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# LONNIE L. SIMMONS, P.A.

Attorney at Law Suite 302, 3000 Langley Avenue Pensacola, Florida 32504

(850) 474-0886

December 2, 2003

Corporate Records Bureau Division of Corporations Department of State Post Office Box 6327 Tallahassee, Florida 32314

RE: Articles of Incorporation of Cabo Construction, Inc.

Dear Sir/Madam:

I have enclosed for filing the original and one copy of the Articles of Incorporation of Cabo Construction, Inc. I have also enclosed a check payable to the Secretary of State in the amount of \$70.00 to cover the costs of filing the Articles of Incorporation.

Please file the Articles of Incorporation and return a copy to me at the above address. If there are any problems, please do not hesitate to call. Your assistance and cooperation is appreciated.

Sincerely,

LLS\kbb

Enclosures

EFFECTIVE DATE

# ARTICLES OF INCORPORATION

#### <u>OF</u>

# CABO CONSTRUCTION, INC.

03 DEC -8 PM 3: 18 SECRETARY OF STATE OUT ANASSEE FLORIDA

FILED

We, the undersigned incorporators, hereby associate ourselves together and make, subscribe, acknowledge and file with the Secretary of State of Florida these Articles of Incorporation for the purpose of forming a Corporation for profit in accordance with the laws of the State of Florida.

#### **ARTICLE I - NAME**

The name of this Corporation is CABO CONSTRUCTION, INC.

#### **ARTICLE II - DURATION**

This Corporation shall have perpetual existence commencing on the 1st day of December, 2003.

#### **ARTICLE III - PURPOSE**

The purpose of this Corporation is to transact any or all lawful business for which Corporations may be incorporated under Chapter 607, Florida Statutes, as now exists or may after be amended.

#### **ARTICLE IV - CAPITAL STOCK**

This Corporation is authorized to issue 2,000 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 his 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 and the principal place of business of this Corporation is 10300 Nightwind Circle, Cantonment, Florida 32533 and the name of the initial registered agent of this Corporation at that address is Jerrell Kenneth Smith.

### **ARTICLE VII - INITIAL BOARD OF DIRECTORS**

This Corporation shall have four (4) directors 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 and address of the initial Board of Directors of the Corporation is:

Thomas F. Bennett 10300 Nightwind Circle Cantonment, FL 32533

Nancy R. Bennett 10300 Nightwind Circle Cantonment, FL 32533 Jerrell Kenneth Smith Post Office Box 862 Gonzalez, FL 32560

Amy Craig Smith Post Office Box 862 Gonzalez, FL 32560

#### **ARTICLE VIII - INCORPORATORS**

The name and address of the Incorporator signing these articles is Jerrell Kenneth Smith, 10300 Nightwind Circle, Cantonment, Florida 32533.

#### **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 this the  $5^{\pi\pi}$  day of December 2003.

Incorporator

STATE OF FLORIDA COUNTY OF ESCAMBIA

The foregoing instrument was acknowledged to before me this  $2^{n}$  day of klumbur, 2003,

by JERRELL KENNETH SMITH, who is personally known to me, or who has produced HDL 43-16-327.0 as identification.



Notary Publ Stafe of Flor My Commission Expires

# CERTIFICATE DESIGNATING REGISTERED AGENT AND PLACE OF BUSINESS OR DOMICILE FOR THE SERVICE OF PROCESS WITHIN FLORIDA AND ACCEPTANCE OF AGENT UPON WHOM PROCESS MAY BE SERVED

In compliance with Section 48.091 and 607.0501, Florida Statutes, the following is submitted:

FIRST, that CABO CONSTRUCTION, INC. desiring to organize or qualify under the laws of the State of Florida, with its principal place of business at 10300 Nightwind Circle, Cantonment, Florida 32533 has named Jerrell Kenenth Smith at 10300 Nightwind Circle, Cantonment, Florida 32533, as its agent to accept service of process within Florida.

DATED: 12/1

Incorporator

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, and I further agree to comply with the provisions of all statutes relative to the proper performance of my duties.

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Registered Agent