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## PAUL N. SCHAEFER ATTORNEY AT LAW

SUITE 105B 1220 DOUGLAS AVENUE LONGWOOD, FLORIDA 32779 TELEPHONE (407) 774-7122

March  $\sqrt{2}$ , 2003

Secretary of State Department of Corporations Post Office Box 6327 Tallahassee, FL 32314

RE: WHYTE CONSTRUCTION, INC.
Filing Articles and Designation

Please find enclosed a check for \$78.75 made out to the "Florida Department of State" and an Original and one copy of the Articles of Incorporation and Certificate Designating Place and Naming Agent Upon Whom Process May be Served for WHYTE CONSTRUCTION, INC..

Please file the original Articles of Incorporation and Certificate Designating Place and Naming Agent Upon Whom Process May be Served and mail a conformed copy to me in the enclosed stamped self-addressed envelope.

Sincerely,

Paul N. Schaefer, Esquire

PNS/ Enclosures

# ARTICLES OF INCORPORATION OF WHYTE CONSTRUCTION, INC.

#### ARTICLE I-NAME

The name of this corporation is WHYTE CONSTRUCTION, INC.

#### ARTICLE II-DURATION

This corporation shall have perpetual existence commencing on the date of this filing of these Articles with the Department of State.

#### ARTICLE III-PURPOSE

This corporation is organized for the purpose of transacting any or all lawful business.

#### ARTICLE IV-CAPITAL STOCK

This corporation is authorized to issue 100 shares of One Dollar (\$1.00) par value common stock which shall be designated as "Common Shares."

#### ARTICLE V-PRE-EMPTIVE RIGHTS

Every shareholder, upon the sale for cash of any new stock of this corporation, shall have the right to purchase their pro-rata share thereof (as nearly as may be done without issuance of fractional shares) at the price at which it is offered to others.

#### ARTICLE VI-INITIAL REGISTERED OFFICE AND AGENT

The street address of the initial registered office of this corporation is 2722 Aloma Avenue, Winter Park, Florida 32792, and the name of the initial registered agent of this corporation at that address is Raymond Mark Whyte.

#### ARTICLE VII-INITIAL BOARD OF DIRECTORS

This corporation shall have one Director constituting the initial Board of Directors. The number of directors may be either increased or decreased from time to time by the bylaws, however, there shall never be less than one Director nor more than five. The name(s) and address(es) of the initial Board of Directors of the corporation is: Raymond Mark Whyte, 2722 Aloma Avenue, Winter Park, Florida 32792.

#### ARTICLE VIII—INCORPORATORS

The name and address of the Incorporator signing these articles is: Raymond Mark Whyte, 2722 Aloma Avenue, Winter Park, Florida 32792.

#### ARTICLE IX-INDEMNIFICATION

The corporation shall indemnify any Officer or Director or any former officer or director, to the full extent permitted by law.

#### ARTICLE X-AMENDMENT

This corporation reserves the right to amend or repeal any provision contained in these Articles of Incorporation, or any amendment hereto, by a majority vote of the Board of Directors, and any right conferred upon the shareholders is subject to this reservation.

IN WITNESS WHEREOF, the undersigned Incorporator has executed these Articles of Incorporation on March /2 , 2003.

WHYTE CONSTRUCTION, INC.

By Raymond Mark Whyte, President, Incorporator

#### STATE OF FLORIDA COUNTY OF SEMINOLE

BEFORE ME, a Notary Public authorized to take acknowledgments in the State and County set forth above, personally appeared Raymond Mark Whyte, President of WHYTE CONSTRUCTION, INC., who presented a Florida Drivers License as Identification and is the person who executed and acknowledged before me the foregoing Articles of Incorporation.

IN WITNESS WHEREOF, I have set my hand and seal in the State and County above, March  $/ \angle$ , 2003.

NOTARY PUBLIC, State of Florida

My commission expires:

### CERTIFICATE DESIGNATING PLACE AND NAMING AGENT UPON WHOM PROCESS MAY BE SERVED

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

WHYTE CONSTRUCTION, INC., desiring to organize or qualify under the laws of the State of Florida, with its principal place of business at 2722 Aloma Avenue, Winter Park, Florida 32792, has named Raymond Mark Whyte, as its agent to accept service of process within Florida.

Dated: March /2 , 2003

By Baymond Mark Whyte, Incorporator

#### ACCEPTANCE OF DESIGNATION BY REGISTERED AGENT

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

Dated: March <u>/2</u>, 2003

By Raymond Mark Whyte, Incorporator