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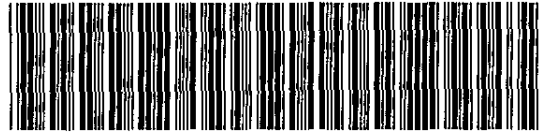
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04 APR 15 AM 9:22  
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TALLAHASSEE, FLORIDA

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**INTEROFFICE  
COMMUNICATION**



**OFFICE OF FINANCIAL  
REGULATION**

Don B. Saxon  
Director

**DATE:** April 15, 2004  
**TO:** Karon Beyer, Department of State  
Division of Corporations - Bureau of Commercial Recordings  
**FROM:** Bruce Ricca, Licensing and Chartering  
**SUBJ:** Community Bank of Cape Coral  
Cape Coral, Lee County  
(Proposed New Bank)

Please file the attached Articles of Incorporation for the above-referenced institution, using APRIL 15, 2004, as the effective date.

Please make the following distribution of certified copies:

- (1) One copy to: Bruce Ricca  
Office of Financial Regulation  
Licensing & Chartering  
200 East Gaines Street  
Tallahassee, FL 32399-0371
- 2) Two copies to: Mr. David C. Hall  
First Community Bank of Southwest Florida  
1565 Red Cedar Drive  
Fort Myers, Florida 33907
- (3) One copy to: Mr. Steven King  
(uncertified) Federal Deposit Insurance Corporation  
10 Tenth Street, N. E.  
Suite 800  
Atlanta, Georgia 30309-3906

Also attached is a check that represents payment of the filing fees, charter tax and certified copies. If you have any questions, please call 410-9528.

**ARTICLES OF INCORPORATION  
OF  
COMMUNITY BANK OF CAPE CORAL**

FILED  
04 APR 15 AM 9:22  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

The undersigned, acting as directors for the purpose of forming a corporation under and by virtue of the Laws of the State of Florida, adopt the following Articles of Incorporation.

ARTICLE I

The name of the corporation shall be Community Bank of Cape Coral and its initial place of business shall be located at 61 Hancock Bridge Parkway West, Cape Coral, in the County of Lee and the State of Florida, 33991.

ARTICLE II

The general nature of the business to be transacted by this corporation shall be that of a general commercial banking business with all the rights, powers, and privileges granted and conferred by the Florida Financial Institutions Codes, regulating the organization, powers, and management of banking corporations.

ARTICLE III

The total number of shares authorized to be issued by the corporation shall be 3,000,000. Such shares shall be of a single class and shall have a par value of \$5.00 per share. The corporation shall begin business with at least \$4,000,000 in paid-in common capital stock to be divided into 800,000 shares. The amount of surplus with which the corporation will begin business will be not less than \$3,50000, all of which (capital stock and surplus), shall be paid in cash.

ARTICLE IV

The term for which said corporation shall exist shall be perpetual unless terminated pursuant to the Florida Financial Institutions Codes.

ARTICLE V

The number of directors shall not be fewer than five (5). A majority of the full board of directors, may, at any time during the year following the annual meeting of shareholders, increase the number of directors by not more than two and appoint persons to fill resulting vacancies. The names and street addresses of the first directors of the corporation are:

Name

Street Address

Gary E. Aubuchon	2381 Coral Point Drive, Cape Coral, Florida 33990
Edward H. Black	9705 Keel Court, Fort Myers, Florida 33919
Christopher F. Ferrer	2232 S. W. 14 <sup>th</sup> Avenue, Cape Coral, Florida 33991
Lanny G. Finley	12561 Strathmore Loop, Fort Myers, Florida 33912
David Carleton Hall	1900 Virginia Avenue, #1101, Fort Myers, FL 33901
Wayne R. Kirkwood	1503 S. W. 58 <sup>th</sup> Lane, Cape Coral, Florida 33914
Robert D. Knight, Jr.	624 S. W. 56 <sup>th</sup> Street, Cape Coral, Florida 33914
James B. McMenemy	8311 Arborfield Court, Fort Myers, Florida 33912
Pamela G. B. Oakes	12030 Fairway Pointe Lane, Fort Myers, Florida 33913
Stanley W. Plappert	180 Lambton Lane, Naples, Florida 34104
J. Steven Root	3741 Cotton Green Path Drive, Naples, Florida 34114
G. Scott Siler	5741 Reims Place, Fort Myers, Florida 33919
Christopher T. Spiro	251 S. W. 37 <sup>th</sup> Terrace, Cape Coral, Florida 33914

ARTICLE VI

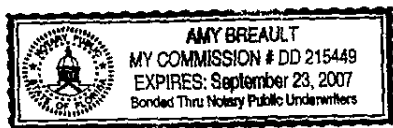
The name and street address of the person signing these Articles of Incorporation as incorporator is David Carleton Hall, 1565 Red Cedar Drive, Fort Myers, Florida 33907.

In witness of the foregoing, the undersigned incorporator has executed these Articles of Incorporation declaring and certifying that the facts stated herein are true, and hereby subscribe thereto and hereunto set his hand and seal this 12<sup>th</sup> day of April, 2004.

David Carleton Hall

STATE OF FLORIDA       )  
COUNTY OF LEE        )

The foregoing instrument was acknowledge before me this 12<sup>th</sup> day of April, 2004, by David Carleton Hall.




Printed Name: Amy Breault  
Notary Public – State of Florida

My Commission Expires: 9/23/07

Personally known  or Produced Identification   
Type of Identification Produced \_\_\_\_\_

APPROVAL

Approved by the Florida Office of Financial Regulation this 15<sup>TH</sup> day of  
APRIL, 2004, Tallahassee, Florida.

  
\_\_\_\_\_  
Linda B. Charity, Deputy Director  
Office of Financial Regulation