

# ARTICLES OF INCORPORATION

## (A Corporation Not for Profit in Compliance with Chapter 617.F.S)

The undersigned, acting as the incorporator of a corporation under the Florida Not for Profit Corporation Act, hereby adopts the following Articles of Incorporation for such Corporation:

### Article I

#### Name

The name of the Corporation shall be ERML SPORTSMENS' FOUNDATION, INC.

### Article II

#### Duration

The duration of the Corporation is perpetual.

### Article III

#### Principal Office and Mailing Address

The principal place of business of the Corporation, located in Escambia County, Florida, shall be: ERML Sportsmen's' Foundation, Inc., 4020 Rocky Branch Road, Cantonment, Florida 32533.

The mailing address of the Corporation shall be: ERML Sportsmen's' Foundation, Inc., P O Box 333, Cantonment, Florida 32533

### Article IV

#### Purposes

The purposes and power for which the Corporation (hereinafter called the Corporation) is organized are as follows:

Section I. The Corporation is formed exclusively for the purpose for which an Educational Corporation may be formed under the Not-for-Profit Corporation Law of the State of Florida, and not for pecuniary profit or financial gain. The specific purposes for which this Corporation is organized are:

- (A) To promote community interest and welfare by educating the citizenry in the safe handling, storage and proper use of firearms thru scheduled events;
- (B) To provide a range, to be known as the ERML Sportsmen's Foundation Range, wherein citizenry will be able to develop firearm and archery shooting skills through scheduled programs for recreation, for competition and for developing firearm proficiency as required to secure State of Florida's Conceal Carry Permits and Hunting Licenses;
- (C) To promote education opportunities within the community via scholarship program emphasizing the U.S. Constitution, Second Amendment's right to own, carry, and use firearms for personal safety, recreation and competition activities.

Section 2. No part of the net earnings of the Corporation shall inure to the benefit of, or be distributable to its directors, trustees, officers, or other private persons, except that the Corporation shall be authorized and empowered to pay reasonable compensation for services

rendered and to make payments and distributions in furtherance of the purposes set forth in Article Four hereof.

**Section 3.** No substantial part of the activities of the Corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the Corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office.

**Section 4.** Notwithstanding any other provision of these articles, the Corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or (b) by a corporation, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

## **Article V**

### **Members**

**Section 1.** This Corporation shall have no members.

## **Article VI**

### **Board of Directors and Manner of Election**

**Section 1.** The affairs of the Corporation and all of its property shall be directed by a Board of Directors numbering not fewer than seven (8) elected directors nor more than ten (10) elected directors

**Section 2.** The Board of Directors shall be elected as set forth in the Corporation's Bylaws.

**Section 3.** The names and addresses of the persons who are to serve as initial directors of the Corporation is as set forth in Article VII.

## **Article VII**

### **Initial Directors**

**A.** The names and addresses of the persons who are the initial Directors of the Corporation are:

<b>President: Michael Roberts</b>	3581 Stratford Lane	Pace, Florida 32571
<b>Vice President: Steven Standley</b>	15 Norwich Circle	Niceville, Florida 32578
<b>Secretary: Max McDaniel</b>	5045 Braxton Lane	Pace, Florida 32571
<b>Treasurer: Ronda Easley</b>	6549 Mint Julep Trail	Pensacola, Florida 32526
<b>Educational Director: Michael Hedaria</b>	545 Milestone Boulevard	Cantonment, Florida 32533
<b>Range Environmental/Design Director: Charlie Miller</b>	392 Man-of-War Circle	Cantonment, Florida 32522
<b>Registered Agent: Edward Krakowski</b>	510 West Blount Street	Pensacola, Florida 32505

Range Master Director: Mike Robinette

6946 Cedar Lake Drive

Pensacola, Florida 32526

## **Article VIII**

### **Indemnification**

B. Corporation shall indemnify the directors, officers, employees and agents of the Corporation who are involved in any suit, action or proceeding by reason of such person or persons being, or having served at the request of the Corporation as, a director, officer, employee, or agent of the Corporation, in the manner provided, and to the maximum extent permitted by the Florida Not For Profit Corporation Act and the Florida General Corporation Act.

