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SECRETARY OF STATE  
DIVISION OF CORPORATIONS

Amendment  
3/3/06  
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**COVER LETTER**

**TO:** Amendment Section  
Division of Corporations

**NAME OF CORPORATION:** THE SPIRIT OF CHRISTMAS FOUNDATION, INC.

**DOCUMENT NUMBER:** N05000005557

The enclosed *Articles of Amendment* and fee are submitted for filing.

Please return all correspondence concerning this matter to the following:

Richard Alan Welch

(Name of Contact Person)

THE SPIRIT OF CHRISTMAS FOUNDATION, INC.

(Firm/ Company)

3677 Central Ave, Suite F

(Address)

Fort Myers, FL 33901

(City/ State and Zip Code)

For further information concerning this matter, please call:

Richard A. Welch

(Name of Contact Person)

at ( 239 ) 292-2173

(Area Code & Daytime Telephone Number)

Enclosed is a check for the following amount:

- ☐ \$35 Filing Fee    ☐ \$43.75 Filing Fee & Certificate of Status    ☐ \$43.75 Filing Fee & Certified Copy (Additional copy is enclosed)    ☒ \$52.50 Filing Fee Certificate of Status Certified Copy (Additional Copy is enclosed)

**Mailing Address**

Amendment Section  
Division of Corporations  
P.O. Box 6327  
Tallahassee, FL 32314

**Street Address**

Amendment Section  
Division of Corporations  
Clifton Building  
2661 Executive Center Circle  
Tallahassee, FL 32301

ARTICLES OF AMENDMENT  
TO  
ARTICLES OF INCORPORATION  
OF

**THE SPIRIT OF CHRISTMAS FOUNDATION, INC.**

N05000005557

DOCUMENT NUMBER OF CORPORATION

PURSUANT TO THE PROVISIONS OF SECTION 617.1006, FLORIDA STATUTES, THIS  
**FLORIDA NOT FOR PROFIT CORPORATION** ADOPTS THE FOLOWING AMENDMENT(S)  
TO ITS ARTICLES OF INCORPORATION:

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DIVISION OF CORPORATIONS  
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**First:** TO AMEND ARTICLE THREE OF THE ARTICLES OF INCORPORATION TO ADD:

**I. PURPOSES OF THE CORPORATION:**

Said corporation/organization is organized exclusively for charitable, educational, religious or scientific purposes, within the meaning of section 501(c)(3) of the Internal Revenue Code (or corresponding section of any future Federal tax code.)

- (a) This organization shall not discriminate on the basis of political or religious affiliation, marital status, race, color, creed, national origin, gender, age or disability of individuals.
- (b) The corporation shall conduct any and all lawful activities that may or may not be mentioned  
Above, for the furtherance or accomplishment of the foregoing purposes, provided that such activities would not endanger the Corporation's not-for-profit status under section 501(c)(3) of the Internal Revenue Code (or corresponding section of any future Federal tax code.)

**II. INTERNAL REVENUE SERVICE PROHIBITED PROVISIONS:**

Said corporation/organization is organized exclusively for charitable, educational, religious or scientific purposes, within the meaning of section 501(c)(3) of the Internal Revenue Code (or corresponding future Federal tax code.)

No part of the net earnings of the corporation/organization shall inure to the benefit of, or be distributable to its members, trustees, directors, officers or other private persons, except that the corporation/organization shall be authorized and empowered to pay reasonable compensation for services rendered and make payments and distributions in furtherance of Section 501(c)(3) purposes set forth in Articles Third hereof.

No substantial part of the activities of the corporation/organization shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation/organization 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.

Notwithstanding any other provision of these articles, the corporation/organization shall not carry on any other activities not permitted to be carried on (a) by a corporation/organization exempt from Federal income tax under Section 501(c)(3) of the Internal Revenue Code (or corresponding section of any future federal tax code) or (b) by a corporation/organization, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code (or corresponding section of any future Federal tax code.)

Upon dissolution of this corporation/organization assets shall be distributed for one or more exempt purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code, i.e. charitable, educational, religious or scientific, or corresponding section of any future Federal tax code, or shall be distributed to the Federal government, or to a state or local government for a public purpose.

However, if the named recipient is not then in existence or no longer a qualified distributee, or unwilling or unable to accept the distribution, then the assets of this corporation/organization shall be distributed to a fund, foundation or corporation organized and operated exclusively for the purposes specified in Section 501(c)(3) of the Internal Revenue Code (or corresponding section of any future Federal tax code.)

**Second:** The date of adoption of the amendment(s) was the: 14<sup>th</sup> day of February, 2006.

**Third:** Effective date if applicable: \_\_\_\_\_.

**Fourth:** Adoption of Amendment: Membership approval not required. Membership shall consist only of the members of the board of directors. The directors adopted the amendment and the number of votes cast for the amendment was unanimous for approval.

Signature \_\_\_\_\_

*Richard Alan Welch, Director*

Richard Alan Welch  
Director

Filing Fee  
\$35.00