

N99000001191  
TRANSMITTAL LETTER

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

200002783492--6  
-02/22/99--01136--008  
\*\*\*\*\*78.75 \*\*\*\*\*78.75

**SUBJECT: Equine Safe Haven Association, Inc.**

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:** Marijane Kennington

4929 Howard Stree

Fort Myers, Florida 33905

(941) 693-9292

Dmc  
2/24/99

**FILED**  
99FEB22 PM 3:13  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

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

**ARTICLES OF INCORPORATION  
OF  
Equine Safe Haven Association, Inc.**

**FILED**

99 FEB 22 PM 3:13  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

*The undersigned incorporators, for the purpose of Incorporating under the Florida Not for Profit Corporation Act, hereby adopts the following Articles of Incorporation.*

**ARTICLE I  
NAME**

The name of this Corporation shall be **Equine Safe Haven Association, Inc.**

**ARTICLE II  
PRINCIPAL OFFICE**

The principal place of business and mailing address of this Corporation shall be 4929 Howard Street, Fort Myers, Florida 33905.

**ARTICLE III  
PURPOSE**

This Corporation is organized exclusively for charitable and educational purposes. More specifically; to promote the health and welfare of equine; to assist in the rescue and placement of abused, neglected, abandoned or unwanted Equine; to educate the general public with respect to the true nature and characteristics of the equine. To join in common activities to further promote the health and welfare of Equine. To this end, the Corporation shall at all times be operated exclusively for charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as now enacted or hereafter amended, 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 of 1986, as now enacted or hereafter amended. All funds, whether income or principal, and whether acquired by gift or contribution or otherwise, shall be devoted to said purposes.

## **ARTICLE IV MANNER OF ELECTION OF TRUSTEES**

The management of the affairs of the Corporation shall be vested in a Board of Trustees, as defined in the Corporation's bylaws. No Trustee shall have any right, title, or interest in or to any property of the Corporation.

The number of Trustees constituting the first Board of Trustees is Three (3), their names and addresses being as follows:

Marijane Kennington, 4929 Howard Street, Fort Myers, Florida 33905  
Audey R. Kennington, P. O. Box 4279, North Fort Myers, Florida 33917-4279  
Earnestine Williams, 8092 Breeze Drive, North Fort Myers, Florida 33917

Members of the first Board of Trustees shall serve until the first annual meeting, at which their successors are duly elected and qualified, or removed as provided in the bylaws.

## **ARTICLE V: INITIAL REGISTERED AGENT AND STREET ADDRESS**

The name and Florida street address of the initial registered agent are Shane E. Kennington, 4929 Howard Street, Fort Myers, Florida 33905.

## **ARTICLE VI EXEMPTION REQUIREMENTS**

At all times shall the following operate as conditions restricting the operations and activities of the Corporation:

1. The Corporation shall not afford pecuniary gain, incidentally or otherwise to its members. No part of the net earnings of this Corporation shall inure to the benefit of any member of the Corporation, except that reasonable compensation may be paid for services rendered to or for the Corporation affecting one or more of its purposes. Such net earnings, if any, of this Corporation shall be used to carry out the nonprofit corporate purposes set forth in Article III above.
2. No substantial part of the activities of the Corporation shall constitute the carrying on of propaganda or otherwise attempting to influence legislation, or any initiative or referendum before the public, and the Corporation shall not participate in, or intervene in (including by publication or distribution of statements), any political campaign on behalf of, or in opposition to, any candidate for public office.

3. Notwithstanding any other provision of these articles, the Corporation shall not carry on any other activities not permitted to be carried on by a Corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986, as now enacted or hereafter amended.

## **ARTICLE VII PERSONAL LIABILITY**

No member, officer, or Trustee of this Corporation shall be personally liable for the debts or obligations of this Corporation of any nature whatsoever, nor shall any of the property of the members, officer, or Trustees be subject to the payment of the debts or obligations of this Corporation.

## **ARTICLE VIII DISSOLUTION**

At the time of dissolution of the Corporation, the Board of Trustees shall, after paying or making provisions for the payment of all debts, obligations, liabilities, costs and expenses of the Corporation, dispose of all of the assets of the Corporation. In no case shall a disposition be made which would not qualify as a charitable contribution under Section 170(c)(1) or (2) of the Internal Revenue Code of 1986, as now enacted or hereafter amended, in such manner as the Board of Trustees shall determine.

## **ARTICLE IX INCORPORATOR**


The name and address of the incorporator to these Articles of Incorporation are Marijane Kennington, 4929 Howard Street, Fort Myers, Florida 33905.

Marijane Kennington      2/19/99  
Marijane Kennington, Incorporator      Date

**ACCEPTANCE OF ASSIGNMENT OF  
REGISTERED AGENT**

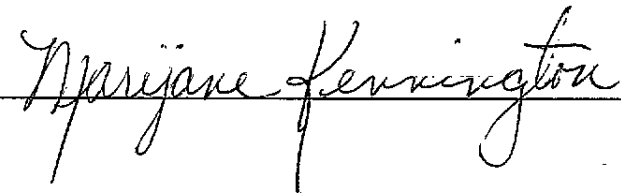
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SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

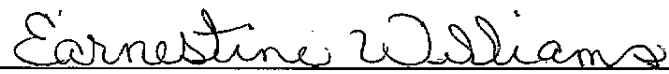
*Having been named as registered agent and to accept service of process for the above stated Corporation at the place designated in this certificate, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relating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

  
Shane E. Kennington, Registered Agent

2/19/99  
Date

IN WITNESS WHEREOF, said Marijane Kennington, Executive Director, and Earnestine Williams, Secretary/Treasurer, of Equine Safe Haven Association, Inc., acting for and on behalf of said Corporation, have hereunto subscribed their names and caused the seal of said Corporation to be hereunto affixed this 19<sup>th</sup> day of February, 1999.

By   
Executive Director

By   
Secretary/Treasurer