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09/27/16--01018--001 **78.75

EFFECTIVE DATE 09/23/16

09/28/16

COVER LETTER

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

SUBJECT: Bird Gardens of Naples, Inc.

(PROPOSED CORPORATE NAME – MUST INCLUDE SUFFIX)

Enclosed is an original and one (1) copy of the Articles of Incorporation and a check for :

☐ \$70.00
Filing Fee

☒ \$78.75
Filing Fee &
Certificate of
Status

☐ \$78.75
Filing Fee
& Certified Copy

☐ \$87.50
Filing Fee,
Certified Copy
& Certificate

ADDITIONAL COPY REQUIRED

FROM: John A. Garner

Name (Printed or typed)

801 Laurel Oak Dr, Suite 103

Address

Naples, FL 34108-2707

City, State & Zip

239-262-6118

Daytime Telephone number

info@birdgardensofnaples.org

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

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

Articles of Incorporation
of
Bird Gardens of Naples, Inc.

ARTICLE I
CORPORATE NAME

The name of this Corporation shall be **Bird Gardens of Naples, Inc.** and shall be a not for profit corporation organized under Chapter 617, Florida Statutes, and shall have all powers given to a not for profit corporation by the provisions of the Florida Not For Profit Corporation Act.

ARTICLE II
PRINCIPAL OFFICE

The address of the principal office of the Corporation shall be 1060 Purple Martin Drive, Naples, Florida 34120-4868.

ARTICLE III
CORPORATE PURPOSES

A. The nature of the Corporation and the objects and purposes for which it is organized are to operate animal rescue and to engage in any other lawful purpose or purposes not for pecuniary profit.

B. Notwithstanding any of the foregoing statements of purposes and powers, this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the primary purpose of this corporation as set forth in paragraph A of this Article. Moreover, nothing contained in the foregoing statement of purposes shall be construed to authorize this corporation to carry on any activity for the profit of its members, or to distribute any gains, profits, or dividends to its members.

ARTICLE IV
EFFECTIVE DATE

Pursuant to the provisions of §617.0203, Florida Statutes, the effective date of this corporation shall be September 23, 2016.

**ARTICLE V
ELECTION OF DIRECTORS**

The Directors of this Corporation shall be elected as provided for in the bylaws of the Corporation. Until such election, however, the initial Directors of this Corporation shall be:

Lam Michael Nguyen
10333 Heritage Bay Blvd #1715
Naples, FL 34120

Griffith Lohrman
1060 Purple Martin Dr
Naples, FL 34120

Shawn Owen Foust
10333 Heritage Bay Blvd #1715
Naples, FL 34120

Jean Curlin
2230 Arielle Dr #1906
Naples, FL 34109

Keriellen Lohrman
1060 Purple Martin Dr
Naples, FL 34120

**ARTICLE VI
OFFICERS**

The names and addresses of the initial officers of this Corporation are as follows:

Keriellen Lohrman - President
1060 Purple Martin Dr
Naples, FL 34120

Jean Curlin - Secretary
2230 Arielle Dr #1906
Naples, FL 34109

Griffith Lohrman - Vice President
1060 Purple Martin Dr
Naples, FL 34120

Shawn Owen Foust - Treasurer
10333 Heritage Bay Blvd #1715
Naples, FL 34120

**ARTICLE VII
REGISTERED AGENT AND OFFICE**

The initial registered office of the Corporation shall be located at 801 Laurel Oak Drive, Suite 103, Naples, Florida 34108-2707. The initial registered agent of the Corporation is John A. Garner, whose address is 801 Laurel Oak Drive, Suite 103, Naples, Florida 34108-2707.

ARTICLE VIII INCORPORATOR

The name and address of the incorporator of this Corporation is as follows:

John A. Garner
801 Laurel Oak Drive, Suite 103
Naples, FL 34108

ARTICLE IX CORPORATE RESTRICTIONS

A. Subject to the restrictions and limitations hereinafter set forth, the Corporation will use and apply the whole or any part of its income and its principal exclusively for charitable, religious, scientific, literary, or educational purposes either directly or by contributions to organizations that qualify as exempt organizations under Section 501(c)(3) of the Internal Revenue Code and Regulations issued pursuant thereto as they now exist or as they may hereafter be amended.

B. No part of the net earnings of the Corporation shall inure to the benefit of, or be distributable to, any Director or Officer of the corporation or any member of the Corporation or any other private individual (except that reasonable compensation may be paid for services rendered to or for the corporation affecting one or more of its purposes), and no Director or 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. No substantial part of the activities of the Corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the Corporation shall not participate in, or intervene in (including the publication or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of these Articles of Incorporation, the Corporation shall not conduct or carry on any activities not permitted to be conducted or carried on by an organization exempt from taxation under Section 501(c)(3) of the Internal Revenue Code and Regulations issued pursuant thereto as they now exist or as they may hereafter be amended, or by an organization, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code and the Regulations as they now exist or as they may hereafter be amended.

C. Upon the dissolution of the Corporation, the Board of Directors shall, after paying or making provision for the payment of all of the liabilities of the Corporation, dispose of all of the assets of the Corporation exclusively for the purposes of the Corporation in such manner, or to such organization or organizations organized and operated exclusively for charitable, educational, religious, or scientific purposes as shall at the time qualify as an exempt organization or organizations under Section 501(c)(3) of the Internal Revenue Code (or the corresponding provisions of any future United States Internal Revenue Law), as the Board of Directors shall determine. Any of such assets not so disposed of shall be disposed of by the Circuit Court 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 the Court shall determine, which are organized and operated exclusively for such purposes.

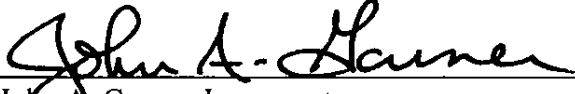
IN WITNESS WHEREOF, I have made and subscribed these Articles of Incorporation, this 23rd day of September, 2016.


John A. Garner, Incorporator

**CERTIFICATE DESIGNATING PLACE OF BUSINESS OR DOMICILE
FOR THE SERVICE OF PROCESS WITHIN FLORIDA
NAMING AGENTS UPON WHOM PROCESS MAY BE SERVED**

IN COMPLIANCE WITH SECTION 48.091, AND SECTION 617.0501, FLORIDA
STATUTES, THE FOLLOWING IS SUBMITTED:

THAT, Bird Gardens of Naples, Inc. desiring to organize or qualify under the laws of the
State of Florida, with its principal place of business at 1060 Purple Martin Drive, Naples, Florida
34120-4868, has named John A. Garner, located at 801 Laurel Oak Drive, Suite 103, Naples, Florida
34108-2707, as its agent to accept service of process within Florida.


John A. Garner, Incorporator

Dated: September 23, 2016

Having been named to accept service of process for the above-stated corporation, at the place
designated in this Certificate, John A. Garner hereby agrees to comply with the provisions of all
statutes relative to the proper and complete performance of its duties.


John A. Garner, Registered Agent

Dated: September 23, 2016