

Florida Department of State

Division of Corporations **Electronic Filing Cover Sheet**

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FLORIDA PROFIT/NON PROFIT CORPORATION THE JIM AND TABITHA FURYK FOUNDATION, INC.

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Page Count	03
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Electronic Filing Menu

Corporate Filing Menu

Help

H10000257230 3

SECRETARY OF MALE

2010 NOV 30 PM 1: 29

ARTICLES OF INCORPORATION

OF

THE JIM AND TABITHA FURYK FOUNDATION, INC.

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

FIRST: The name of the corporation is THE JIM AND TABITHA FURYK FOUNDATION, INC.

SECOND: The principal place of business of the corporation is 29 Loggerhead Lane, Ponte Vedra Beach, Florida 32082.

THIRD: The purpose for which the corporation is formed is 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 charitable purposes either directly or by contributions to organizations that qualify as exempt organizations under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended ("Code"), and to have in furtherance of its not-for-profit corporate purpose all of the powers conformed upon corporations organized under Chapter 617, Florida Statutes (F.S.), subject to any limitations thereof contained in this Articles of Incorporation or in the laws of the State of Florida, provided that the corporation will not engage in any activity requiring the approval of any agency or authority without first having obtained such approval.

FOURTH: The manner in which the Directors are elected or appointed shall be by majority vote of the then acting Directors.

H10000257230 3

FIFTH: The name and address of each of the initial directors of the corporation are as follows:

Name	<u>Address</u>
Tubitha Furyk	P.O. Box 2867 Ponte Vedra Beach, Florida 32004
James Furyk	P.O. Box 2867 Ponte Vedra Beach, Florida 32004
Andrew Witlieb	301 East 69th Street, Suite 10G New York, NY 10021

SIXTH: 6.A. Notwithstanding any other provision of this certificate, the corporation is organized exclusively for one or more of the purposes as specified in §501(c)(3) of the Code and shall not carry on any activities not permitted to be carried on by a corporation exempt from Federal income tax under Code §501 (c)(3) or any corresponding provisions of any subsequent Federal tax law.

- 6.B. No part of the net earnings of the corporation shall inure to the benefit of any member, trustee, director, officer of the corporation, or any private individual (except that reasonable compensation may be paid for services rendered to or for the corporation), and no member, trustee, 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.
- 6.C. No substantial part of the activities of the corporation shall be carrying on propaganda, or otherwise attempting to influence legislation (except as otherwise provided by Code §501(b)) or participating in, or intervening in (including the publication or distribution of statements), any political campaign on behalf of any candidate for public office.

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SECRETARY OF STATE
DIVISION OF CORPUSATO

2010 NOV 30 PM 1: 29

6.D. In the event of dissolution, all of the remaining assets and property of the corporation shall, after payment of the necessary expenses thereof, be distributed to another organization exempt under Code §501(c)(3), or corresponding provisions of any subsequent Federal tax law, or to the Federal government, or to a state or local government for a public purpose.

6.E. In any taxable year in which the corporation is a private foundation as described in Code §509(a), the corporation shall distribute its income for said period at such time and manner as not to subject it to tax under Code §4942, and the corporation shall not (a) engage in any act of self-dealing as defined in Code §4941(d), retain any excess business holdings as defined in Code §4943(c), (b) make any investments in such manner as to subject the corporation to tax under Code §4944, or (c) make any taxable expenditures as defined in Code §4945(d) or corresponding provisions of any subsequent Federal tax laws.

SEVENTH: UCC Filing & Search Services, Inc., 1574 Village Square Blvd., Suite 100, Tallahassee, Fl 32309, is designated as the agent of the corporation upon whom process against the corporation may be served.

EIGHTH: The name and address of the incorporator is Vera Ray, Colby Attorneys Service Co., Inc., 111 Washington Avenue, Suite 703, Albany, New York 12210.

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.

Signature/Registered Agent Parcilent Date

Una B. Ray
Vera Ray, Incorporator

Una B. Ray
Date