

LO20000004890

BURT & FEATHER  
Attorneys at Law  
114 Northeast First Street  
Post Office Box 308  
Trenton, Florida 32693

Theodore M. Burt  
Mark J. Feather  
Patti Lee Meeks

(352) 463-2348  
fax (352) 463-6908

February 13, 2002

900004925519--4  
-02/14/02--01047--005  
\*\*\*\*125.00 \*\*\*\*125.00

Department of State  
Division of Corporations  
Post Office Box 6327  
Tallahassee, Florida 32314

Re: Yates Burial and Cremation Service, L.C.

Gentlemen:

Enclosed please find the Articles of Organization for the above named proposed Florida limited company. Also enclosed is a check in the amount of \$125.00, to cover the filing fee

Yours truly,

*Theodore Burt*

Theodore M. Burt

TMB/st

Enclosures: Articles of Organization  
Check

9476-dor

02 FEB 28 PM 3:11  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

FILED

LO2-4890  
OK



FLORIDA DEPARTMENT OF STATE  
Katherine Harris  
Secretary of State

February 21, 2002

THEODORE BURT  
114 NORTHEAST FIRST STREET  
TRENTON, FL 32693

SUBJECT: YATES BURIAL AND CREMATION SERVICE, L.C.  
Ref. Number: W02000005042

We have received your document for YATES BURIAL AND CREMATION SERVICE, L.C. and your check(s) totaling \$125.00. However, the enclosed document has not been filed and is being returned for the following correction(s):

The registered agent must sign accepting the designation.

Please return your document, along with a copy of this letter, within 60 days or your filing will be considered abandoned.

If you have any questions concerning the filing of your document, please call (850) 245-6020.

Tammi Cline  
Document Specialist

Letter Number: 402A00010685

FILED  
02 FEB 28 PM 3:11  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

Prepared by: Burt & Feather, Attorneys at Law  
Post Office Box 308  
Trenton, Florida 32693

## ARTICLES OF ORGANIZATION OF

### YATES BURIAL AND CREMATION SERVICE, L.C.

The undersigned certifies that those persons listed in Article IV hereinafter have associated together for the purpose of becoming a liability company under the laws of the State of Florida, providing for the formation, rights, privileges and immunities of liability companies for profit. It is further declared that the following Articles shall serve as the Charter and authority for the conduct of business of the liability company.

#### Article I

##### Name and Principal Place of Business

The name of the liability company shall be **YATES BURIAL AND CREMATION SERVICE, L.C.**, and its principal office shall be located at 114 NE First Street, Trenton, Gilchrist County, Florida, and its mailing address is Post Office Box 308, Trenton, Florida 32693, but it shall have the power and authority to establish branch offices at any other place or places as the members may designate.

#### Article II

##### Purpose and Powers

In addition to the powers authorized by the laws of the State of Florida for liability companies, the general nature of the business or businesses to be transacted, and which the liability company is authorized to transact, shall be as follows:

RECEIVED  
FEB 28 PM 4:11  
TALAHUESSSE, FLORIDA  
SECRETARY OF STATE

FILED

1. To engage in any activity or business authorized under the Florida Statutes.

2. In general, to carry on any and all incidental business; to have and exercise all the powers conferred by the laws of the State of Florida, and to do any and all things set forth in these Articles to the same extent as a natural person might or could do.

3. To purchase or otherwise, acquire, undertake, carry on, improve, or develop, all or any of the business, good will, rights, assets and liabilities of any person, firm, association, or corporation carrying on any kind of business of a similar nature to that which this liability company is authorized to carry on, pursuant to the provisions of these Articles; and to hold, utilize, and in any manner dispose of the rights and property so acquired.

4. To enter into and make all necessary contracts for its business with any person, entity, partnership, association, corporation, domestic or foreign, or of any domestic or foreign state, government or governmental authority, or of any political administrative subdivision, or department, and to perform and carry out, assign, cancel or rescind any of such contracts.

5. To exercise all or any of the liability company powers, and to carry out all or any of the purposes, enumerated in these Articles and otherwise granted or permitted by law, while acting as agent, nominee, or attorney-in-fact for any persons or corporations, and perform any service under contract or otherwise for any corporation, joint stock company, association, partnership,

FILED  
102 FEB 28 PM 3:11  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

firm, syndicate, individual, or other entity, and in this capacity or under this arrangement develop, improve, stabilize, strengthen, or extend the property and commercial interest of the property and to aid, assist, or participate in any lawful enterprise in connection with or incidental to the agency, representation, or service, and to render any other service or assistance it may lawfully do under the laws of the State of Florida, providing for the formation, rights, privileges, and immunities of liability companies for profit.

6. To do everything necessary, proper, advisable, or convenient for the accomplishment of any of the purposes, or the attainment of any of the objects, or the furtherance of any of the powers set forth in these Articles, either along or in association with others incidental or pertaining to, or going out of, or connected with its business or powers, provided the same shall not be inconsistent with the laws of the State of Florida.

The several clauses contained in this statement of the general nature of the business or businesses to be transacted shall be construed as both purposes and powers of this liability company and statements contained in each clause shall, except as otherwise expressed, be in no way or restricted by reference to or inference from the terms of any other clause. They shall be regarded as independent purposes and powers.

