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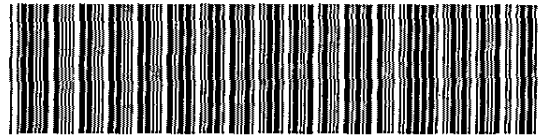
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04 OCT -5 PM 12:07

SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

*(Signature)*

10-5-04

## TRANSMITTAL LETTER

Department of State  
Division of Corporations  
P. O. Box 6327  
Tallahassee, FL 32314

**SUBJECT:** Eddie Gene Smith SR. Foundation, Inc.  
(PROPOSED CORPORATE NAME - MUST INCLUDE SUFFIX)

Enclosed is an original and one(1) copy of the Articles of Incorporation and a check for :

☐ \$70.00  
Filing Fee

☒ \$78.75  
Filing Fee &  
Certificate of  
Status

☐ \$78.75  
Filing Fee  
& Certified Copy

☐ \$87.50  
Filing Fee,  
Certified Copy  
& Certificate

**ADDITIONAL COPY REQUIRED**

**FROM:** Marie T. Blume  
Name (Printed or typed)

452 Pleasant Grove Rd.  
Address

Inverness, FL 34452  
City, State & Zip

352-726-0901  
Daytime Telephone number

**NOTE: Please provide the original and one copy of the articles.**

**ARTICLES OF INCORPORATION**  
**OF**  
**EDDIE GENE SMITH SR.**  
**FOUNDATION, INC.**  
**(a Florida Not for Profit Corporation)**

FILED  
04 OCT -5 PM 12:07  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

The undersigned hereby makes, subscribes, acknowledges and files with the Secretary of State of the State of Florida these Articles of Incorporation for the purpose of forming a corporation not for profit in accordance with the laws of the State of Florida.

**ARTICLE I.**  
**NAME AND ADDRESS**

The name of the corporation shall be Eddie Gene Smith SR. Foundation, Inc. The address of this corporation shall be 8400 E. Gobbler Drive, Inverness, FL 34450 or such other address within the State of Florida as the Board of Directors may from time to time designate.

**ARTICLE II.**  
**TIME OF EXISTENCE**

The corporation shall have perpetual existence.

**ARTICLE III.**  
**PURPOSE**

This corporation is organized to operate as a not-for-profit organization to secure and distribute contributions from individuals, corporations, governmental entities and private groups exclusively for charitable and educational purposes within the parameters of Internal Revenue Code Section 501(c)(3) in support of handicapped and underprivileged children. The Foundation's charitable efforts will provide temporary monetary assistance and services to handicapped and underprivileged children in Florida in urgent financial need.

Additionally, the objects and purposes for which the corporation is organized are:

1. To insure that no part of the net earnings of the corporation shall inure to the benefit of or be distributable to any member, director or officer of the corporation, or any private individual (except that reasonable compensation may be paid for services rendered to or for the corporation affecting one or more of its purpose).
2. To insure that no member, director or officer of the corporation, or any private individual shall be entitled to share in the distribution of any of the corporate assets on dissolution of the corporation.
3. To insure that no part of the activities of the corporation shall include the carrying on of propaganda or otherwise attempting to influence legislation, and the corporation shall not participate in or intervene in (including the publication or distribution of statements) any political campaign on behalf of any candidate for public office nor shall any director, officer or member involve the corporation in any political, partisan or sectarian issue or question.
4. Notwithstanding any other provisions of these Articles of Incorporation, the corporation shall not conduct or carry on any activities not permitted to be conducted or carried on by an organization exempt under Section 501(c)(3) of the Code or the regulations issued thereunder.
5. In the event of dissolution or final liquidation of the corporation, the residual assets of the organization will be turned over to one or more organizations which themselves are exempt as organizations described in Sections 501(c)(3) of the Code or

corresponding sections of any prior or future Code or to the Federal, state, or local government for exclusive public purpose or other applicable code provisions relating thereto.

**ARTICLE IV.**  
**POWERS**

In addition to the powers conferred by the laws of the State of Florida, the corporation shall have the following powers:

(a) To receive and accept gifts of money and property and to hold the same for any other purposes of the corporation and its work.

(b) To assist in raising funds for the purposes herein set forth.

(c) To acquire, own, lease, mortgage and dispose of property, both real and personal.

(d) To serve as trustee of property and to accept donations in trust for educational purposes.

(e) To acquire, hold, own, sell, assign, transfer, mortgage, pledge, or otherwise dispose of shares of the capital stock, bonds, obligations or other securities of other corporations, domestic or foreign, as investments or otherwise, in carrying out any of the purposes of the corporation, and, while the owner thereof, to exercise all rights, powers and privileges of ownership, including the power to vote thereon.

