

N990000003136

CAPITAL CONNECTION, INC.

417 E. Virginia Street, Suite 1 • Tallahassee, Florida 32302
(850) 224-8870 • 1-800-342-8062 • Fax (850) 222-1222

Southern Band of the
Cherokee, Inc.

700002879477--7
-05/19/99--01009--022
*****78.75 *****78.75

FILED

1999 MAY 20 PM 2:00

SECRETARY OF STATE
TALLAHASSEE, FLORIDA

- ☒ Art of Inc. File
- ☐ LTD Partnership File
- ☐ Foreign Corp. File
- ☐ L.C. File
- ☐ Fictitious Name File
- ☐ Trade/Service Mark
- ☐ Merger File
- ☐ Art. of Amend. File
- ☐ RA Resignation
- ☐ Dissolution / Withdrawal
- ☐ Annual Report / Reinstatement
- ☒ Cert. Copy
- ☐ Photo Copy
- ☐ Certificate of Good Standing
- ☐ Certificate of Status
- ☐ Certificate of Fictitious Name
- ☐ Corp Record Search
- ☐ Officer Search
- ☐ Fictitious Search
- ☐ Fictitious Owner Search
- ☐ Vehicle Search
- ☐ Driving Record
- ☐ UCC 1 or 3 File
- ☐ UCC 11 Search
- ☐ UCC 11 Retrieval
- ☐ Courier

RECEIVED
84:6 11 61 AM '99
DIVISION OF CORPORATIONS
TALLAHASSEE, FLORIDA

Signature

Requested by: LS

5/19/99 9:15

Name

Date

Time

Walk-In

Will Pick Up

MAY 19 1999



FLORIDA DEPARTMENT OF STATE

Katherine Harris
Secretary of State

May 19, 1999

CAPITAL CONNECTION, INC.
417 E. VIRGINIA ST.
STE. 1
TALLAHASSEE, FL 32301

SUBJECT: SOUTHERN BAND OF THE CHEROKEES, INC.
Ref. Number: W99000011722

We have received your document for SOUTHERN BAND OF THE CHEROKEES, INC. and your check(s) totaling \$78.75. However, the enclosed document has not been filed and is being returned for the following correction(s):

You must list the corporation's principal office and/or a mailing address in the document.

Section 617.0803, Florida Statutes, requires that the board of directors never have fewer than three directors.

Please return the original and one copy of your document, along with a copy of this letter, within 60 days or your filing will be considered abandoned.

If you have any questions concerning the filing of your document, please call (850) 487-6929.

Randall Purintun
Document Specialist

Letter Number: 199A00027758

FILED

1999 MAY 20 PM 2:00

SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Articles of Incorporation

of

SOUTHERN BAND OF THE CHEROKEES, INC.

Florida Nonprofit Corporation

In order to form a corporation under and in accordance with the provisions of Chapter 617, Florida Statutes, the following Articles of Incorporation are hereby subscribed, made and adopted.

ARTICLE I

CORPORATE NAME

The name of this corporation is SOUTHERN BAND OF THE CHEROKEES, INC.

ARTICLE II

CORPORATE NATURE

This is a nonprofit corporation, organized solely for general educational and charitable purposes pursuant to the Florida Corporations Not for Profit Law set forth in Section 617 of the Florida Statutes.

ARTICLE III

PLACE OF INCORPORATION

The place in this state where the principal office of the Corporation is to be located is 10806 Johnson Blvd., Youngstown, Bay County, Florida 32466.

ARTICLE IV

DURATION

The term of existence of the corporation is perpetual.

ARTICLE V

GENERAL AND SPECIFIC PURPOSES

The specific and primary purposes for which this corporation is formed are:

A. For the advancement of religion, charity, education and any other related of corresponding charitable purposes by the distribution of its funds for such purposes.

B. To educate, motivate and preserve the heritage of Native Americans.

C. To operate exclusively in any other manner for such religious, charitable and educational purposes as will qualify it as an exempt organization under Section 501(c)(3) of the Internal Revenue Code of 1954, as amended, or under any corresponding provisions of any subsequent federal tax laws, covering the distributions of organizations qualified as tax exempt organizations under the Internal Revenue Code, as amended, including private foundations and private operation foundations.

ARTICLE V

MANAGEMENT OF CORPORATE AFFAIRS

A. Board of Directors. The powers of this corporation shall be exercised, its properties controlled, and its affairs conducted by a Board of Directors, consisting of not less than three (3) persons.

The first Board of Directors shall hold office until the first meeting of members at which time an election of Directors shall be held.

Any action required or permitted to be taken by one Board of Directors under any provision of law may be taken without a meeting, if all members of the Board shall individually or collectively consent in writing to such action. Such written consent or consents shall be filed with the minutes of the

proceedings of the Board, and any such action by written consent shall have the same force and effect as if taken by unanimous vote of the Directors. Any certificate or other document filed under any provision of law which relates to action so taken shall state that the action was taken by unanimous written consent of the Board of Directors without a meeting, and that the Articles of Incorporation and the By-Laws of this corporation authorize the Directors to so act. Such a statement shall be prima facie evidence of such authority.

