

STATE OF ALABAMA

SHELBY COUNTY

1078

ARTICLES OF INCORPORATION

OF

ELLIOTTSVILLE CUMBERLAND PRESBYTERIAN CHURCH, INC.

Pursuant to the provisions of 1975 Code of Alabama, Title 10, Chapter 4, Sec. 20, et seq., as last recompiled and amended, the members of Elliottsville Cumberland Presbyterian Church, heretofore an unincorporated religious society, did, on, to-wit, the 22nd day of March, 19 82, adopt a resolution signifying their desire and intention of becoming incorporated, and did elect the undersigned Trustees of said Elliottsville Cumberland Presbyterian Church, Inc., and did further authorize and direct said undersigned Trustees to file the necessary documents to incorporate the Elliottsville Cumberland Presbyterian Church, Inc. under and by virtue of the laws of the State of Alabama; and now, said undersigned Trustees, pursuant to said above cited statutes, hereby certify, as follows:

FIRST: The name selected for the corporation is "ELLIOTTSVILLE CUMBERLAND PRESBYTERIAN CHURCH, INC."

SECOND: The present and beginning Trustees of said corporation shall be 11 in number, with one additional Trustee to be elected in 1983, as follows: Ted Allen, Sara Buckner, and Mike Kent, who will serve until 8-31-82; Robert Butler, Don Hurt, William Morris and Ron Sargent, who will serve until 8-31-83; and Troy Lawley, Nancy Gillis, George C. Harris and Robert J. Miller, who will serve until 8-31-84; The twelfth Trustee will be elected during the next calendar year and shall serve until 8-31-85.

The succeeding Trustees of said Corporation shall serve hereafter for a term of 3 years. The Trustees shall be elected by the members of the congregation of said Elliottsville Cumberland Presbyterian Church, Inc.

and shall serve during the term for which they are elected, unless sooner removed or vacated, and thereafter until their successors in office are duly elected.

THIRD: The duration of said corporation shall be perpetual and its principal office or headquarters shall be at Route 4, Box 1242,
Alabaster, Alabama 35007, Shelby County, Alabama. Said corporation is to exercise a part of its functions in Shelby County, Alabama.

FOURTH: Said corporation is organized to exercise all rights and privileges provided and authorized by 1975 Code of Alabama, Title 10, Chap. 4, Sec. 20, et seq., as amended, subject to the provisions of these Articles Of Incorporation, and to provide for needs of the congregation and members of the Church proper of the Elliottsville Cumberland Presbyterian Church, Inc., an ecclesiastical organization, and to promote and foster the ideals, purposes, beliefs, and objectives of said ecclesiastical organization, as stated in the Constitution and By-laws of said ecclesiastical organization.

FIFTH: Said corporation may acquire, hold, administer, distribute or dispose of real and personal property, and may take, receive, and acquire property by gift, devise, or bequest, and hold, own, administer, use, distribute and dispose of such property for the advancement, promotion, extension, or maintenance of such causes and objects as may be in conformity with law and may exercise such other powers as are incident to private corporations. All such powers may be exercised by this corporation in its own right, or as Trustee or as personal representative.

SIXTH: Legal title to any and all property heretofore conveyed for the use of, or conveyed to, or held by the members, congregation, or Trustees, or their respective successors or assigns, of the Elliottsville Cumberland Presbyterian Church, which was heretofore unincorporated, or of Elliottsville Cumberland Presbyterian Church, Inc. which is incorporated hereby, or of any unincorporated society organization which as a predecessor in title to the present body of said Elliottsville Cumberland Presbyterian Church, Inc., by whatever name or names any such unincorporated society or societies may have been named, designated, or known, shall herein and hereby pass to and vest in said corporation, and, specifically, all legal and equitable title in and to that real estate more specifically described in the deed from Ronald K. Whaley and wife, Virginia R. Whaley to Sara Buckner, William E. Morris, Troy L. Lawley, Horace Waugh, O. U. McKeever, David Butler, Daniel H. Gillis, Ted Allen and Lloyd E. Davenport as Elders of the Elliottsville Cumberland Presbyterian Church and their successors in office dated July 13, 1976 recorded in Deed Book 299, page 814, Office of Judge of Probate of Shelby County, Alabama (which said deed is a deed to the Manse of the church), and also to that real estate which was and has been the original church property, according to survey of Allen Whitley, Registered Land Surveyor, dated July 10, 1981, a copy of the survey description of said surveyor being attached hereto as Exhibit A, and by reference hereto being made a part hereof, shall and does herein and hereby pass to and vest in said corporation.

SEVENTH: The Trustees, or a majority of the Trustees, shall have the power and authority to execute and deliver mortgages, contracts, notes, deeds, easements, bills of sale, or other securities or evidences of indebtedness or instruments of conveyance, of real or personal property owned or held by said corporation, within the limitations prescribed by law, and pursuant to the authority of the members of the congregation of the Church proper of Elliottsville Cumberland Presbyterian Church, Inc., an ecclesiastical organization, and these Articles Of Incorporation.

