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(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

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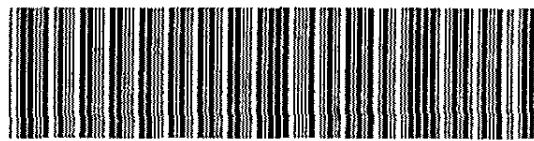
(Business Entity Name)

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SHEPPARD, BRETT, STEWART, HERSCHE & KINSEY, P.A.

ATTORNEYS AT LAW

*Firm Established 1924*

JAY ANDREW BRETT  
JOHN F. STEWART +  
CRAIG R. HERSCHE \*\*  
D. HUGH KINSEY, JR.  
MICHAEL B. HILL

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OF COUNSEL  
JOHN W. SHEPPARD \*

\* BOARD CERTIFIED: WILLS, TRUSTS & ESTATES  
• CERTIFIED PUBLIC ACCOUNTANT (FL)  
+ ALSO ADMITTED IN IOWA

JOHN K. WOOLSLAIR (1908-1968)  
W. A. SHEPPARD (1898-1971)

January 5, 2005

Corporate Records Bureau  
Division of Corporations  
P. O. Box 6327  
Tallahassee, Florida 32301

Re: CMR CONTRACTING, INC.

Dear Sirs:

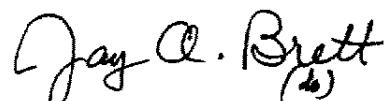
Enclosed herewith are proposed Articles of Incorporation in reference to the captioned corporation. Also enclosed is our check in the amount of \$78.75 to cover the following:

Filing Fee	\$ 35.00
Certified Copy of Charter	\$ 8.75
Resident Agent Fee	<u>\$ 35.00</u>
	\$ 78.75

If the Articles of Incorporation meet with your approval, we will appreciate your executing and sending to the undersigned a Certificate of Incorporation.

Very truly yours,

SHEPPARD, BRETT, STEWART, HERSCHE & KINSEY, P.A.



Jay A. Brett  
(Signed in Mr. Brett's absence  
to avoid delay)

JAB:dlb  
Enclosures  
B-3866

ARTICLES OF INCORPORATION

OF

CMR CONTRACTING, INC.

05 JAN 10 AM 11:01  
FLORIDA SECRETARY OF STATE  
RECEIVED  
FILED  
FBI - TAMPA

THE UNDERSIGNED, CARL A. BARRACO, JR., MICHAEL E. MURPHY and RYAN C. BAKER, hereby execute this document for the purposes of becoming incorporated under the laws of the State of Florida, and forming a corporation under the following proposed Certificate of Incorporation:

ARTICLE I

The name of this Corporation is CMR CONTRACTING, INC.

ARTICLE II

The general nature of the business to be transacted by the Corporation is as follows:

To engage in the work of underground utilities contracting, civil engineering, site preparation work and general contracting as well as any other activity or business permitted by the Laws of the United States and of this State.

ARTICLE III

The maximum number of shares of stock that the Corporation is authorized to have outstanding at any time is One Thousand (1,000) shares of common stock of the same class and at One Dollar (\$1.00) par value.

ARTICLE IV

Every shareholder, upon the sale for cash of any stock of this Corporation of the same class as that which he already holds, shall have the right to purchase his pro-rata share thereof (as nearly as may be done without the issuance of fractional shares) at the price at which it is offered to others.

## ARTICLE V

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

## ARTICLE VI

The Corporation is to have perpetual existence commencing upon the receipt of the Certificate of Incorporation from the Secretary of State.

## ARTICLE VII

The address of the principal office of the Corporation in this State is: 8380 Aqua Cove Lane, North Fort Myers, Florida 33903-4377, and the name of the initial registered agent of this Corporation at that address is: CARL A. BARRACO, JR.

## ARTICLE VIII

The number of Directors of this Corporation shall not be less than three (3) or more than seven (7).

