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February 5, 1997

Corporate Records Bureau  
Division of Corporations  
Department of State  
P.O. Box 6327  
Tallahassee, Florida 32314

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-02/10/97--01067--001  
\*\*\*\*122.50 \*\*\*\*122.50

Re: CYPRESS CREEK MASONRY, INC.,  
~~A FLORIDA NOT FOR PROFIT CORPORATION~~  
Our File No. WARD-3  
Your File No. ~~296000004186~~

EFFECTIVE DATE  
2-5-97

Dear Madam/Sir:

On behalf of our above captioned client, enclosed are an original and one copy of its Articles of Amendment to the Articles of Incorporation, changing its name from Cypress Creek Masonry, Inc., a Florida not for profit corporation, to Masonry, Inc., together with our firm check in the amount of \$87.50 in payment of the following charges:

Filing Fee for Amendment to Articles of Incorporation	\$35.00
Certified copy of Amendment to Articles of Incorporation	\$2.50
	\$87.50

FILED  
97 FEB 10 PM 12:15  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

Please file the original Amendment to the Articles of Incorporation and return to me a certified copy of the Amendment to the Articles as filed.

Our client also wishes to form a Florida for profit corporation under the former name of its not for profit corporation. Masonry, Inc., the not for profit corporation waives any and all rights and interests in the name Cypress Creek Masonry, Inc., and hereby immediately releases the name to the new for profit corporation. Please find an affidavit enclosed to this effect.

Also enclosed are an original and one copy of the for profit corporation's Articles of Incorporation, together with our firm check in the amount of \$122.50 in payment of the following charges:

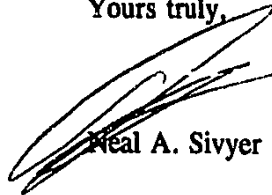
*This Document is for Profit Corporation*  
*DM*  
*2-13-97*

- |    |   |              |
|----|---|--------------|
| 1. | Filing Fee for Articles of Incorporation    | \$35.00      |
| 2. | Certified copy of Articles of Incorporation | 52.50        |
| 3. | Registered Agent Fee                        | <u>35.00</u> |

\$122.50

Please file the original Articles of Incorporation and the certificate designating Registered Agent and return to me a certified copy of the Articles as filed. Thank you for your help in this matter. If you have any questions, please call me directly.

Yours truly,



Neal A. Sivy

mlc  
Enclosures  
Robert M. Ward, Jr.  
115378.01

AFFIDAVIT OF THE DIRECTORS OF MASONRY, INC.,  
A FLORIDA NOT FOR PROFIT CORPORATION,  
FORMERLY CYPRESS CREEK MASONRY, INC.

STATE OF FLORIDA

COUNTY OF HILLSBOROUGH

Robert M. Ward, Jr. and Gregory Foster, as directors of Masonry, Inc., a Florida not for profit corporation (the "Company"), being sworn upon their oaths, depose and say:

1. On January 27, the Company amended its Articles of Incorporation to change its name to Masonry, Inc.

2. The directors of the Company hereby waive any and all rights and interests in the name Cypress Creek Masonry, Inc. and release the name for immediate use to a new for profit corporation, which the directors desire to form.

MASONRY, INC.

By: [Signature]

Robert M. Ward, Jr., Director

By: [Signature]

Gregory Foster, Director

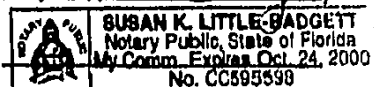
STATE OF FLORIDA  
COUNTY OF HILLSBOROUGH

The foregoing instrument was acknowledged before me this 27<sup>th</sup> day of January, 1997, by Robert M. Ward, Jr., as Director of Masonry, Inc., a Florida not for profit corporation, on behalf of the corporation. He is personally known to me or has produced as identification and did take an oath.

[Signature]  
NOTARY PUBLIC, State of Florida at Large

Print Name: Susan K. Little-Budgett

My Commission Expires:



ARTICLES OF INCORPORATION  
OF  
CYPRESS CREEK MASONRY, INC.

FILED  
97 FEB 10 PM 12:15  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

The undersigned, acting as incorporator of the captioned corporation under the Florida Business Corporation Act, adopts the following Articles of Incorporation:

ARTICLE I

Corporate Name and Principal Office

EFFECTIVE DATE  
2-5-97

The name of this corporation is CYPRESS CREEK MASONRY, INC. and its principal office and mailing address is 600-10th Avenue South, Safety Harbor, Florida 34695.

ARTICLE II

Commencement of Corporate Existence

The corporation shall come into existence on February 5, 1997.

ARTICLE III

General Nature of Business

The corporation may transact any lawful business for which corporations may be incorporated under Florida law.

#### ARTICLE IV

##### Capital Stock

The aggregate number of shares of stock authorized to be issued by this corporation shall be 7,500 shares of common stock, each with a par value of \$.001. Each share of issued and outstanding common stock shall entitle the holder thereof to fully participate in all shareholder meetings, to cast one vote on each matter with respect to which shareholders have the right to vote, and to share ratably in all dividends and other distributions declared and paid with respect to the common stock, as well as in the net assets of the corporation upon liquidation or dissolution.

#### ARTICLE V

##### Initial Registered Office and Agent

The street address of the initial registered office of the corporation shall be 220 South Franklin Street, Tampa, Florida 33602, and the initial registered agent of the corporation at such address is Neal A. Sivyver.

#### ARTICLE VI

##### Incorporator

The name and address of the corporation's incorporator is:

##### Name

Neal A. Sivyver

##### Address

220 South Franklin Street  
Tampa, Florida 33602

## **ARTICLE VII**

### **By-Laws**

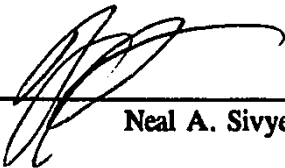
The power to adopt, alter, amend or repeal by-laws of this corporation shall be vested in its shareholders and separately in its Board of Directors, as prescribed by the by-laws of the corporation.

## **ARTICLE VIII**

### **Indemnification**

If the criteria set forth in §607.0850(1) or (2), Florida Statutes, as then in effect, have been met, then the corporation may indemnify any director, officer, employee or agent thereof, whether current or former, together with his or her personal representatives, devisees or heirs, in the manner and to the extent contemplated by §607.0850, as then in effect, or by any successor law thereto.

IN WITNESS WHEREOF, the undersigned has executed these Articles this 5th day of February, 1997.

  
\_\_\_\_\_  
Neal A. Sivyver

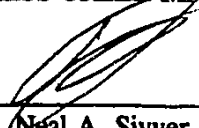
**CERTIFICATE DESIGNATING  
REGISTERED AGENT**

**FILED**  
97 FEB 10 PM 12:15  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

Pursuant to the provisions of §§48.091 and 607.0501, Florida Statutes, **CYPRESS CREEK MASONRY, INC.**, desiring to organize under the laws of the State of Florida, hereby designates Neal A. Sivyver, an individual resident of the State of Florida, as its Registered Agent for the purpose of accepting service of process within such State and designates 220 South Franklin Street, Tampa, Florida 33602, the business office of its Registered Agent, as its Registered Office.

**CYPRESS CREEK MASONRY, INC.**

By

  
Neal A. Sivyver, Incorporator

**ACKNOWLEDGMENT**

I hereby accept my appointment as Registered Agent of the above named corporation, acknowledge that I am familiar with and accept the obligations imposed by Florida law upon that position, and agree to act as such in accordance with the provisions of §§48.091 and 607.0505, Florida Statutes.

  
Neal A. Sivyver