

NO300001859

(Requestor's Name)

JOAN ROSE,
1725 S.W. 38th Lane,
Cape Coral, Florida 33914

(City/State/Zip/Phone #)

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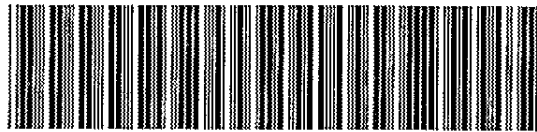
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Articles of Incorporation

Bald Eagle Preserves Land Trust, Inc.

A Florida Not for Profit Corporation

ARTICLE I – NAME, ADDRESS, DURATION

The name of this not for profit corporation shall be the **Bald Eagle Preserves Land Trust, Inc.** The principle office and mailing address shall be located at: Bald Eagle Preserves, Inc. c/o Ralf Brookes, Esq. 1217 East Cape Coral Parkway, Box 107, Cape Coral Florida located in the City of Cape Coral, Lee County, Florida. The duration of the Corporation shall be perpetual.

ARTICLE II – BOARD OF DIRECTORS AND MEMBERS

The Board of Directors shall consist of not fewer than three (3) persons, the exact number to be determined from time to time in accordance with the By-laws, said By-laws to be adopted by the Initial Incorporators within six (6) months of approval of these Articles. The qualifications for members and the manner of their admission shall be as stated in the bylaws of the Corporation.

ARTICLE III – INITIAL DIRECTORS and INCORPORATORS

The Initial Incorporators shall be :

JOAN ROSE, 1725 S.W. 38th Lane, Cape Coral, Florida 33914

AL ROSE, 1725 S.W. 38th Lane, Cape Coral, Florida 33914

RALF BROOKES, 1721 S.E. 39th St., Cape Coral, Florida 33904

ARTICLE IV – FLORIDA STATUTES CHAPTER 617

This corporation shall have all the powers and authority granted to it under Chapter 617, *Florida Statutes*, unless otherwise limited in the By-laws.

ARTICLE V – ELECTIONS OF OFFICERS, MEMBER QUALIFICATIONS

Election and appointment of officers and directors shall be annual by the general membership, and any qualifications for membership in the organization other than an interest in the purposes of the corporation shall be as set forth in the By-laws.

ARTICLE VI – REGISTERED AGENT

The registered agent for this corporation shall be Ralf Brookes, Esq. who will agree to accept any and all service amicably and without delay at his physical location of 1721 SE 39th Street, Cape Coral Florida 33904, and can be reached by telephone at (239) 910-5464 or (239) 945-2008.

ARTICLE VII – PURPOSE

A. **The Bald Eagle Preserves Land Trust, Inc.** is organized exclusively for charitable, educational and/or scientific purposes under § 501c3 of the Internal Revenue Code.

B. No part of the net earnings of the organization shall inure to the benefit of, or be distributable to its members, trustees, officers or other private persons, except that the organization 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 in the purpose clause hereof.

C. No substantial part of the activities of the organization shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the organization shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office.

D. Notwithstanding any other provision of this document, the **Bald Eagle Preserves Land Trust, Inc.** shall not carry on any other activities not permitted to be carried on by an organization exempt from federal income tax under § 501c3 of the Internal Revenue Code, or corresponding section of any future federal tax code, or by an organization, contributions to which are deductible under § 170c2 of the Internal Revenue Code, or corresponding section of any future federal tax code.

E. Notwithstanding any other provision of these Articles, this Corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the purposes of this Corporation:

1. To promote the understanding of Bald Eagles, a protected species through scientific research, public education, and the acquisition and preservation of Bald Eagles, a listed species and our Nation's symbol;

2. To ensure continuation of nesting Bald Eagles and promote adequate existing and future habitat for Bald Eagle feeding and nesting areas;
3. To formulate, publicize and implement solutions to preserving habitat for the Bald Eagles and Bald Eagle nesting areas;
4. To use media resources to promote public awareness and education of the public and public officials concerning the need to preserve habitat for the Bald Eagles and Bald Eagle nesting areas;
5. To publicize and enforce existing laws regulating Bald Eagles and Bald Eagle nesting areas
6. To educate youth concerning the Bald Eagle and Bald Eagle habitat, a protected species and our Nation's symbol, and Bald Eagle nesting areas
7. To create a useful information system for evaluating, reporting and distributing data on Bald Eagles and Bald Eagle nesting areas.
8. To offer assistance to others concerning Bald Eagles and Bald Eagle nesting and feeding habitat areas.
9. To work diligently with landowners, civic leaders, agricultural interests, governmental agencies involved in conservation and restoration and the public in conserving and preserving an intact natural areas for Bald Eagles and Bald Eagle nesting in and near the City of Cape Coral through the acquisition of property interests.
10. To purchase natural areas to serve as habitat for Bald Eagles and other species of wildlife and open space through the donation or acquisition of fee simple title, conservation easements, development rights, or otherwise create incentives to encourage the preservation of open space for environmental protection and public benefit.
11. To work with government, civic, business, city and county leaders to create a positive environment for land protection in and around Cape Coral for present and future generations.
12. To work with other similar groups and the public to promote awareness of Bald Eagle habitat protected and preserved through the work of the Calusa Land Trust in and around Pine Island, and the Sanibel Captiva Conservation Foundation in and around Sanibel and

Captiva Islands and other land trust and conservation land acquisition efforts in Florida and other such leading examples around the United States.

13. To acquire lands and seek management agreements for property primarily for its natural resource based values and which the land trust may own a fee simple or less than fee simple interest, including adoption of rules allowing for limited natural resource based recreation that do not impact the Bald Eagle or nesting behaviors, for example, non-intrusive birdwatching, trails, boardwalks, scientific research or non-intrusive internet camera broadcasts of Bald Eagle behavior.

14. To make of donations or distributions to other not for profit organizations within the meaning of section 501(c)(3) of the Internal Revenue Code, as may be amended.

ARTICLE VIII. DISSOLUTION.

In the event of dissolution, the residual assets of the corporation shall be transferred to one or more organizations which themselves are exempt as organizations under § 501(c)3 of the Internal Revenue Code or corresponding section(s) of any prior or future Internal Revenue Code. Further, it is the desire of the corporation that such assets be distributed, if possible, to one or more organization(s) that have substantially similar purposes as those of the **Bald Eagle Preserves Land Trust, Inc.**

ARTICLE IX - ORIGINAL INCORPORATOR.

The name and address of the original Incorporator is:

JOAN ROSE of 1725 SW 38th Lane, Cape Coral Florida 33914.

ARTICLE X - SIGNATURES OF INITIAL DIRECTORS

These Articles of Incorporation set forth above are hereby signed and acknowledged by the original directors of the Bald Eagle Preserves Land Trust, Inc.

Feb 24, 2003 Joan Rose
Date Incorporator and Director, JOAN ROSE
1725 SW 38th Lane, Cape Coral Florida 33914

Feb 24, 2003 Al Rose
Date Director, AL ROSE
1725 SW 38th Lane, Cape Coral Florida 33914

Feb 24, 2003 Ralf G Brookes
Date Director, RALF BROOKES
1721 SE 39th Street, Cape Coral Florida 33904

ACKNOWLEDGMENT OF REGISTERED AGENT

Having been named as registered agent and to accept service of process for **Bald Eagle Preserves Land Trust, Inc.** at the place designated in this certificate, 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, and I am familiar with and accept the obligations of my position as registered agent.

Date Feb 24, 2003

Signature of Registered Agent



Name of Registered Agent: Ralf Brookes, Esq.

[physical address] 1721 SE 39th Street, Cape Coral Florida, 33904

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