

# N96000004137

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96 AUG -5 PM 2:09  
FILED  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

August 1, 1996

EFFECTIVE DATE

8/1/96

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

Re: DAVID DUVAL FOUNDATION, INC.

700001913227  
-08/05/96--01062--0211  
\*\*\*\*122.50 \*\*\*\*122.50

Dear Madam/Sir:

Enclosed for filing are an original and one copy of Articles of Incorporation of the above-captioned corporations. Also enclosed is our firm's check for \$122.50 for the following fees:

Filing Fees	35.00
Certified Copy	52.50
Registered Agent Designation	<u>35.00</u>
Total Fees	<u>\$ 122.50</u>

Please file the original Articles of Incorporation and forward a certified copy for same to our office.

Very truly yours,

*Eugene G. Peek III*  
Eugene G. Peek III

EGP/dmj  
25890

EFFECTIVE DATE  
8/1/96

FILED  
96 AUG -5 PM 2:03  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

ARTICLES OF INCORPORATION  
OF  
DAVID DUVAL FOUNDATION, INC.  
(A Nonprofit Corporation)

The undersigned, for the purpose of forming a corporation not for profit under the Florida Not For Profit Corporation Act, hereby adopt the following Articles of Incorporation:

ARTICLE I

NAME AND PLACE OF BUSINESS

Section 1.1 Name and Place of Business. The name of this corporation is DAVID DUVAL FOUNDATION, INC., with its principal place of business at 1301 Riverplace Boulevard, Suite 1609, Jacksonville, Florida 32207.

ARTICLE II

PURPOSES, LIMITATIONS AND DISSOLUTIONS

Section 2.1 Purposes. This corporation is specifically organized 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 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 of 1986 (the "Code") and its Regulations as they now exist or as they may hereafter be amended, and to undertake such activities as will further the general purposes described herein.

Section 2.2 Limitations on Actions. No part of the net earnings of this corporation shall inure to the benefit of, or be distributable to any member, trustee, officer or other private person. No substantial part of the activities of this corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and this corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of these Articles, this 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 of 1986, as amended ("Code"), or (b) by a corporation, contributions to which are deductible under Section 170(c)(2) of the Code.

Section 2.3 Dissolution. This corporation may only be dissolved by vote of two-thirds (2/3) of the Board of Trustees. Upon the dissolution of this corporation or the winding up of its affairs, the Board of Trustees shall, after paying or making provision for the payment of all of the liabilities of this

corporation, dispose of all of the assets of this corporation exclusively to such charitable, scientific or educational organizations which are exempt organizations under Section 501(c)(3) of the Code, as the Board of Trustees shall determine.

### ARTICLE III

#### POWERS

To accomplish the purposes set forth in Article II, this corporation shall have all powers and authorities as are now or may hereafter be granted to corporations not for profit under the laws of the State of Florida, including, but not limited to, the power to purchase, own, sell and otherwise deal with real and personal property, to borrow and lend money, to make contracts with others for goods and services, to elect officers and appoint agents, to carry on its operations through its officers, employees and agents within or without the State of Florida, and to make donations for the public welfare and for charitable, educational and religious purposes. Notwithstanding any other provision of these Articles, only such powers shall be exercised as are in furtherance of the tax-exempt purposes of this corporation.

### ARTICLE IV

#### TERM OF EXISTENCE

This corporation shall have perpetual existence unless it shall be dissolved according to the laws of the State of Florida.

### ARTICLE V

#### INCORPORATOR

The street address of the incorporator of this corporation is 1301 Riverplace Boulevard, Suite 1609, Jacksonville, Florida 32207, and the name of the incorporator of this corporation is Eugene G. Peek III, Esquire.

### ARTICLE VI

#### MANAGEMENT

Section 7.1 Trustees. This corporation shall have three (3) Trustees initially. The number of Trustees may be increased or decreased, from time to time, as provided in the Bylaws of this corporation; however, this corporation shall at all times have at least three (3) Trustees. The qualification of the members and the manner of their election or appointment to the Board of Trustees shall be provided for in the Bylaws.

### ARTICLE VII

#### STOCKS AND DIVIDENDS PROHIBITED

This corporation shall have no capital stock, pay no dividends and shall not distribute any part of its net income to its Trustees or officers.

ARTICLE VIII

AMENDMENT

Amendments to these Articles of Incorporation shall only be made, altered or rescinded by a vote of two-thirds (2/3) of the Board of Trustees.

ARTICLE IX

OFFICE AND REGISTERED AGENT

The street address of the initial registered office of this corporation is 1301 Riverplace Boulevard, Suite 1609, Jacksonville, Florida 32207, and the name of the initial registered agent of this corporation at that address is Eugene G. Peek III, Esquire.

ARTICLE X

EFFECTIVE DATE

The effective date for commencement of activity of this not for profit corporation, and the effective filing date with the State of Florida for this corporation, shall be August 1, 1996.

IN WITNESS WHEREOF, the undersigned, being the incorporator of this corporation, for the purpose of forming this corporation under the Florida Not For Profit Corporation Act, has executed these Articles of Incorporation this 1st day of August, 1996.

Eugene G. Peek III  
Eugene G. Peek III, Incorporator

STATE OF FLORIDA  
COUNTY OF DUVAL

The foregoing instrument was acknowledged before me the 1 day of August, 1996, by Eugene G. Peek III, who is either personally known to me or produced the identification described below and who did not take an oath.

(SEAL)

My Commission Expires:



DONNA M. JONES  
My Commission CC434728  
Expires Feb. 14, 1998

Donna M. Jones  
Print: DONNA M. JONES  
Notary Public, State and County  
Aforesaid.  
Commission No. \_\_\_\_\_

Personally Known  
Type of Identification

ACCEPTANCE BY REGISTERED AGENT

Having been named to accept service of process for the above stated corporation, at the place designated in these Articles of Incorporation, I hereby agree to act in this capacity, and I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties.

Eugene G. Peek III  
Eugene G. Peek III

Dated: August 1st, 1996

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SECRETARY OF STATE  
TALLAHASSEE, FLORIDA