

1318

ARTICLES OF INCORPORATION  
OF  
MARY'S ICE CREAM & YOGURT, INC.

The undersigned, for the purpose of forming a corporation under the Alabama Business Corporation Act, hereby adopt the following Articles of Incorporation;

ARTICLE ONE

NAME

The name of the corporation is MARY'S ICE CREAM & YOGURT, INC.

ARTICLE TWO

DURATION

The term of existence of the corporation is perpetual.

ARTICLE THREE

PURPOSE

The purposes for which the corporation is organized are for retail sale and distribution of yogurt, ice cream and related products and to engage in any lawful business or activities related to the stated purposes; and to engage in any lawful act or activity for which corporations may be organized under the Alabama Business Corporation Act.

29 PAGE 820

BOOK

Michael Turner

## ARTICLE FOUR

### REGISTERED OFFICE

4.01. The street address of the initial registered office of the corporation is 321 1st Street North, Alabaster, Alabama 35007.

4.02. The initial registered agent at that address is J. Michael Joiner.

## ARTICLE FIVE

### CAPITAL STOCK

The total number of shares that the corporation has authority to issue is One Hundred (100) shares, all of which shall be common shares with a par value of Fifty Dollars (\$50.00).

## ARTICLE SIX

### DIRECTORS

The number of directors constituting the initial Board of Directors shall be the same number as the number of persons listed in this Article Six. The names and addresses of the persons constituting the initial Board of Directors and who are to serve as directors until the first annual meeting of the shareholders or until their successors are elected and qualify, are as follows:

Jerry D. Walker

205 12th Place N.E.  
Alabaster, AL 35007

James L. Denham

P.O. Box 588

Alabaster, AL 35007

ARTICLE SEVEN

INCORPORATORS

The names and addresses of the incorporators are:


Jerry D. Walker


205 12th Place N.E.  
Alabaster, AL 35007

James L. Denham

P.O. Box 588  
Alabaster, AL 35007

We the undersigned, have subscribed our names  
this the 25<sup>th</sup> day of February, 1986.

  
Jerry D. Walker

  
James L. Denham



# STATE OF ALABAMA

I, