

N98000007267

TRANSMITTAL LETTER

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

000002718560--2
-12/22/98--01025--015
*****122.50 *****78.75

SUBJECT: FIRST UNITED METHODIST CHURCH OF NEW SMYRNA BEACH, 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

ADDITIONAL COPY REQUIRED

FROM: J. RICHARD BOEHM, ATTORNEY AT LAW
Name (Printed or typed)
BOEHM, BROWN, SEACREST, FISCHER & LEFEVER, P.A.
POST OFFICE BOX 6511
Address
DAYTONA BEACH, FL 32122
City, State & Zip
904/258-3341
Daytime Telephone number

FILED
SECRETARY OF STATE
DIVISION OF CORPORATIONS
98 DEC 22 AM 9:44

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

12-28-98

ARTICLES OF INCORPORATION
OF
FIRST UNITED METHODIST CHURCH
OF NEW SMYRNA BEACH, INC.

FILED
SECRETARY OF STATE
DIVISION OF CORPORATIONS
98 DEC 22 AM 9:44

We, the undersigned, all of whom are of legal age, hereby associate ourselves together for the purpose of becoming incorporated under the laws of the State of Florida, applicable to corporations not for profit, under the following proposed Charter.

ARTICLE I

NAME: The name of the Corporation shall be FIRST UNITED METHODIST CHURCH OF NEW SMYRNA BEACH, INC., and the principle office shall be at 310 Douglas Street, New Smyrna Beach, FL 32168.

ARTICLE II

PURPOSES: The object, general nature and purpose of this corporation shall be to establish and create a corporation which the FIRST UNITED METHODIST CHURCH OF NEW SMYRNA BEACH, INC., shall conduct related business and to pursue related purposes as provided by the Book of Discipline of The United Methodist Church and the District Conference of the DeLand District of the Florida Conference of The United Methodist Church. Ultra vires are expressly barred by these Articles of Incorporation.

ARTICLE III

MEMBERSHIP: The members of the Board of Trustees of FIRST UNITED METHODIST CHURCH OF NEW SMYRNA BEACH, INC, shall constitute all of the members of the Corporation. Any member who shall cease to be a member of the Board of Trustees of FIRST UNITED METHODIST CHURCH OF NEW SMYRNA BEACH, INC, shall cease to be a member 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

POWERS: This Corporation shall have the power to acquire and hold title in fee simple, in trust, or otherwise, to both real and personal property, and to improve, encumber, sell, convey and dispose of all such property in conformity with the Book of Discipline of the United Methodist Church; to borrow money, execute notes, bonds, and other evidences of indebtedness and secure the same by mortgage and deeds of trust, annuity bonds and other instruments of indebtedness and pay interest thereon, to improve, adapt and use its property or the income thereof in its religious, educational, benevolent, or social activities, without financial profit to its member, except as may be necessary in the payment of salaries or other compensation for services rendered; and, subject to the provisions of The Book of Discipline of The United Methodist Church, the Corporation shall have the power to erect and maintain buildings for the worship of God, for training in Christian faith and conduct and for Christian social intercourse, and to acquire or build and maintain residences for the use and occupancy of its ministers and to conduct other related business consistent with the purpose and powers of the Corporation.

ARTICLE VI

SUBSCRIBERS: The names and residences of each of the subscribers to these Articles of Incorporation as follows:

Names	Addresses
Larry Tumblin	1640 Tatum Blvd. New Smyrna Beach, FL 32168
George K. Jeffers	1207 Pat Avenue New Smyrna Beach, FL 32168
Charles L. Williams	1206 Turnbull Street New Smyrna Beach, FL 32168

ARTICLE VII

OFFICERS: The officers of the Corporation shall be a President, Vice President, Secretary/Treasurer, and such other officers as may be provided in the By-Laws.

The names of the officers who are to serve as officers of the Corporation until their successors in office are duly elected and qualified are:

PRESIDENT	Charles L. Williams
VICE-PRESIDENT	Larry Tumblin
SECRETARY/TREASURER	George K. Jeffers

The officers shall be members of the Board of Trustees, and shall be elected by the Board of Trustees in the manner provided in the By-Laws.

ARTICLE VIII

BOARD OF TRUSTEES: The business affairs of this corporation shall be managed by the Board of Trustees, which shall consist of

not less than three nor more than nine persons who shall be elected by FIRST UNITED METHODIST CHURCH OF NEW SMYRNA BEACH, INC., as provided for in the By-Laws and The Book of Discipline of The United Methodist Church. These Trustees shall serve until their successors are duly elected and qualified.

ARTICLE IX

BY-LAWS: The By-Laws of the Corporation shall be adopted by the Board of Trustees and may be amended and changed from time to time by the Board of Trustees.

The By-Laws of the Corporation shall include The Book of Discipline of The United Methodist Church as from time to time enacted, authorized and declared by its General Conference, and no other By-Laws shall be adopted inconsistent with the provisions of The Book of Discipline.

ARTICLE X

QUORUM: A quorum for the transaction of the business of the Corporation shall consist of a majority of the Board of Trustees.

ARTICLE XI

AMENDMENTS: These Articles of Incorporation may be amended as set forth in the By-Laws of the Corporation.

DISTRIBUTION OF ASSETS UPON DISSOLUTION: No person, firm, or corporation shall ever receive any dividend or share in the income from the undertaking of this Corporation and upon dissolution of this Corporation all assets remaining after payment of the costs and expenses of such dissolution shall be distributed as provided

in The Book of Discipline of The United Methodist Church, among the participating organization which are qualified for exemption under Section 501(c)(3) and Section 170(c) of the Internal Revenue Code, for a public purpose, and none of the assets shall be distributed to any member, officer or director of this Corporation.

Should this Corporation cease to exist, the title to all its property is to be vested in the Annual Conference Board of Trustees, to be held in trust for the local church.

Notwithstanding any other provision of these Articles, this Corporation will not carry on any other activities not permitted to be carried on by (a) a corporation exempt from Federal Income Tax under section 501(c)(3) of the Internal Revenue Code of 1954 or corresponding provision of any future United States Internal Revenue law; or, (b) a corporation, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code of 1954 or any other corresponding provision of any future United States Internal Revenue law.

Notwithstanding any other provision of these Articles, these purposes are listed to those described in Section 501(c)(3) of the Internal Revenue Code of 1954 or any other corresponding provision of any future United States Internal Revenue law.

IN WITNESS WHEREOF, we, the undersigned subscribing incorporators, have hereunto set our hands and seals this 24th day of November, 1998, for the purpose of forming this

corporation not for profit, under the laws of the State of Florida.

Ch. Williams
CHARLES L. WILLIAMS

Larry E. Tumblin
LARRY TUMBLIN

George K. Jeffers
GEORGE K. JEFFERS

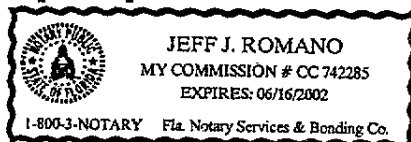
STATE OF FLORIDA
COUNTY OF VOLUSIA.

The foregoing was sworn to and acknowledged before me, an officer duly authorized in the state and county aforesaid to take acknowledgments, this 24 day of November, 1998, by CHARLES L. WILLIAMS, who:

☒ is personally known to me; or
☐ who has produced _____ as
identification and who
☐ did take an oath
☐ did not take an oath

and who executed the within freely and voluntarily for the purposes therein recited.

[SEAL]



Jeff J. Romano
NOTARY PUBLIC
JEFF J. Romano
Print or Type Name

STATE OF FLORIDA
COUNTY OF VOLUSIA

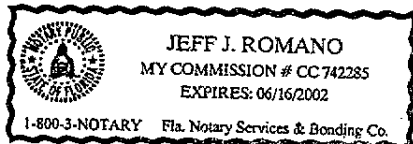
The foregoing was sworn to and acknowledged before me, an officer duly authorized in the state and county aforesaid to take acknowledgments, this 24 day of November, 1998, by LARRY TUMBLIN, who:

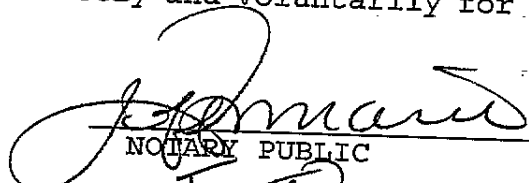
☒ is personally known to me; or
☐ who has produced _____ as

identification and who
[] did take an oath
[] did not take an oath

and who executed the within freely and voluntarily for the purposes therein recited.

[SEAL]




NOTARY PUBLIC
Jeff J Romano
Print or Type Name

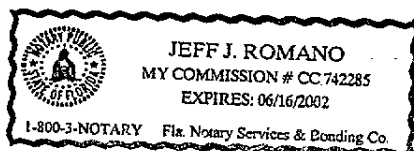
STATE OF FLORIDA
COUNTY OF VOLUSIA.

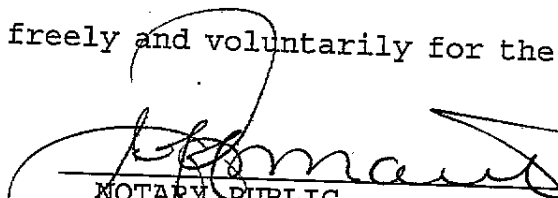
The foregoing was sworn to and acknowledged before me, an officer duly authorized in the state and county aforesaid to take acknowledgments, this 24 day of November, 1998, by GEORGE K. JEFFERS, who:

[x] is personally known to me; or
[] who has produced _____ as
identification and who
[] did take an oath
[] did not take an oath

and who executed the within freely and voluntarily for the purposes therein recited.

[SEAL]




NOTARY PUBLIC
Jeff J Romano
Print or Type Name

REGISTERED AGENT

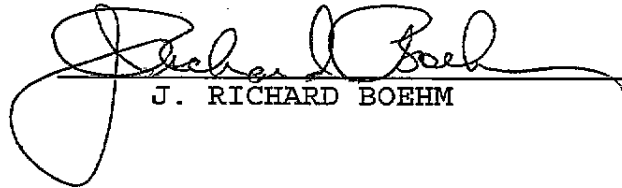
The Corporation's initial Registered Office and initial Registered Agent at that address shall be:

J. Richard Boehm
220 S. Ridgewood Avenue
Post Office Box 6511
Daytona Beach, FL 32122

FILED
SECRETARY OF STATE
DIVISION OF CORPORATIONS
98 DEC 22 AM 9:45

ACCEPTANCE

I hereby accept appointment as Registered Agent of the above-named Corporation, and agree to serve as such until my successor shall have been named by the Directors of the Corporation, and the proper department of the State of Florida notified therefore.


J. RICHARD BOEHM