The names and addresses of such initial members of the Board of Directors are as follows:

<u>Name</u>	<u>Address</u>
Tommy Jackson	10806 Johnson Blvd. Youngstown, FL 32466
Laurie Sauls	2294 Sandy Creek Road Commerce, GA 30530
James O'Loughin	1763 Midd Eaton Road Middletown, OH 45042

ARTICLE VI

EARNINGS AND ACTIVITIES OF CORPORATION

A. No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members, directors, officers or other private persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article Fifth hereof.

B. 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 publishing or distribution of statements) any political campaign on behalf of any candidate for public office.

C. Notwithstanding any other provision of these articles, the 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 1954 (or the corresponding provision of any future United States Internal Revenue Law) or (b) by a corporation, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law).

D. Notwithstanding any other provision of these Articles, this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the purposes of this corporation.

ARTICLE VII

DISTRIBUTION OF ASSETS

Upon dissolution of the corporation, the Board of Directors shall, after paying or making provision for the payment of all 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, education, 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 of 1954 (or the corresponding provision of any future United States Internal Revenue Law), as the Board of Directors shall determine. Any such assets not so disposed of shall be disposed of by a court of competent jurisdiction in the county in which the principal office of the corporation is then located, exclusively for such purposes or to such organization or organizations as such court shall determine, which are organized and operated exclusively for such purposes.

ARTICLE VIII

MEMBERSHIP

The qualification for members and the manner of their admission shall be regulated by the bylaws for this corporation.

ARTICLE IX

AMENDMENT OF BY-LAWS

Subject to the limitations contained in the By-Laws, and any limitations set forth in the Corporations Not for Profit Law of the State of Florida, concerning corporate action that must be authorized or approved by the members of the corporation, By-Laws of this corporation may be made, altered, rescinded, added to, or new By-Laws may be adopted, either by a resolution of the Board of Directors, or by following the procedure set forth therefor in the By-Laws.

ARTICLE X

DEDICATION OF ASSETS

The property of this corporation is irrevocable dedicated to religious, educational, charitable purposes, and no part of the net income or assets of this corporation shall ever inure to the benefit of any director, officer or member thereof, or to the benefit of any private individual.

ARTICLE XI

REGISTERED AGENT AND OFFICE

The address of the corporation's registered office shall be 10806 Johnson Blvd., Youngstown, FL 32466 and the name of its registered agent at said address shall be Tommy Jackson, 10806 Johnson Blvd., Youngstown, FL 32466.

ARTICLE XII

AMENDMENT OF ARTICLES

Amendments to these Articles of Incorporation may be proposed by a resolution adopted by the Board of Directors and presented to a quorum of members for their vote in the manner set forth in the By-Laws of this corporation.

I, the undersigned, being the Incorporator of this corporation, for the purpose of forming this nonprofit corporation under the laws of the State of Florida, has executed these Articles of Incorporation, this 14th day of May, 1999.

ARTICLE XIV

DISSOLUTION

Upon the dissolution of the corporation, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or shall be distributed to the federal government, for a public purpose. Any such assets not so disposed of shall be disposed of by a Court of Competent Jurisdiction 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 said Court shall determine, which are organized and operated exclusively for such purposes.

WITNESSED BY:

Sharon M. Taylor
Signature
Sharon M. Taylor
Please Print Name

Donald J. Banks
Signature
Donald J. Banks
Please Print Name

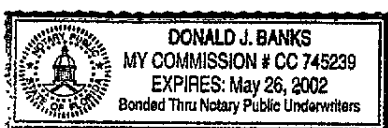
Tommy Jackson
TOMMY JACKSON
Incorporator

STATE OF FLORIDA
COUNTY OF BAY

I HEREBY CERTIFY, that on this day, before me, a Notary Public duly authorized in the State and County named above to take acknowledgments, personally appeared TOMMY JACKSON, to me known and known to me to be the person described as Incorporator and who signed these Articles of Incorporation and acknowledged before me that he subscribed to those Articles of Incorporation.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 14th day of May, 1999.

☒ Who is personally known by me.
☐ Who produced _____ as identification.



Donald J. Banks
Notary Public
My Commission Expires:

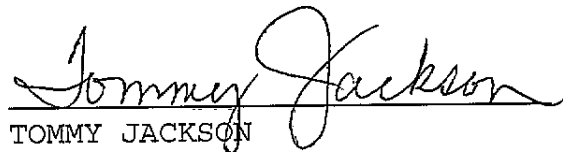
CERTIFICATE OF DESIGNATION OF BUSINESS OR DOMICILE
FOR THE SERVICE OF PROCESS WITHIN THIS STATE NAMING
SOUTHERN BAND OF THE CHEROKEES, INC.

In compliance with Section 48.091, Florida Statutes, the
following is submitted:

That SOUTHERN BAND OF THE CHEROKEES, INC., desiring to
organize under the laws of the State of Florida, with its
principal office as indicated in Articles of Incorporation,
Youngstown, County of Bay, State of Florida, as its agent to
accept service of process within this State.

ACKNOWLEDGMENT

Having been named to accept service of process in this
Certificate, the undersigned agrees to act in this capacity and
agrees to comply with the provisions of Florida law relative to
keeping the designated office open.


TOMMY JACKSON
10806 Johnson Blvd.
Youngstown, FL 32466

FILED
1999 MAY 20 PM 2:00
SECRETARY OF STATE
TALLAHASSEE, FLORIDA