## ARTICLE IX

The name and post office address of the members of the first Board of Directors of the Corporation are:

NAME	ADDRESS
CARL A. BARRACO, JR.	8380 Aqua Cove Lane North Fort Myers, FL 33903-4377
MICHAEL E. MURPHY	2605 - 16th Street Lehigh Acres, FL 33971-1613
RYAN C. BAKER	3776 Hidden Acres Circle North Fort Myers, FL 33903-7103

ARTICLE X

The name and post office address of the subscribers to the Articles of Incorporation are:

<u>NAME OF SUBSCRIBER</u>	<u>ADDRESS</u>
CARL A. BARRACO, JR.	8380 Aqua Cove Lane North Fort Myers, FL 33903
MICHAEL E. MURPHY	2605 - 16th Street Lehigh Acres, FL 33971-1613
RYAN C. BAKER	3776 Hidden Acres Circle North Fort Myers, FL 33903-7103

ARTICLE XI

The power to adopt, amend, alter or repeal By-Laws shall be vested in the Board of Directors and the Shareholders.

IN WITNESS WHEREOF, the subscribers have hereunto set their hands and seals this

4<sup>th</sup> day of Jan, 2005.

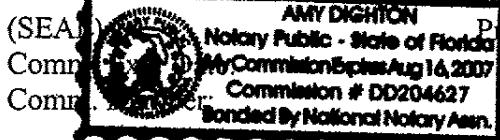
Carl A. Barraco Jr.  
Carl A. Barraco, Jr., Incorporator

Michael E. Murphy  
Michael E. Murphy, Incorporator

Ryan Baker  
Ryan C. Baker, Incorporator

STATE OF FLORIDA  
COUNTY OF Lee

THE FOREGOING INSTRUMENT was acknowledged before me this 4<sup>th</sup> day of Jan, 2005, by CARL A. BARRACO, JR., () who is personally known to me or () who produced \_\_\_\_\_ as identification.

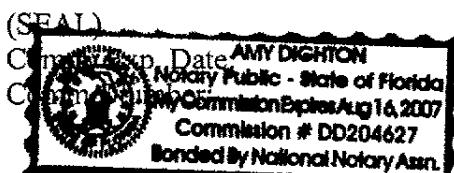


Notary Public

Printed Name of Notary: Amy Dighton

STATE OF FLORIDA  
COUNTY OF Lee

THE FOREGOING INSTRUMENT was acknowledged before me this 4<sup>th</sup> day of Jan, 2005, by MICHAEL E. MURPHY, () who is personally known to me or () who produced \_\_\_\_\_ as identification.

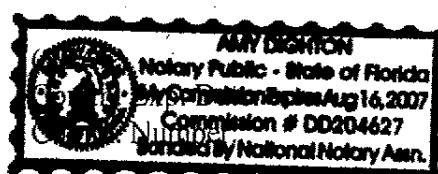


Notary Public

Printed Name of Notary: Amy Dighton

STATE OF FLORIDA  
COUNTY OF \_\_\_\_\_

THE FOREGOING INSTRUMENT was acknowledged before me this 4<sup>th</sup> day of Jan, 2005, by RYAN C. BAKER, () who is personally known to me or () who produced \_\_\_\_\_ as identification.



Notary Public

Printed Name of Notary: Amy Dighton

CERTIFICATE DESIGNATING PLACE OF BUSINESS OR DOMICILE FOR THE  
SERVICE OF PROCESS WITHIN FLORIDA, NAMING AGENT UPON WHO PROCESS  
MAY BE SERVED

IN COMPLIANCE WITH SECTION 48.091, FLORIDA STATUTES, THE FOLLOWING IS  
SUBMITTED:

FIRST -- THAT CMR CONTRACTING, INC., DESIRING TO ORGANIZE OR QUALIFY  
UNDER THE LAWS OF THE STATE OF FLORIDA, WITH ITS PRINCIPAL PLACE OF BUSINESS  
IN THE CITY OF NORTH FORT MYERS, COUNTY OF LEE, STATE OF FLORIDA, HAS NAMED  
CARL A. BARRACO, JR., LOCATED AT 8380 AQUA COVE LANE, NORTH FORT MYERS, LEE  
COUNTY, FLORIDA 33903-4377, AS ITS AGENT TO ACCEPT SERVICE OF PROCESS WITHIN  
FLORIDA.

CMR CONTRACTING, INC.

(CAB,Jr)  
Signature:

Carl A. Barraco Jr.  
(Corporate Officer)

Title: President

Date: 1/4/05

05 JAN 10 PM 4 01  
FILED  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

HAVING BEEN NAMED TO ACCEPT SERVICE OF PROCESS FOR THE ABOVE-  
STATED 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 AND COMPLETE  
PERFORMANCE OF MY DUTIES.

(CAB,Jr)  
Signature:

Carl A. Barraco Jr.  
Resident Agent

Date: 1/4/05