(f) To receive and maintain a fund or funds of real or personal property, or both, and, subject to the restrictions and limitations hereinafter set forth, to use and apply the whole or any part of the income therefrom and the principal thereof exclusively for religious, charitable, scientific, literary, or educational purposes, either directly or be contributions to organizations that qualify as exempt organizations under Section 501(c)(3) of the Code and its regulations as they now exist or as they may hereinafter be amended.

**ARTICLE V.**  
**MEMBERSHIP**

The corporations shall have a membership distinct from the Board of Directors. The authorized number and qualifications of members of the corporation, the manner of their admission, the different classes of membership, if any, the property, voting and other rights and privileges of members shall be set forth in the By-laws.

**ARTICLE VI.**  
**CONTRIBUTIONS**

The corporation shall be supported by donations solicited or received and contributed by the general public, and grants, gifts or donations received from charitable, religious or educational organizations.

**ARTICLE VII.**  
**FINANCES**

All revenue, profit, income, dues and money received by this corporation shall be used and employed for the benefit of the corporation.

**ARTICLE VIII.**  
**INCORPORATOR**

The name and address of the incorporator to these Articles of Incorporation is Darrell W. Smith, 8400 E. Gobbler Drive, Inverness, FL 34450.

**ARTICLE IX.**  
**MEMBERS**

The names and addresses of the initial members of this corporation are as follows:

1. Darrell W. Smith, President/Vice President, 8400 E. Gobbler Drive, Inverness, Florida, 34450.
2. Carla M. Sisi-Smith, Secretary/Treasurer and Director, 8400 E. Gobbler Drive, Inverness, Florida, 34450.
3. Judy Hummell, Director, 13307 Lake George Place, Tampa, Florida, 33618-3225

4. Brad Guth, Director, 8400 E. Gobbler Drive, Inverness, Florida, 34450.

Additional members may from time to time be elected and admitted to membership of the corporation in accordance with the provisions of the By-laws of the corporation.

#### **ARTICLE X.** **OFFICERS AND DIRECTORS**

The affairs of this corporation shall be managed by a Board of Directors unless otherwise set forth in the By-laws who shall be elected annually by majority vote of the members of the corporation, at a duly called meeting, as provided in the By-laws, and by officers who shall be elected annually by majority vote of the members, as provided in the By-laws.

#### **ARTICLE XI.** **REGISTERED OFFICE AND REGISTERED AGENT**

The name of the corporation's initial registered agent at the following address is Darrell W. Smith, and the street address of the corporation's initial registered office is 8400 E. Gobbler Drive, Inverness, Florida, 34450. The corporation shall keep the Department of State of the State of Florida informed of the current city, town, or village and street address of said registered office together with the name of the registered agent.

#### **ARTICLE XII.** **AMENDMENT OF ARTICLES OF INCORPORATION**

The Articles of Incorporation of the corporation may be made, altered, or rescinded from time to time in whole or part by a majority vote of members of this corporation present at any meeting of the members duly called and convened; provided, however, that a quorum is present at the meeting of the members and notice of the proposed action with respect to the Articles of Incorporation shall have been mailed to all member at least ten (10) days before the meeting. All actions, including, but not limited to, Amendment of Articles of Incorporation, required to be taken at any meeting

of the members may be taken by written consents as provided in Florida Statutes, as now amended, or as same may be amended in the future.

**IN WITNESS WHEREOF**, I have executed the Articles of Incorporation for the uses and purposes therein expressed this 28 day of September, 2004.

Darrell W. Smith  
DARRELL W. SMITH  
Incorporator

STATE OF FLORIDA  
COUNTY OF CITRUS

The foregoing instrument was acknowledged before me this 28 day of September, 2004, by DARRELL W. SMITH, as President of said organization, who is personally known to me or who did produce FLDL as identification, and who did not take an oath.



Coreen Cole  
Commission #DD293735  
Expires: Feb 24, 2008  
Bonded Thru  
Atlantic Bonding Co., Inc.

Coreen Cole  
NOTARY

**CERTIFICATE OF SERVICE**

Having been named to accept service of process for the above stated corporation, at the place designated in its Articles of Incorporation, I Hereby agree to act in such capacity, and I am familiar with and accept the obligations of this position.

Darrell W. Smith  
DARRELL W. SMITH  
Date: 9/28/04

FILED  
04 OCT -5 PM 12:07  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA