

NO4000002782

REV DAVID HARTZ

(Requestor's Name)

3487 HYDE PARK WAY

(Address)

(Address)

TACAHASSEE, FL 32308

(City/State/Zip/Phone #)

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CHERITH MINISTRIES

(Business Entity Name)

(Document Number)

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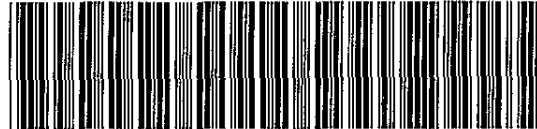
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## ARTICLES OF INCORPORATION

### CHERITH MINISTRIES, INC.

I, the undersigned subscribing incorporator, desirous of forming a corporation not for profit under the provisions of Chapter 617 of the Florida Statutes, by affixing my signature hereto, do agree to the following:

#### ARTICLE I

The name of this corporation is "CHERITH MINISTRIES, INC."

#### ARTICLE II

##### OBJECTS AND PURPOSES

The objects and purposes of the corporation shall be: to engage in any religious, educational, literary, historical, philanthropic, and charitable pursuits as may be included within the following:

- 1). To function as and discharge the duties and responsibilities of a local church as that term is defined in the tenets of Evangel Fellowship International, or as that Manual may be from time to time validly amended, revised or otherwise changed in the future, including, but not limited to, amendments, revisions or changes of the name, duties and responsibilities of a local church;
- 2). To promote, foster, maintain, defend, and otherwise propagate the faith and belief in the religious worship of God based on the teachings of Jesus Christ, our Lord and Saviour as His teaching and those of his disciples are found in the Holy Bible and interpreted and memorialized in the Creed and Covenant, Articles of Faith and Doctrinal Emphasis (Exegesis Amplification) Evengel Fellowship International, or as that Manual and the interpretations and memorials change in the future, from time to time; and
- 3). To officially recognize, within the territory to be served by the corporation, as defined by its President and Pastor (Board of Trustees when constituted) in the By-Laws of the corporation, individuals who subscribe to the principles set forth in paragraph (2) of this Article II as members of the corporation.

## ARTICLE III

### POWERS

The corporation shall have the following powers and such powers shall likewise be deemed purposes only if and so long as said powers are exercised solely to effect any or all of the purposes set forth in Article II that the following enumeration of the specific powers of the corporation shall not be held to limit or restrict in any manner the powers and purposes of the corporation as set herein, the powers granted to the corporation by Chapter 617 and other statutory, regulatory and case decisional law of the State of Florida, the United States of America or foreign sovereign within their or its jurisdiction:

- 1). Have succession by its corporate name to remain in perpetuity;
- 2). Sue and be sued and appear and defend in all actions and proceedings in its corporate name to the same extent as a natural person;
- 3). Adopt and use a common corporate seal and alter the same; provided, however, that such seal shall always contain the "Corporation Not-for-Profit," or such similar language;
- 4). Elect or appoint such trustees (when board is constituted), officers, employees, attorneys and agents as the corporate affairs shall require and allow them reasonable compensation, including, but not limited to, the payment of reasonable fee or salary, reimbursement for actual expenses incurred or indemnification against expenses for services actually rendered to the corporation in accordance with the By-Laws of this corporation or when the board is constituted, by resolution of the Board of Trustees of the corporation, until then by the pastor;
- 5). Adopt, change amend and repeal By-Laws not inconsistent with laws or its Articles of Incorporation, for the administration of the affairs of the corporation and the exercise of its powers;
- 6). Increase or decrease by a vote of its members cast as the By-Laws may direct the number of its trustees (when board is constituted) so that the number shall not be

less than three but may be any number in excess thereof, until then by the pastor;

- 7). Make contracts as the corporation may determine, issue its notes, bonds and other obligations, and secure any of its obligations by mortgage and pledge any or all of its property, franchises or income;
- 8). Conduct its affairs, carry on its operations and have officers and exercise the powers granted by the statutory, regulatory or case decisional law of the State of Florida;
- 9). Purchase, take, receive, lease, take by gift, devise or bequeath, or otherwise acquire, own, hold, improve, use or otherwise deal in and with real property or any interest therein, wherever situated;
- 10). Acquire, enjoy, utilize and dispose of patents, copyrights and trademarks and any licenses and other rights or interests thereunder or therein;
- 11). Sell, convey, mortgage, pledge, lease, exchange, transfer or otherwise dispose of all or any part of its property, both real and personal, and assets with majority vote of called membership in a business meeting;
- 12). Lend money for its corporate purposes, invest and reinvest its funds and take and hold real and personal property as security for the payment of funds so loaned or invested;
- 13). Act as trustee or nominee or act in the name of a trustee or nominee in the exercise of any or all of the purposes and powers as set forth in Articles II and III hereof;
- 14). Make donations for the public welfare or for religious, charitable, educational or other similar purposes;
- 15). To operate educational facilities such as day school, nurseries, separate from the church;
- 16). To exercise all powers necessary or convenient to effect any or all of the purposes

for which the corporation is organized; and

- 17). To do any and all others acts and things to the same extent as natural persons lawfully might or could be done, insofar permitted to be done by a corporation organized not for profit under the statutory, regulatory and case decisional law of the State of Florida, in accord with Article II hereof, and carry on business in connection herewith, not being forbidden by the statutory, regulatory or case decisional case law of the State of Florida and with all powers conferred upon a corporation organized not for profit by the statutory, regulatory or case decisional case law of the State of Florida.

