

TRANSMITTAL LETTER

N95000002843

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

SUBJECT: Apalachicola Band of Creek Indians, 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

☐ \$122.50
Filing Fee
& Certified Copy

☐ \$131.25
Filing Fee,
Certified Copy
& Certificate

FROM: Mary Blount, Chairwoman
Name (Printed or typed)

950000119527
-06/15/95--01003--009
*****70.00 *****70.00

104 West Fourth Avenue

Address

Tallahassee, Florida 32303

City, State & Zip

(904)222-4583

Daytime Telephone number

SECRETARY OF STATE
TALLAHASSEE, FLORIDA

95 JUN 14 AM 7:40
FILED

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

**ARTICLES OF INCORPORATION
FOR**

THE APALACHICOLA BAND OF CREEK INDIANS, INC.

The undersigned acting as incorporator(s) of a corporation pursuant to chapter 617, Florida Statutes, adopt(s) the following Articles of Incorporation:

ARTICLE I

The name of the corporation shall be:

THE APALACHICOLA BAND OF CREEK INDIANS, INC.

ARTICLE II

Principal place of business and mailing address

The principal place of business and the mailing address of this corporation shall be:

The Apalachicola Band of Creek Indians Inc.
The Council House
104 West Fourth Avenue
Tallahassee, Florida, 32303

ARTICLE III PURPOSE(S)

The specific purpose(s) for which the corporation is organized is (are):

To preserve, protect, practice and perpetuate the tribal life, and culture of the Apalachicola Band of Creek Indians including the perpetuation of tribal laws, rights, cultural traditions, religious practices, language and environmental protection philosophies. The Apalachicola Band shall provide for a place of gathering for its membership and shall establish educational liaisons with schools and other public institutions through demonstrations, and lectures respecting the true history of the Apalachicola Creek Indians and other Muscogee Creek Indian peoples of Florida. The Apalachicola Band shall participate in American Indian celebrations and demonstrations of the Creek Indian people and any and or all other American Indian Peoples for the purpose of preserving the rights of all American Indian peoples and for the purpose of confederation with any and or all groups of American Indian peoples in order to ensure mutual advancement, growth and health and welfare of the Apalachicola Band of Creek Indians.

This not for profit corporation shall establish by-laws and make all rules necessary to expediently manage its affairs; and to take hold of and manage all property real and personal of said corporation.

ARTICLE IV MANNER OF ELECTION OF DIRECTORS

The manner in which the directors are elected or appointed is as follows:

The method of selection of Directors is specified in the corporation bylaws.

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ARTICLE V
LIMITATION CORPORATE POWERS

THE CORPORATE POWERS OF THIS CORPORATION ARE AS PROVIDED IN SECTION 617.0302, FLORIDA STATUTES, UNLESS LIMITED AS FOLLOWS:

This corporation shall have all the powers as stated under F. S. 617.0302 *without exception.*

ARTICLE VI INITIAL REGISTERED AGENT AND STREET ADDRESS

The name(s) and the street address of the initial registered agent is:

MARY BLOUNT
104 WEST FOURTH AVENUE
TALLAHASSEE, FL 32301

ARTICLE VII INCORPORATORS

The name(s) and the street address(es) of the incorporator(s) for these articles of incorporation is (are):

- | | | |
|----|--------------------|---|
| 1. | Mary Blount | 104 West Fourth Avenue, Tallahassee, FL 32303 |
| | Harry V. McClellan | 512 Main Street, Blountstown, FL 32424 |
| | John Lytle | Rt 1 Box 362, Blountstown, FL 32424 |

(see page 4 for continuation of Article VII)

The undersigned incorporator has executed these Articles of Incorporation this

13 day of June, 1995

Signature of the Incorporator:

Mary Blount

Mary Blount

Typed name of Incorporator signing

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TALLAHASSEE, FLORIDA

**CERTIFICATE OF DESIGNATION OF REGISTERED
AGENT/REGISTERED OFFICE**

PURSUANT TO THE PROVISIONS OF SECTION 617.0501, FLORIDA STATUTES, THE
UNDERSIGNED CORPORATION, ORGANIZED UNDER THE LAWS OF THE STATE OF
FLORIDA, SUBMITS THE FOLLOWING STATEMENT IN DESIGNATING THE REGISTERED
OFFICE/REGISTERED AGENT, IN THE STATE OF FLORIDA

1. The name of the corporation is:

Apalachicola Band of Creek Indians, Inc.

2. The name and address of the registered agent and office is:

Mary Blount
(name)

104 West Fourth Avenue
(P O Box or Mail Drop Box **NOT** Acceptable)

Tallahassee, Florida 32303
(City/State/Zip)

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*Having been named as registered agent and to accept service of process for the above
stated corporation at the place designated in this certificate, I hereby accept the
appointment as registered agent and agree to act in this capacity. I further agree to
comply with the provisions of all statutes relating to the proper and complete
performance of my duties, and I am familiar with and accept the obligations of my
position as registered agent.*

Mary Blount
Signature

June 13, 1995
Date

Article VII Continued

2. Any property acquired by the Apalachicola Band of Creek Indians, Inc. shall be used to benefit the member collectively in perpetuity. The collective tribal membership as Muscogee Creeks shall retain absolute interest in any such property in the manner of our forefathers and may not be deprived of that interest by any contingency whatsoever.
3. Membership in the Apalachicola Band of Creek Indians, Inc. is a birthright and shall not be terminated for any reason.
4. Membership in the Apalachicola Band of Creek Indians is nontransferable.
5. In the event of dissolution or final liquidation of the Apalachicola Band of Creek Indians, Inc. all assets shall be sold and distributed equally between each and every member.
6. Membership in the Apalachicola Band of Creek Indians, Inc. is limited to descendants of the historic Muscogee Creek Indian people who inhabited: **Attapulgas** or Emathlochee Town or sometimes called Tustanuggee Hargo Town (prior to death of Emathlochee) , **Totonichla**, Econchattimico's Town, **Chonicla** or John Yellow Hair's Town, **Iola** or Blount's Town, **Spanewatka** or Cochrane's Town and **Fowltown**, where Neamathla was chief. These towns were home to the original, six bands which received their Florida lands via the Treaty of Moultrie Creek in 1826.
7. The names of all eligible members shall be maintained, amended, and kept as tribal rolls in the tribal Council Office. These rolls are confidential records, not open to public view or access without the written consent of individual members.
8. The Apalachicola Creek Indians have historically sworn allegiance to the government of the United States and do so today. We recognize and support the U.S. Constitution and as loyal Americans have sent our warriors to serve in the U.S. military in support of the nation's goals.

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