## **Article XI**

### **Non-stock Corporation**

The Corporation is organized on a non-stock basis and shall not issue shares of stock evidencing membership in the Corporation; provided that, membership in the Corporation may be evidenced by a certificate of membership which shall contain a statement printed prominently on the face of the certificate that the Corporation is a corporation not for profit. The Corporation shall not pay dividends, and no part of the income of the Corporation shall be distributed to its past or present directors or officers; provided, however, that the Corporation may reimburse such persons for expenses actually incurred in connection with the exercise of their respective duties for and on behalf of the Corporation. In the event that the Corporation is dissolved according to applicable law, no assets or property of the Corporation shall directly or indirectly be distributed to or inure to the benefit of any past or current director or officer.

## **Article X**

### **By-Laws**

By-laws of this Corporation will be adopted in the first instance by the first Board of Directors. Amendments to these Articles or to the By-laws shall be formulated and adopted by the Board of Directors.

## **Article XI**

### **Restrictions**

A. The purposes for which the organization is organized is educational within the meaning of Section 501 (c) (3) of the Internal Revenue Code of 1986 or the corresponding provision of any future United States Internal Revenue law.

B. Notwithstanding any other provision of these Articles, this organization shall not carry on any activities not permitted to be carried on by an organization exempt from Federal income tax under Section 501 (c)(3) of the Internal Revenue Code of 1986 or the corresponding provision of any future United States Internal Revenue law.

C. Upon the dissolution of the Corporation, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. Any such assets not so disposed of shall be disposed of by a Court of Competent Jurisdiction of the county in which the principal office of the Corporation is then located, for such purposes or to such organization or

organizations, as said Court shall determine, which are organized and operated for such purposes.

Executed this \_\_\_21\_\_\_ day of \_\_\_August\_\_\_, 2008.

\_\_\_\_\_, **Incorporator**

Doris I. H. McDaniel  
5045 Braxton Lane  
Pace, Florida 32571  
(850) 994-0868  
FAX (850) 994-2003  
E-Mail: pensacolamax@earthlink.net

## **ACCEPTANCE OF APPOINTMENT AS REGISTERED AGENT**

THE UNDERSIGNED, HAVING BEEN NAMED AS REGISTERED AGENT TO ACCEPT SERVICE OF PROCESS FOR ERML SPORTSMEN'S FOUNDATION, INC., A FLORIDA NOT FOR PROFIT CORPORATION (THE "CORPORATION"), IN THE FOREGOING ARTICLES OF INCORPORATION, AT THE PLACE DESIGNATED IN THE ARTICLES OF INCORPORATION OF THE CORPORATION, HEREBY ACCEPTS THE APPOINTMENT AS SUCH REGISTERED AGENT, ON BEHALF OF THE CORPORATION, AND ACKNOWLEDGES THAT HE IS FAMILIAR WITH, AND AGREES TO ACCEPT THE OBLIGATIONS AND RESPONSIBILITIES IMPOSED UPON REGISTERED AGENTS FOR THE CORPORATION AND FURTHER AGREES TO COMPLY WITH ALL THE PROVISIONS OF ALL STATUTES RELATIVE TO THE PROPER AND COMPLETE PERFORMANCE OF MY DUTIES AND TO ACCEPT THE DUTIES AND OBLIGATIONS OF THE FLORIDA STATUTES.

Date: \_\_\_August 21, 2008\_\_\_

\_\_\_\_\_, **Registered Agent**

Mr. Edward S. Krakowski  
510 W. Blount Street  
Pensacola, Florida 32505  
(850) 470-0691  
E-Mail: eplotefinders@cox.net