EIGHTH: The officers of this corporation shall consist only of the Board of Trustees, as designated above in Paragraph SECOND, and said corporation has no capital stock, and is not organized for monetary or pecuniary profit or purposes, and shall pay no dividends or salaries to the Trustees, said corporation having been formed for benevolent purposes.

NINTH: The authority of the Trustees of this corporation shall be relative only to the property of this corporation, and such Trustees shall have no authority as such over the spiritual matters of the congregation of the Elliottsville Cumberland Presbyterian Church, Inc. Said Trustees, serving in their capacity as such, shall not be personally liable for the debts or obligations of said corporation.

Witness our hands and seals this 22nd day of March, 1982.

Troy L. Lawley
(Troy Lawley)

Ted Allen
(Ted Allen)

Nancy P. Gillis
(Nancy Gillis)

Sara Buckner
(Sara Buckner)

George C. Harris
(George C. Harris)

Mike Kent
(Mike Kent)

Robert J. Miller
(Robert J. Miller)

Robert Butler
(Robert Butler)

Don P. Hurt
(Don Hurt)

William Morris
(William Morris)

Walter R. Sargent
(Ron Sargent)

STATE OF ALABAMA

SHELBY COUNTY

BOOK 22 PAGE 830
I, the undersigned, a Notary Public, in and
for said County in said State, hereby certify that Ted Allen, Sara Buckner,
Mike Kent, Robert Butler, Don Hurt, William Morris, Ron Sargent, Troy Lawley,
Nancy Gillis, George C. Harris, and Robert J. Miller,
whose names as Trustees of the Elliottsville Cumberland Presbyterian Church, Inc.,
is each signed to the foregoing Articles Of Incorporation of Elliottsville Cumber-
land Presbyterian Church, Inc., and who is each known to me, each
acknowledged before me on this day, that, being informed of the contents of
the Articles Of Incorporation of the Elliottsville Cumberland Presbyterian Church, Inc.,
he each, in his capacity as such Trustee, executed the same voluntarily on the
day the same bears date.

Given under my hand this the 22nd day of March, 19 82.

William M. Walker
Notary Public

EXHIBIT "A"

COPY OF ELLIOTTSVILLE CUMBERLAND PRESBYTERIAN CHURCH SURVEY DESCRIPTION,
AS PREPARED BY ALLEN WHITLEY, REGISTERED LAND SURVEYOR DATED JULY 10, 1981:

A parcel of land located in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 14, Township 21 South, Range 3 West, Shelby County, Alabama, more particularly described as follows: Commence at the SE corner of said $\frac{1}{4}$ $\frac{1}{4}$ Section; thence in a Northerly direction, along the East line of said $\frac{1}{4}$ $\frac{1}{4}$ Section a distance of 315.0 feet; thence 89 deg. 39 min. 43 sec. left in a Westerly direction a distance of 368.61 feet to the point of beginning; thence continue along last described course a distance of 277.37 feet to a point on the East right of way line of Alabama Highway 119, said point being on a curve to the right, said curve having a radius of 2858.89 feet and a central angle of 9 deg. 06 min. 12 sec.; thence 89 deg. 48 min. 18 sec. right, measured to tangent of said curve; thence in a Northerly direction, along arc of said curve, and said right of way, a distance of 454.23 feet to end of said curve; thence 90 deg. 08 min. 43 sec. right, measured from tangent of said curve, in a Southeasterly direction a distance of 209.73 feet; thence 86 deg. 19 min. 50 sec. right, in a Southwesterly direction a distance of 301.02 feet; thence 106 deg. 25 min. 07 sec. left in a Northeasterly direction, a distance of 77.73 feet; thence 106 deg. 12 min. 47 sec. right, in a Southwesterly direction, a distance of 135.16 feet to the point of beginning.

SHELBY COUNTY

WHEREAS, Ted Allen, Sara Buckner, Mike Kent, Robert Butler,

did on the _____ day of March, 1982, file a certificate of Articles
Of Incorporation of Elliottsville Cumberland Presbyterian Church, Inc., _____.

in the Office of the Judge of Probate of Shelby County, Alabama, the County in which said corporation is to exercise a part of its functions, and within thirty days after their election as Trustees of said corporation, said certificate being subscribed by said Trustees and stating the corporate name selected, the names of the Trustees, and the length of time for which they were elected, according to the law in such cases made and provided.

AND WHEREAS, said certificate has on this same date been properly recorded in the Office of the Judge of Probate of Shelby County, Alabama.

NOW THEREFORE, in pursuance of the authority in me by law vested, I, Thomas A. Snowden, Jr., Judge of Probate of Shelby County, Alabama, do hereby certify that the Elliottsville Cumberland Presbyterian Church, Inc., is duly and legally incorporated and is fully authorized to transact business under its Charter.

Given under my hand and official seal at my office in Columbia,
Alabama, on this 30 day of March, 1982.

Judge of Probate, Shelby County, Alabama

BOOK 22 PAGE 832