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SHEPPARD, BRETT, STEWART, HERSCH & KINSEY, P.A.

ATTORNEYS AT LAW

JAY ANDREW BRETT

JOHN F. STEWART +

CRAIG R. HERSCH+*

D. HUGH KINSEY, JR.

OF COUNSEL

JOHN W. SHEPPARD *

- * BOARD CERTIFIED: WILLS, TRUSTS & ESTATES
- CERTIFIED PUBLIC ACCOUNTANT (FL)
- + ALSO ADMITTED IN IOWA

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MAINOFFICE:

2121 WEST FIRST STREET FORT MYERS, FLORIDA 33901 (239) 334-1141 PHONE

(239) 334-3965 FAX

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SOUTH LEE COUNTY OFFICE:

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FORT MYERS, FLORIDA 33908 (239) 489-1277 PHONE

ELECTRONIC MAIL:

brett@sbshlaw.com stewart@sbshlaw.com hersch@sbshlaw.com kinsey@sbshlaw.com

JOHN K. WOOLSLAIR (1908-1968)

W. A. SHEPPARD (1898-1971)

February 27, 2003

Corporate Records Bureau Division of Corporations P. O. Box 6327 Tallahassee, Florida 32301

RE:

HAUL-N-MINING, LLC

Dear Sirs:

Enclosed herewith are proposed Articles of Organization in reference to the captioned Limited Liability Company. Also enclosed is our check in the amount of \$125.00 to cover the following:

Filing Fee Resident Agent Fee \$ 100.00 \$ 25.00

\$ 125.00

3 #1 9: 2 SSEE, FLORID

If the Articles of Organization meet with your approval, we will appreciate your executing and sending to the undersigned a Certificate of Organization.

Very truly yours,

SHEPPARD, BRETT, STEWART, HERSCH, & KINSEY, P.A.

JAB/ldt

Enclosures

B-3507

ce: Mr. Scott D. Cray

ARTICLES OF ORGANIZATION OF

HAUL-N-MINING, LLC

The undersigned, being authorized to form a Limited Liability Company under the Florida Limited Liability Company Act, F.S. Chapter 608, hereby makes, acknowledges, and files the following Articles of Organization.

ARTICLE I NAME AND PRINCIPAL OFFICE

The name of the Limited Liability Company shall be HAUL-N-MINING, LLC ("Company"). The mailing address and the principal office of the Company shall be 15630 McGregor Boulevard, Suite 103, Fort Myers, Florida 33908.

ARTICLE II DURATION

The Company shall commence its existence upon the filing of these Articles of Organization, and its existence shall be perpetual unless the Company is dissolved as provided in the Florida statutes or in the Operating Agreement for the Company.

ARTICLE III PURPOSES AND POWERS

The general purpose for which the Company is organized is to own, hold, develop, manage, lease and sell real property. The Company shall also be authorized to transact any lawful business for which a Limited Liability Company may be organized under the laws of the State of Florida. The Company shall have all the powers granted to a Limited Liability Company under the laws of the State of Florida.

ARTICLE IV REGISTERED OFFICE AND AGENT

The name and street address of the Registered Agent of the Company in the State of Florida is JAY A. BRETT, of 2121 West First Street, Fort Myers, Florida 33901.

<u>ARTICLE V</u> **MANAGEMENT**

The Company shall be managed by the members in accordance with the Operating Agreement adopted from time to time by the members for the management of the business and affairs of the Company. Such Operating Agreement may contain any provisions for the regulation and management of the affairs of the Company not inconsistent with Florida law or these Articles of Organization.

IN WITNESS WHEREOF, I have executed these Articles of Organization at Fort Myers, Florida, as an authorized representative of a Member and acknowledged them to be my act for the foregoing uses and purposes this 27 day of February Authorized Agent under F.S. 608.407(3) STATE OF FLORIDA COUNTY OF LEE The foregoing instrument was acknowledged before me this , 2003, by JAY A. BRETT, who (√) is personally known to me or FERRUSE has produced / as identification (SEAL) Comm. Expire LAUREN D. TAYLOR MY COMMISSION # DD 014274 Comm. No. Printed Notary Signature EXPIRES: May 29, 2005 ACCEPTANCE OF REGISTERED AGENT

Having been named as Registered Agent and to accept service of process for HAUL-N-MINING, LLC, at the place designated herein, 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 relating to the proper and complete performance of my duties. I am familiar with and accept the obligations of my position as registered agent, as provided for in Chapter 608, Florida Statutes.

Date: February 27, 2003