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#### **COVER LETTER**

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

SUBJECT: SMH Properties of Southwest Florida, INC.
(PROPOSED CORPORATE NAME – <u>MUST INCLUDE SUFFIX</u> )
Enclosed are an original and one (1) copy of the articles of incorporation and a check for:
\$70.00 Filing Fee & Certificate of Status  \$78.75 \$87.50 Filing Fee & Certified Copy & Certified Copy & Certificate of Status  ADDITIONAL COPY REQUIRED
FROM: Ronald W. Fustason Name (Printed or typed)
2375 TAMIAMI TRAIL NORTH, # 110
Naples FL 34103 City, State & Zip
239 262 1040 Daytime Telephone number

NOTE: Please provide the original and one copy of the articles.

E-mail address: (to be used for future annual report notification)

## ARTICLES OF INCORPORATION OF SMH PROPERTIES OF SOUTHWEST FLORIDA, INC.

#### A Florida Non-Profit Corporation

MIN OCT 13 PN 4: 50
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

The undersigned incorporator hereby forms a not-for-profit corporation under Chapter 617 of the Florida statutes.

#### ARTICLE I NAME

The name of the corporation is **SMH Properties of Southwest Florida, Inc.** 

## ARTICLE II PRINCIPAL OFFICE AND ADDRESS

The address of the principal office of the corporation is 2001 Airport Road South, Naples, Florida 34112 and the mailing address of the corporation is 2001 Airport Road South, Naples, Florida 34112.

## ARTICLE III DURATION

The corporation shall exist perpetually, and the corporate existence will commence on the filing of these articles by the Secretary of State of the State of Florida.

## ARTICLE IV CORPORATE PURPOSE

This corporation is organized exclusively for charitable, religious, educational, and scientific purposes, 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, and for the following purposes:

- 1. Any and all lawful purposes not for pecuniary profit.
- 2. The corporation is formed for the purpose of, the benefit of, St. Matthew's House, Inc.

### ARTICLE V RESTRICTIONS

No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the 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 Article Fourth hereof. No substantial part of the activities of the corporation shall be carrying on of propaganda, or otherwise attempting to influence legislation, and the 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. Notwithstanding any other provisions of these articles, the 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 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 VI DISSOLUTION

Upon dissolution of the corporation, assets shall be distributed 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 DIRECTORS

The number and the method of election of the directors of the corporation is set forth in the by-laws.

## ARTICLE VIII INITIAL DIRECTORS

The names and addresses of the initial Board of Directors of the corporation are:

Rick Fumo - Director 15262 Burnaby Drive Naples, Florida 34110

Ronald W. Gustason - Director 2375 Tamiami Trail North, Suite 110 Naples, Fl 34103

Vann R. Ellison - Director 2001 Airport Road South Naples, Florida 34112

## ARTICLE IX INITIAL REGISTERED OFFICE AND AGENT

The street address of the initial registered office of this corporation is 2001 Airport Road South, Naples, Florida 34112, and the name of the initial registered agent at that address is Vann R. Ellison

## ARTICLE X INITIAL INCORPORATOR

The name and address of the initial incorporator is Ronald W. Gustason, 2375 Tamiami Trail North, Suite 110, Naples, Florida 34103.

IN WITNESS WHEREOF, the undersigned, being the sole incorporator hereinbefore named, for the purpose of forming a corporation under the Florida Non-Profit Corporation Act has executed these Articles of Incorporation this 10 day of October, 2011.

Ronald W. Gustason, Incorporator

#### STATE OF FLORIDA

#### **COUNTY OF COLLIER**

The foregoing Articles of Incorporation were acknowledged before me this / Bay of October, 2011, by Ronald W. Gustason, as sole incorporator of SMH PROPERTIES OF SOUTHWEST FLORIDA, INC. He is personally know to me or has provided drivers license as identification.



Dava C Young

Notary Public - signature

DIANA C. YOUNG

Notary Public - Print Name Commission no. DD 971027

#### **ACCEPTANCE BY REGISTERED AGENT**

Vann R. Ellison, having been designated to act as registered agent, hereby states that he is familiar with, and accepts, the obligations of that position.

Vann R. Ellison