

JUN. -08' 04 (TUE) 14:37

UPCHURCH-BAILEY & UPCHURCH, P.A.

TEL: 825-4862

Division of Corporations

Page 1 of 1

**010000006659**

Florida Department of State  
Division of Corporations  
Public Access System

Electronic Filing Cover Sheet

**Note: Please print this page and use it as a cover sheet. Type the fax audit number (shown below) on the top and bottom of all pages of the document.**

((H04000120805 3)))

**Note: DO NOT hit the REFRESH/RELOAD button on your browser from this page. Doing so will generate another cover sheet.**

To:

Division of Corporations  
Fax Number : (850) 205-0380

From:

Account Name : UPCHURCH, BAILEY & UPCHURCH, P.A.  
Account Number : 075350000207  
Phone : (904) 829-9066  
Fax Number : (904) 825-4862

**BASIC AMENDMENT**

**THE CUBAN HERITAGE FOUNDATION OF ST. AUGUSTINE, INC.**

Certificate of Status	0
Certified Copy	0
Page Count	0304
Estimated Charge	\$35.00

RECEIVED  
04 JUN -8 PM 4:05  
DIVISION OF CORPORATIONS

FILED  
04 JUN -8 PM 5:57  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

Electronic Filing Menu

Corporate Filing

Public Access Help

*Amend*  
*[Signature]*  
6/7/2004

JUN. -08' 04 (TUE) 14:33

UPCHURCH-BAILEY&UPCHURCH

TEL:8254862

P.002

Department of State 6/8/2004 3:05 PAGE 1/1 RightFAX



FLORIDA DEPARTMENT OF STATE

Glenda E. Hood  
Secretary of State

June 8, 2004

THE CUBAN HERITAGE FOUNDATION OF ST. AUGUSTINE, INC.  
PO BOX 0494  
ST AUGUSTINE, FL 32085

SUBJECT: THE CUBAN HERITAGE FOUNDATION OF ST. AUGUSTINE, INC.  
REF: N01000006659

We received your electronically transmitted document. However, the document has not been filed. Please make the following corrections and refile the complete document, including the electronic filing cover sheet.

Nonprofit corporations do not have shareholders. Please remove any reference to shareholders from the document.

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) 245-6906.

Darlene Connell  
Document Specialist

FAX Attn. #: H04000120605  
Letter Number: 804A00038944

FILED  
04 JUN -8 PM 5:57  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

**ARTICLES OF AMENDMENT TO THE  
ARTICLES OF INCORPORATION  
OF  
THE CUBAN HERITAGE FOUNDATION OF ST. AUGUSTINE, INC.**

Pursuant to the provisions of Section 617.1002, Florida Statutes (2003), the undersigned corporation adopts the following Articles of Amendment to its Articles of Incorporation:

1. The name of the corporation is The Cuban Heritage Foundation of St. Augustine, Inc. (the Corporation"), and the Articles of Incorporation dated September 19, 2001, for the Corporation have been filed with the State of Florida under Document # N010000066S9.

2. Article II of the Articles of Incorporation shall be amended and modified to read as follows:

**"ARTICLE II**

**Nature of Business**

The purposes for which this organization are organized are exclusively religious, charitable, scientific, literary or educational within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986 (the "IRC"), or the corresponding provision of any future United States internal revenue law.

Notwithstanding any other provision of these Articles, this organization shall not carry on any activities not permitted to be carried out by an organization exempt from federal income tax under Section 501(c)(3) of the IRC, or the corresponding provision of any future United States internal revenue law.

Upon dissolution of the organization, assets shall be distributed for one or more exempt purposes, within the meaning of Section 501(c)(3) of the IRC, or the corresponding provision of any future federal tax code, or shall be distributed to the federal, state or local government for a public purpose. Any such assets not so disposed of shall be disposed of by a Court of competent jurisdiction in the County in which the principal office of the organization is then located, exclusively for such purposes.

A. Without in any way limiting the general stated business purpose of the Foundation as stated above, the Foundation shall specifically act to:

1. preserve, restore, educate and promote Cuban heritage beginning with the colonial period in St. Augustine;

2. restore and reconstruct structures and other historic resources such as cemeteries, monuments, statues, parks, obelisks and other historic objects within the City of St. Augustine;

3. promote, for educational purposes, the Cuban heritage and history of Cubans, Floridians and Cuban-Americans;

4. politically seek the democratization of the territory which presently forms the Republic of Cuba by peaceful, non-violent measures;

5. sponsor historical and reconstructive research as deemed necessary to accomplish the purposes stated herein;

6. purchase, own and sell real property as circumstances arise;

7. solicit and accept by subscription, gift, grant, donation, or bequest, money and property from any member of the general public and from any firm, association, foundation or corporation, including without limitation any municipal, county, state or national government, or other governmental unit or instrumentality thereof for the purposes stated herein.

B. The Foundation, its Board of Directors and its members shall transact the business of the Foundation only in the following manner:

1. No portion of the net earnings of the Foundation shall inure to the benefit of, or be distributable to, its members, directors, officers or any other private person, with the exceptions that the Foundation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth herein.

2. The Foundation shall at all times operate as a non-profit corporation according to the laws of the State of Florida, and at no time shall any shares or dividends be paid to its members.

3. The Foundation's activities may include: (a) promulgating political propaganda; (b) actively engaging in lobbying for political legislation; (c) publishing and distributing political statements; and (d) contributing to political campaigns.

C. In furtherance of such business purposes, the Foundation shall have and may exercise any and all powers, rights and privileges which a corporation organized under the non-profit corporation laws of the State of Florida by law may now or hereafter have or exercise."

3. Article VII of the Article of Incorporation is hereby deleted in its entirety since it has been superseded by provisions of the amended Article II stated above. All subsequent articles in the Articles of Incorporation are hereby deemed to be renumbered accordingly.

4. The foregoing Amendment was recommended by the Board of Directors and adopted by the affirmative vote of at least two-thirds (2/3) of the members entitled to vote thereon, at a meeting of the directors and members held on February 16, 2004.

JUN. -08' 04 (TUE) 14:34

UPCHURCH-BAILEY&UPCHURCH

TEL: 8254862

P. 005

Audit # H04000120805 3

Dated this 7 day of June, 2004.

THE CUBAN HERITAGE FOUNDATION  
OF ST. AUGUSTINE, INC.

By: [Signature]  
Its President/Director

State of Florida  
County of St. Johns

THE FOREGOING instrument was acknowledged before me this 7<sup>th</sup> day of June, 2004, by ERNEST J. CARAMES, who: (notary must check applicable box)

☒ are personally known to me.  
☐ produced current driver's license(s) as identification.  
☐ produced \_\_\_\_\_ as identification.



[Signature]  
Signature of Notary