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RECEIVED Requester's Name 07 JUN 13 PM 12: 38 Address DEPARTMENT OF STATE DIVISION OF CORPORATIONS TALLAHASSEE, FLORIDA City/State/Zip Phone # Office Use Only CORPORATION NAME(S) & DOCUMENT NUMBER(S), (if known): (Corporation Name) (Document #) (Corporation Name) (Document #) (Corporation Name) (Document #) Certified Copy Walk in Pick up time ☐ Photocopy ☐ Mail out ☐ Will wait Certificate of Status **AMENDMENTS NEW FILINGS** Profit Resignation of R.A., Officer/Director Not for Profit Change of Registered Agent Limited Liability ☐ Dissolution/Withdrawal Domestication Merger Other REGISTRATION/QUALIFICATION **OTHER FILINGS** Annual Report ☐ Limited Partnership ☐ Fictitious Name Reinstatement Trademark Other Examiner's Initials CR2E031(7/97)

## THE JOHN H AVERY FOUNDATION IN C

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

#### ARTICLE 1 NAME/ REGISTERED OFFICE

The name of this corporation shall be THE JOHN H AVERY FOUNDATION, located at agonf Adam 9226 Mcdougal Court, Tallahassee, Florida 32312

Primare dufus of the Regon ted Michael E. Avery Abicepte the Address ARTICLE 2

Address ARTICLE 2

This corporation is organized exclusively for charitable, scientific and educational purposes, more specifically to Educational. To this end, the corporation shall at all times be operated exclusively for charitable 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 purpose, the making of distributions to organizations that qualify as exempting organizations under Section 501(c)(3) of the Internal Revenue Code of 1986, as now enacted or hereafter amended. All funds, whether income or principal, and whether acquired by gift or contribution orotherwise, shall be devoted to said purposes.

### ARTICLE 3 EXEMPTION REQUIREMENTS

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

- 1. The corporation shall not afford pecuniary gain, inicidentally or otherwise to its members. No part of the net earnings of this corporation shall inure to the benefit of any member of the corporation, except the reasonable compensation may be paid for services rendered to or for the corporation affecting one or more of its purposes. Such net earnings, if any of this corporation shall be used to carry out the nonprofit corporate purposes set forth in Article 2 above
- 2. No substantial part of the activities of this 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.

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 from Federal income tax under section 501 (c)(3) of the Internal Revenue Code of 1986, as now enacted or hereafter amended.

**ARTICLE 4** 

**DURATION** 

The duration of the corporate existence shall be perpetual.

**ARTICLE 5** 

#### MEMBERSHIP/BOARD OF DIRECTORS

The corporation shall have one or more classes of members, as provided in the corporation's bylaws. The management of the affairs of the corporation shall be vested in a Board of Directors, as defined in the corporation's bylaws. No Director shall have any right, title, or interest in or to any property of the corporation.

The number of Directors constituting the first Board of Directors is 1 their names and addresses are as follows: Michael E. Avery 9226 Mc Dougal Court, Tallahassee, Florida 32312.

Members of the first Board of Directors shall serve until the first annual meeting, at which their successors are duly elected and qualified, or removed as provided in the bylaws.

Boardanticle 6

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 payments or obligations of this corporation

ARTICLE 7

DISSOLUTION

At the time of dissolution of the corporation, the Board of Directors shall, after paying or making provisions for the payment of all debts, obligations, liabilities, cost and expenses of the corporation, dispose of all of the assets of the corporation. In non case shall a disposition be made which would not qualify as a charitable contribution under Section 170 (c) (1) or (2) of the Internal Revenue Code of 1986, as now enacted or hereafter amended, in such manner as the Board of Directors shall determine.

**ARTICLE 8** 

**INCORPORATOR (S)** 

The incorporator of this corporation is Michael Avery

Mc Dougal Court, TALL AhASSEL, FLORIZ

The undersigned incorporator certifies that he executes these articles for the purposes herein stated

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