Nothing contained in these Articles shall be deemed or construed as authorizing or permitting, or purporting to authorize

02 FEB 28 PM 3:11  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

FILED

or permit the liability company to carry on any business, exercise any power, or do any act which a liability company may not, under Florida laws, lawfully carry on, exercise, or do.

### **Article III**

#### **Exercise of Powers**

All liability company powers shall be exercised by or under the authority of, and the business and affairs of this liability company shall be managed under the direction of, the members of this liability company. This Article may be amended from time to time in the regulations of the liability company by a unanimous vote of the members of the liability company.

### **Article IV**

#### **Management**

This liability company shall be managed by one manager. The name and address of the person who shall serve as manager until his successor is elected and qualified pursuant to and in accordance with the regulations of the liability company, is **PAUL YATES**, whose address is Post Office Box 1847, Trenton, Florida 32693.

The initial member of this liability company is as follows:

Paul Yates  
Post Office Box 1847  
821 South Main Street  
Trenton, Florida 32693

### **Article V**

#### **Membership Restrictions**

Members shall have the right to admit new members by unanimous consent. Contributions required of new members shall be determined as of the time of admission to the liability company.

FILED  
02 FEB 28 PM 3:11  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

A member's interest in the liability company may not be sold or otherwise transferred except with unanimous written consent of all members.

On the death, retirement, resignation, expulsion, bankruptcy, or dissolution of a member, or the occurrence of any other event that terminates the continued membership of a member in the liability company, the remaining members shall have the right to continue the business on unanimous consent of the remaining members.

#### **Article VI**

##### **Capital Contributions**

Capital contributions in the amount of \$500.00 cash shall be paid to the liability company by the member in shares equal to the percentages as set forth in Article VII hereinafter. Additional contributions will be made as required for investment purposes, as determined by unanimous consent of the members. Members will make contributions in equal shares.

#### **Article VII**

##### **Profits and Losses**

A. Profit Sharing. The members shall be entitled to the net profits arising from the operation of the liability company business that remain after the payment of the expenses of conducting the business of the liability company. Each member shall be entitled to a distributive share of the profits as follows:

Paul Yates

100%

02 FEB 20 PM 3:41  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

FILED

The distributive share of the profits shall be determined and paid to the members each year on the anniversary date of the commencement of business of the liability company, the month and day of the commencement date being the date of the filing of these Articles.

B. Losses. All losses that occur in the operation of the liability company business shall be paid out of the capital of the liability company and the profits of the business, or, if these sources are insufficient to cover such losses, by the members in the following shares.

Paul Yates	100%
------------	------

#### Article VIII

##### Duration

This liability company shall exist until dissolved in a manner provided by law, or as provided in the regulations adopted by the members.

#### Article IX

##### Initial Registered Office and Registered Agent

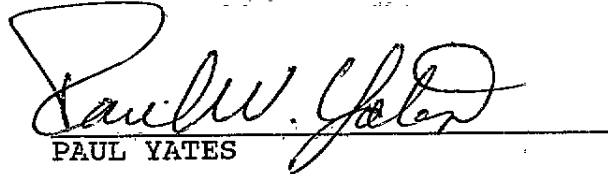
The address of the initial registered office of the liability company is 114 NE First Street, City of Trenton, County of Gilchrist, State of Florida, and the mailing address is Post Office Box 308, Trenton, Florida 32693, and the name of the company's initial registered agent at that address is **THEODORE M. BURT**.

FILED  
02 FEB 28 PM 3:11  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA



The undersigned, being the original member of the liability company, certifies that this instrument constitutes the proposed Articles of Organization of **YATES BURIAL AND CREMATION SERVICE, L.C.**

Executed by the undersigned at Trenton, Florida, on this 1<sup>st</sup> day of February, 2002.

  
PAUL YATES

STATE OF FLORIDA  
COUNTY OF GILCHRIST

The foregoing instrument was acknowledged before me this 1<sup>st</sup> day of February, 2002, by **PAUL YATES**, on behalf of **YATES BURIAL AND CREMATION SERVICE, L.C.**, a liability company. He is personally known to me.



Notary Public  
My Commission Expires:

9476-001st



02 FEB 28 PM 3:11  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

FILED

Prepared by: Burt & Feather, Attorneys at Law  
Post Office Box 308  
Trenton, Florida 32693  
(352) 463-2348

**CERTIFICATE DESIGNATING PLACE OF BUSINESS OR DOMICILE  
FOR THE SERVICE OF PROCESS WITHIN THIS STATE, NAMING  
AGENT UPON WHOM PROCESS MAY BE SERVED**

In pursuance to Chapter 48.091, Florida Statutes, the following is submitted in compliance with said act:

First that YATES BURIAL AND CREMATION SERVICE, L.C. is desiring to be organized under the laws of the State of Florida with its principal office as indicated in the Articles of Incorporation, County of Gilchrist, State of Florida has named THEODORE M. BURT located at 114 Northeast First Street, Trenton, Florida 32693, County of Gilchrist, State of Florida, as its agent to accept service of process within this State.

**ACKNOWLEDGMENT**

Having been named to accept service of process for the above stated corporation, at the place designated in this Certificate, I hereby accept to act in this capacity, and agree to comply with the provision of said Act relative to keeping open said office.

Dated this 1<sup>st</sup> day of February, 2002.

By:

  
THEODORE M. BURT  
Registered Agent

FILED  
202 FEB 28 PM 3:11  
CLERK OF STATE  
TALLAHASSEE, FLORIDA