

ARTICLES OF INCORPORATION

OF

Absolute Excavating, Inc.

Article I

The name of the corporation is Absolute Excavating, Inc.

Article II

The period of its duration is perpetual.

Article III

The purpose or purposes for which the corporation is organized are to provide excavating services for residential, commercial and utility contractors and to engage in any lawful act or activity for which a corporation may be organized under the Alabama Business Corporations Act.

Article IV

The aggregate number of shares of capital stock which the corporation shall have the authority to issue is 1,000 shares of common stock, par value of \$.10 per share.

Article V

The location and mailing address of the initial registered office of the corporation is 2641 Scurlock Dr., Helena, AL 35080 and the name of its initial registered agent at this address is Karen Scurlock.

Article VI

The number of directors constituting the initial board of directors of the corporation is two, and the name and address of the person who is to serve as director until the first annual meeting of shareholders and until their successors are elected and shall qualify are as follows:

01/15/1998-01603
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SHELBY COUNTY JUDGE OF PROBATE
005 MCD 90.00

1st # 1998-01603

<u>Name</u>	<u>Address</u>
Karen Scurlock	2641 Scurlock Dr. Helena, AL 35080
Billy Scurlock	2641 Scurlock Dr. Helena, AL 35080

Article VII

The name and address of the incorporator of the corporation is Karen Scurlock 2641 Scurlock Dr., Helena, AL 35080.

Article VIII

Each shareholder shall have a pre-emptive right to purchase shares of any class of capital stock of the corporation, including treasury shares.

Article IX

The corporation shall have the right to purchase, take, receive or otherwise acquire, hold, own, pledge and transfer or otherwise dispose of its own shares. Purchase by the corporation of its own shares, whether direct or indirect, may be made to the extent of unreserved and unrestricted earned surplus and capital surplus of the corporation available therefor.

The undersigned, acting as the incorporator of the corporation named herein in accordance with the Alabama Business Corporation Act, execute these Articles of Incorporation this the 15th day of January, 1998.

Karen Scurlock
Karen Scurlock, Secretary

State of Alabama)

County of Jefferson)

I, the undersigned, a Notary Public in and for said County and said State, hereby certify that Karen Scurlock whose name is signed to the foregoing Articles of Incorporation and who are known to me, acknowledged before me on this day that, being informed of the contents of the said Articles of Incorporation, they executed the same voluntarily and as their act on the day the same bears date.

Given under my hand and official seal this the 15th day of January, 1998.

Lenita H. Malone
Notary Public

My commission expires: 10/15/2000

STATE OF ALABAMA

I, **Jim Bennett**, Secretary of State of the State of Alabama, having custody of the Great and Principal Seal of said State, do hereby certify that

pursuant to the provisions of Section 10-2B-4.02, Code of Alabama 1975, and upon an examination of the corporation records on file in this office, the following corporate name is reserved as available:

Absolute Excavating, Inc.

This domestic corporation name is proposed to be incorporated in Shelby County and is for the exclusive use of Terry Bates, 106 Hillsedge South, Birmingham, AL 35210 for a period of one hundred twenty days beginning December 30, 1997 and expiring April 30, 1998.



In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State, at the Capitol, in the City of Montgomery, on this day.

December 30, 1997

Date

Jim Bennett

Jim Bennett

Secretary of State

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