#### **ARTICLE IV**

##### **PROHIBITIONS**

Notwithstanding any provisions of this Article of Incorporation or the By-Laws of this corporation, the corporation shall not engage in any prohibited activity as defined by, prescribed in or prohibited the statutory, regulatory or case decisional case law of the State of Florida or of the United States of America regarding the exemption from income taxation of a corporation, qualified under Section 501 of the Internal Revenue Code of 1954, as said section presently exists or may hereafter be amended from time to time, to the extent that the corporation shall be granted a charitable exemption as defined in, pursuant to and as specifically provided in a subsection of said Section 501 and the regulations promulgated thereunder.

#### **ARTICLE V**

##### **DISSOLUTION - LIMITATION ON DISTRIBUTION**

This corporation is not for pecuniary gain nor shall it be operated for pecuniary gain or profit and it does not contemplate the distribution of gains, profits or dividends to the members thereof, or to any private shareholder or individual. The property, assets, profits, and new income of this corporation are irrevocably dedicated to religious and charitable purposes and no part of the property, assets, profits or net income of this corporation shall ever inure to the benefit of any director, officer, or member thereof or to the benefit of and private individual. Upon dissolution or upon abandonment, the assets of this corporation remaining after the payment of or provisions

for all debts and liabilities of this corporation shall be donated to a religious charitable organization, corporation or corporations, fund or funds, foundation or foundations of a religious entity of similar faith as the Pentecostal faith, subject to the order of the Circuit Court in and for the County of Leon, State of Florida, or such other Florida court which shall have jurisdiction over the dissolution of the corporation as provided by Florida law; provided however, that none of such assets shall be donated to any organization other than one organized and operated exclusively for similar religious and charitable purposes.

## **ARTICLE VI**

### **MEMBERSHIP**

Any individual who subscribes to the purposes of the corporation as set forth in Article II hereof may be admitted to membership in the corporation in accordance with the provisions of the By-Laws of the corporation.

The private property of a member of the corporation shall not be subject to the payment of corporate debts. No officer, trustee or member shall have any vested right, interest or privilege of, in or to the functions, affairs or franchises of the corporation or any rights, interest or privilege which may be transferable or inheritable, while he is not in good standing for any reason as provided for in the By-Laws of the corporation.

## **ARTICLE VII**

### **MANAGEMENT**

The management, conduct and control of the affairs, property and business of the corporation shall be vested in the Pastor/President who shall be one and same person, until a board of trustees is constituted. The Trustees shall be appointed by the Pastor/President and shall be members of the corporation in good standing on the date of appointment and entitled to vote equally on all matters before the Board. Their appointment or election shall be in accordance with the By-Laws. The Board of Trustees, once constituted, may also establish additional committees and boards as necessary and convenient. The Board shall be constituted by the Pastor/President and three additional members of the corporation in good standing. The Trustees, once constituted, will as well serve as officers of the corporation, in the capacity of Vice President,

Secretary and Treasurer. They shall meet and conduct their business in accordance with the By-Laws and shall have the benefits of the provisions on Chapter 617, Florida Statutes.

## **ARTICLE IX**

### **DURATION**

The duration of this corporation shall be perpetual.

## **ARTICLE X**

### **BY-LAWS**

The By-Laws of the corporation shall be made, altered, amended or rescinded by a majority of the members of the corporation present in person or proxy at any regular or special called or annual meeting.

## **ARTICLE XI**

### **REGISTERED OFFICE**

**HYDE PARK WAY** The initial registered office and the official place of business of the corporation is <sup>3487</sup>~~2304~~ **Gobb Dr**, Tallahassee, Florida 32309. The initial registered agent is Rev. David L. Hartz

## **ARTICLE XII**

### **AMENDMENT OF ARTICLES OF INCORPORATION**

Proposed amendments to the Article of Incorporation may be made by the Pastor/President, from time to time, and once a Board of Trustee is constituted, thereafter by the unanimous vote of the Pastor/President and the Board.

IN WITNESS WHEREOF, I the undersigned subscriber, set this 18 day of March, 2004, for the purpose of forming this corporation not for profit under the laws of the State of Florida. I as well accept the responsibility of registered agent to receive all correspondence and service of process at the designated place.

  
Rev. David L Hartz

STATE OF FLORIDA  
COUNTY OF LEON

BEFORE ME, the undersigned officer, duly authorized to administer oaths and take acknowledgments, personally appeared Rev. David L. Hartz known to be the person described in Articles of Incorporation as subscriber and incorporator, and who has executed the foregoing Articles of Incorporation, and he has acknowledged before me that he executed and subscribed to these Articles of Incorporation as his free act and deed for the purposes therein expressed.

WITNESS my hand and official seal in the County and State named above this \_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
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