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### TRANSMITTAL LETTER

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

SUBJECT: Sarasota So	quirrel Rescue, Inc.			
	(PROPOSED CORPORATE	E NAME – <u>MUST INCLUI</u>	DE SUFFIX)	
Enclosed is an original a	and one(1) copy of the Article	es of Incorporation and a	check for:	
\$70.00	<b>□</b> \$78.75	□\$78.75	<b>☑</b> \$87.50	
Filing Fee	Filing Fee &	Filing Fee	Filing Fee,	
Č	Certificate of	& Certified Copy	Certified Copy	
	Status		& Certificate	
		ADDITIONAL CO	PY REQUIRED	
EDOM.	Larry Byrd			
rkow.	Name (Printed or typed)			
	4651 47th Street			
Address				
Sarasota, FL 34235				
	City, State & Zip		-	
941-954-3400  Daytime Telephone number				
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NOTE: Please provide the original and one copy of the articles.

#### ARTICLES OF INCORPORATION

In Compliance with Chapter 617, F.S., (Not for Profit)

#### <u>NAME</u> ARTICLE I

The name of the corporation shall be:

Sarasota Squirrel Rescue, Inc.

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#### ARTICLE II PRINCIPAL OFFICE

The principal place of business and mailing address of this corporation shall be:

4651 47th Street, Sarasota, FL 34235

SECRETARY OF STATE TALLAHASSEE FLORIDA

#### ARTICLE III PURPOSE

The purpose for which the corporation is organized is:

See attached provisions for the purpose statement for which the corporation is organized.

#### ARTICLE IV MANNER OF ELECTION

The manner in which the directors are elected or appointed:

As this corporation will have no voting members or voting membership, any and all future Directors will be elected or appointed by the Board of Directors in a manner as specified in the Bylaws of the corporation.

#### ARTICLE V INITIAL DIRECTORS AND/OR OFFICERS

List name(s), address(es) and specific title(s):

Larry Byrd, 4651 47th Street, Sarasota, FL 34235 Eric Dahlguaard, 737 Ben Franklin Drive, Sarasota, FL 34236 Charles Eugene Jones, 356 Island Circle, Sarasota, FL, 34242

#### ARTICLE VI INITIAL REGISTERED AGENT AND STREET ADDRESS

The name and Florida street address (P.O. Box NOT acceptable) of the registered agent is:

Larry Byrd, 4651 47th Street, Sarasota, FL 34235

#### ARTICLE VII INCORPORATOR

The name and address of the Incorporator is: Larry Byrd, 4651 47th Street, Sarasota, FL 34235

Having been named as registered agent to accept service of process for the above stated corporation at the place designated in this certificate, I am familiar with and accept the appointment as registered agent and agree to act in this capacity,  $\frac{4-22-05}{\text{Date}}$ Date Signature/Registered Agent

## Attachment to the Articles of Incorporation of Sarasota Squirrel Rescue, Inc.

#### ARTICLE III - Organizational Purpose

- a. This corporation is organized exclusively for charitable, educational and scientific research purposes under Section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under Section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code.
- b. Specifically, this corporation's purpose is to provide the charitable service of the rescue and rehabilitation of injured, orphaned or distressed wild animals, including for such activity, the acquiring of land and rights to land to provide suitable, sufficient and protected habitat for the release of rehabilitated wildlife; to provide education to the public and to the wildlife rehabilitation community on various wildlife natural history and wildlife rehabilitation subjects; and to conduct scientific research on various wildlife subject areas, such as wildlife disease issues, nutritional needs of various wildlife species, and effective husbandry techniques for wild animals in a rehabilitation setting.

#### Additional Provisions to the Articles of Incorporation

#### Article VIII - Existence

The corporation shall have perpetual existence. Within fifteen (15) months from the end of the month in which it is organized, the corporation shall submit an application for tax-exempt status under section 501(c)(3) of the Internal Revenue Code. The application shall be filed to establish that the corporation is a "private operating foundation" within the meaning of section 4942(j)(3) of the Internal Revenue Code, or corresponding provisions of any future tax code.

#### ARTICLE IX - Section 501(c)(3) Tax-exempt Provisions

a. Upon the dissolution of this corporation, its assets

remaining after payment, or provision for payment, of all debts and liabilities of this corporation, shall be distributed for one or more of the exempt purposes as described in Article III within the meaning of Section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code. Any such assets not so disposed of shall be disposed of by a Court of Competent Jurisdiction of the county in which the principal office of the corporation is then located, exclusively for such purposes, or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

- b. No part of the net earnings of this corporation shall inure to the benefit of, or be distributable to, its directors, officers, or other private persons, except that this corporation 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 these Articles.
- c. No part of the activities of this corporation shall consist of carrying on propaganda, or otherwise attempting to influence legislation, and this corporation shall not participate in, or intervene in (including the publishing or distribution of statements), any political campaign on behalf of, or in opposition to, any candidate for public office.
- d. Notwithstanding any other provision in these Articles, this corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or (b) by a corporation contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

#### ARTICLE X - Private Operating Foundation Provisions

As provided in Article VIII, an application shall be filed to establish that the corporation is a "private operating foundation" within the meaning of section 4942(j)(3) of the Internal Revenue Code or corresponding provisions of any future tax code. In order to qualify as and maintain its tax exempt status as a private operating foundation, the following additional restrictions shall apply to the conduct and management of the affairs of the corporation:

a. The corporation will distribute its income for each tax year at such time and in such manner so that it will not become subject to the tax on undistributed income imposed by section

- 4942 of the Internal Revenue Code, or corresponding provisions of any future tax code.
- b. The corporation will not engage in any act of self-dealing as defined in section 4941(d) of the Internal Revenue Code, or corresponding provisions of any future tax code.
- c. The corporation will not retain any excess business holdings as defined in section 4943(c) of the Internal Revenue Code, or corresponding provisions of any future tax code.
- d. The corporation will not make any investments in a manner that would subject it to tax under section 4944 of the Internal Revenue Code, or corresponding provisions of any future tax code.
- e. The corporation will not make any taxable expenditures as defined in section 4945(d) of the Internal Revenue Code, or corresponding provisions of any future tax code.

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