

N99000005490

TRANSMITTAL LETTER

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

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-09/09/99--01031--016
*****87.50 *****87.50

SUBJECT: ORANGE CITY BMX, 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 of
Status

☐ \$78.75
Filing Fee
& Certified Copy

☒ \$87.50
Filing Fee,
Certified Copy
& Certificate

ADDITIONAL COPY REQUIRED

FROM: JEFF ALLERBACH
Name (Printed or typed)

482 W. HOLLY DR.
Address

ORANGE CITY FLORIDA 32763
City, State & Zip

904-736-2880
Daytime Telephone number

FILED
99 SEP -9 AM 9:47
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

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

9/16/99
T.B.

ARTICLES OF INCORPORATION

OF

ORANGE CITY BMX, INC.

FILED

99 SEP -9 AM 9:47

SECRETARY OF STATE
TALLAHASSEE, FLORIDA

ARTICLE I

NAME

The name of this corporation shall be Orange City BMX, Inc.

ARTICLE II

The mailing address of the corporation is P.O. Box 741426, Orange City, Florida. 32774.

ARTICLE III

OBJECT AND PURPOSES

The object of the Orange City BMX, Inc., a non-profit corporation, is to provide a facility for the citizen's of Orange City to safely participate in the sport of BMX bicycle riding. The purpose of this facility is to:

1. Promote the sport of BMX as a family activity that encourages a respect for family values.
2. Improve the quality of life in the City of Orange City and the surrounding areas by providing a safe place for BMX bicycle riding.
3. Enhance the image of Orange City, by having a first class BMX track located in the city.
4. Allow participants to gain self esteem through the successful accumulation of points, thus earning a higher standing in the sport of BMX.
5. Make Orange City a focal point for the sport of BMX and to attract top quality competitions and their participants to the Orange City and Southwest Volusia County area.
6. Carrying out such other activities as shall be consistent with the purpose of this corporation.

The purpose for which this corporation was formed are exclusively charitable and educational within the meaning of Section 501(c)(3) of the Internal Revenue Code.

ARTICLE IV

Election of directors shall be as regulated by the By-Laws of the corporation.

ARTICLE V

The ORANGE CITY BMX, INC., shall have all the necessary and proper powers to fully carry out its purposes and objectives, including all the powers, privileges, immunities, exemptions, rights, and obligations conferred by the laws of the State of Florida upon similar corporations. The place where the business of the corporation is to be transacted is Orange City Volusia County, Florida, in which city its principal office shall be located.

PROHIBITIONS

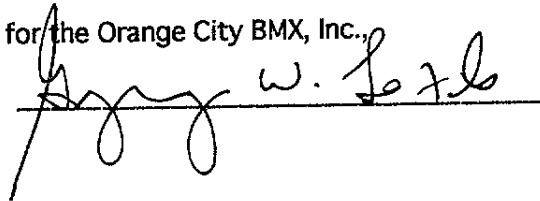
Notwithstanding, any provisions contained in the Articles of Incorporation or the By-Laws of the Orange City BMX, Inc., no part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members trustees, officers, or other private person, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purpose and objectives set forth in Article II hereof.

The Corporation shall not carry on any 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 further 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 provisions of any future United States Internal Revenue Law).

ARTICLE VI

The registered agent of record for the Orange City BMX, Inc., shall be Greg Lefils of Greene Dycus & Co. PA, 165 S. Oak Ave. Orange City, Florida 32763.

I have accepted the designation of registered agent for the Orange City BMX, Inc.,

A handwritten signature in black ink, appearing to read "Greg W. Lefils", is written over a horizontal line.

ARTICLE VII

NAME AND RESIDENCE OF SUBSCRIBERS

Hugh McGillivray
President (Office Held)

2797 Lake Helen Osteen Road
Deltona Fl. 32738

Robert Young
Vice-President (Office Held)

244 S. Woodland Boulevard
DeLand Fl. 32720

Cathy Taylor
Secretary (Office Held)

961 Greenwood Avenue
Orange City Fl. 32763

Jeff H Allebach
Treasurer (Office Held)

482 W. Holly Drive
Orange City Fl. 32763

ARTICLE VIII

MEMBERS

The qualifications for members and the manner of their admission shall be as regulated by the By-Laws.

ARTICLE IX

DURATION

The duration of the corporation is perpetual.

ARTICLE X

BOARD OF DIRECTORS

The following shall constitute the initial members of the Board of Directors, who shall serve until the annual election which will take place in June 2000, at the final meeting of the Board of Directors for that year.

NAME AND RESIDENCE OF SUBSCRIBERS

Hugh McGillivray
President (Office Held)

2797 Lake Helen Osteen Road
Deltona Fl. 32738

Robert Young
Vice-President (Office Held)

244 S. Woodland Boulevard
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Orange City FL 32763

Jeff H Allebach
Treasurer (Office Held)

482 W. Holly Drive
Orange City FL 32763

ARTICLE XI

BY-LAWS

Corporate By-Laws shall be promulgated, amended or rescinded at any regular, annual meeting or at any special meeting called by the Chairman of the Board with at least thirty (30) days prior notice, by mail, of the proposed changes. Any change shall require, for approval, a favorable vote from at least a majority of all the members at a regular meeting in good standing.

ARTICLE XII

AMENDMENT TO ARTICLES OF INCORPORATION

These Articles of Incorporation may be amended at any annual, regular or special meeting of the general membership. Any change in these Articles of Incorporation shall require, for approval, a favorable vote from at least a majority of all the members of the organization in attendance at any annual, regular or special meeting. Notice shall be given to all Board members in good standing, by mail, to their last known address, thirty (30) days prior to said meeting and shall state the proposed change in its content. No petition for dissolution shall be filed unless it is approved in compliance with the above procedure.

ARTICLE XIII

DISSOLUTION

In the event the Orange City BMX, Inc. is dissolved, the residual assets of the corporation, after full satisfaction of all liabilities and obligations, will be turned over to one or more organizations designated by a favorable vote from at least a majority of the members of the organization in attendance at an annual, regular or special meeting which they themselves are exempt as an organization described in provisions 501 (c)(3) and 170 (c)(2) of the Internal Revenue Code of 1954, as amended or corresponding sections of any prior or future law, or federal, state, or local government for exclusive public purpose.

IN WITNESS WHEREOF, the undersigned subscriber has executed these Articles of Incorporation, this 31 day of AUGUST 1999.

Jeff H. Allebach

STATE OF FLORIDA)
) SS:
COUNTY OF VOLUSIA)

BEFORE ME, a Notary Public Authorized to take acknowledgments in the State and County set forth above, personally appeared Jeff H. Allebach, known to me and known by me to be the person who executed the forgoing Articles of Incorporation and he acknowledged before me that he executed these Articles of Incorporation

Diana Ford
Notary Public, State of Florida

Diana Ford
Printed Name of Notary
My Commission Expires: 11/6/99



DIANA FORD
My Commission CC508089
Expires Nov. 06, 1999