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Amen's Restored

To whom it may concern.

These are amendments for our articles of incorporation as they were not submitted correctly. I have included the \$35 fee and \$8.75 for a certified copy to be sent to our corp. address.

The Society of Avian Refuge Inc.

595 Andy's Court

Orange City Fl

32763

Please call me if something has not been worded right... 386-456-9425

Thanks!

**Neal Dolphin** 

## AMENDED AND RESTATED ARTICLES OF INCORPORATION FOR THE SOCIETY OF AVIAN REFUGE 116

Filing pursuant to Florida statute 617.1007

Approvals of such following amendments are agreed to by the board of trustees, and membership approval is not required, as no members outside the board exist.

The undersigned incorporator(s), (a) natural person(s) 18 years of age or older, in order to form a corporate entity, adopt(s) the following articles of incorporation.

#### ARTICLE I NAME/REGISTERED OFFICE

The name of this corporation shall be: The Society of Avian Refuge. The corporation's registered office is located at: 595 Andy's Court, Orange City Fl 32763

#### ARTICLE II PURPOSE

This corporation is organized exclusively for charitable and educational purposes, within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as now enacted or hereafter amended, including, for such purposes, the making of distributions to organizations that also qualify as Section 501(c)(3) exempt organizations. To this end, the corporation shall be an all volunteer organization dedicated to teaching current and potential bird owners proper physical and psychological care for their pet birds as well as rescue, rehabilitate, re-home, or provide sanctuary to unwanted, abused, or found parrots, and if possible, adopt them out to qualified applicants. All funds, whether income or principal, and whether acquired by gift or contribution or otherwise, shall be devoted to said purposes.

#### ARTICLE III LIMITATIONS

At all times the following shall operate as conditions restricting the operations and activities of the corporation:

1. No part of the net earnings of the corporation shall inure to any member of the corporation not qualifying as exempt under Section 501(c)(3) of the Internal Revenue Code of 1986, as now enacted or hereafter amended, nor to any Director or officer of the corporation, nor to any other private persons, excepting solely such reasonable compensation that the corporation shall pay for services actually rendered to the corporation, or allowed by the corporation as a reasonable allowance for authorized expenditures incurred on behalf of the corporation;

- 2. No substantial part of the activities of the corporation shall constitute the carrying on of propaganda or otherwise attempting to influence legislation, or any initiative or referendum before the public, and the corporation shall not participate in, or intervene in (including by publication or distribution of statements), any political campaign on behalf of, or in opposition to, any candidate for public office; and
- 3. Notwithstanding any other provision of these articles, the corporation shall not carry on any other activities not permitted to be carried on by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986, as now enacted or hereafter amended.
- 4. The corporation shall not lend any of its monetary assets to any officer or director of this corporation, or guarantee to any person the payment of a loan by an officer or director of this corporation.

#### ARTICLE IV DIRECTORS/MEMBERS

The Society of Avian Rescue shall have no voting members. The management and affairs of the corporation shall be at all times under the direction of a Board of Directors, whose operations in governing the corporation shall be defined by statute and by the corporation's by-laws. No Director shall have any right, title, or interest in or to any property of the corporation. The initial officers of this incorporation are:

Title P

DOLPHIN, NEAL 595 ANDY'S COURT ORANGE CITY FL 32763

Title VP

DAN, ROBINS 160 SOUTH SHELL ROAD DEBARY FL 32818

Title TR

DOLPHIN, PHOENIX 595 ANDY'S COURT ORANGE CITY FL 32763

Title SEC

FRY, CORENE 1921 8TH STREET ORLANDO FL 32820

Title BM

KAPES, KIM 5725 N. APOPKA VINELAND ROAD ORLANDO FL 32818

### ARTICLE V DEBT OBLIGATIONS AND PERSONAL LIABILITY

No member, officer or Director of this corporation shall be personally liable for the debts or obligations of this corporation of any nature whatsoever, nor shall any of the property of the members, officers or Directors be subject to the payment of the debts or obligations of this corporation.

#### ARTICLE VI DISSOLUTION

Upon the time of dissolution of the corporation, assets shall be distributed by the Board of Directors, after paying or making provisions for the payment of all debts, obligations, liabilities, costs and expenses of the corporation, for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or the 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. 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.

#### ARTICLE VII INCORPORATOR

The incorporator of this corporation is:

DOLPHIN, NEAL 595 ANDY'S COURT ORANGE CITY FL 32763

The undersigned incorporator(s) certify(ies) both that she/he/they execute(s) these Articles for the purposes herein stated, and that by such execution, she/he/they affirm(s) the understanding that should any of the information in these Articles be intentionally or knowingly misstated, she/he/they is/are subject to the criminal penalties for perjury set forth in Florida law as if this document had been executed under oath. These articles are amended from the original under authorization from the original incorporator.

Med Jalphin Sept. 17th 200 signature