decedent's death. The Corporation received real estate under the Will of Henry J. Jubinville, who died on October 14, 1997;

THAT, the date listed for the first conduct of business by the Corporation in the State of Florida, is the date the Corporation acquired the real estate by operation of law;

THAT, the Corporation has not engaged in any other activities in the State of Florida;

THAT, this activity of owning real estate does not constitute conducting affairs within the meaning of subsection one of Section 617.1501 of the Florida statutes;

THAT, the Corporation will not conduct any other business in Florida until it has received authorization to do so;

THAT, the activities that it will conduct on the owned real estate are as stated in Paragraph Eight of the application, which will commence upon receipt of the authorization to do business.

IN WITNESS WHEREOF, I have hereunto affixed my signature this 23 day of JULY, 1998.

Br. Patrick McNamara
Br. Patrick McNamara, President

STATE OF NEW YORK)
COUNTY OF Westchester)ss:

On this 23rd day of JULY, 1998, before me personally came Br. Patrick McNamara, to me known, who, being by me duly sworn, did depose and say that he resides at 26 First Ave., Pelham, N.Y. 10803, that he is the President of the Marist Brothers, Inc., the Corporation described in and which executed the foregoing instrument; that he did so by order of the Board of Directors of said Corporation and that he signed his name thereto by like order.

Marjorie E. Medvec

MARJORIE E. MEDVEC
NOTARY PUBLIC, State of New York
No. 60-2647075
Qualified in Westchester County
Commission Expires Dec 31, 1999

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**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. THE MARIST BROTHERS, INC.

(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. NEW YORK

(State or country under the law of which
it is incorporated)

3. _____

(FEI number, if applicable)

4. 1/31/1905

(Date of Incorporation)

5. perpetual

(Duration: Year corp. will cease to exist or
"perpetual")

6. October 14, 1997

(Date corporation first conducted Affairs in Florida -
See sections 617.1501, 617.1502, and 817.155, F.S.)

7. The Marist Brothers Poughkeepsie Province

26 First Avenue, Pelham, NY 10803
(Current mailing address)

8. To provide a place for retreat and refreshment for members of
religious orders teaching in Catholic Schools in Florida.

(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:**

Br. Denis Buckley

(Name)

8850 South West 154th Terrace

(Office address)

Miami

(City)

Florida,

33157

(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.

Bro. Denis Buckley

(Registered agent's signature)

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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: Br. Patrick McNamara

Address: 26 First Avenue
Pelham, NY 10803

Vice Chairman: Br. Dermot Healy

Address: 26 First Avenue
Pelham, NY 10803

Director: Br. Joseph Sacino

Address: 26 First Avenue
Pelham, NY 10803

Director: _____

Address: _____

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

President: Br. Patrick McNamara

Address: 26 First Avenue
Pelham, NY 10803

Vice President: Br. Dermot Healy

Address: 26 First Avenue
Pelham, NY 10803

Secretary: Br. Joseph Sacino

Address: 26 First Avenue, Pelham, NY 10803

Treasurer: Br. Joseph Sacino

Address: 26 First Avenue, Pelham, NY 10803

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

13. Br. Patrick McNamara
(Signature of Chairman, Vice Chairman, or any officer listed in number 12 of the application)

Br. Patrick McNamara, President

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

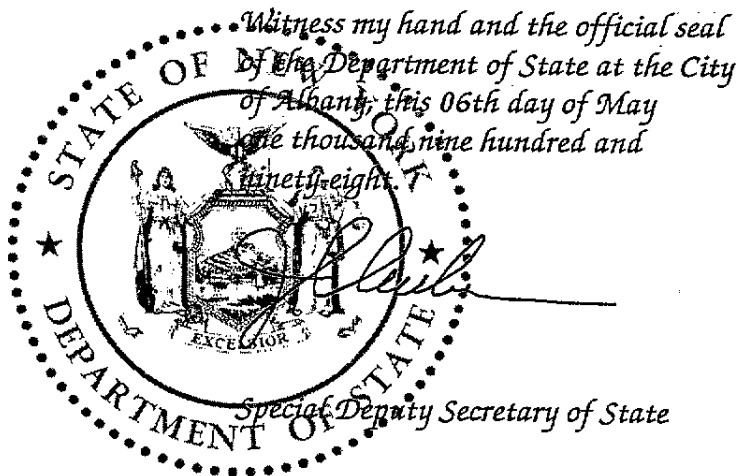
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State of New York
Department of State } ss:

I hereby certify, that the certificate of incorporation of THE MARIST BROTHERS was filed on 01/31/1905, as a Not-for-Profit corporation and that a diligent examination has been made of the index of corporation papers filed in this Department for a certificate, order, or record of a dissolution, and upon such examination, no such certificate, order or record has been found, and that so far as indicated by the records of this Department, such corporation is a subsisting corporation. I further certify the following:

A Certificate of Amendment was filed on 11/14/1950.

I further certify, that no other certificates have been filed by such corporation.



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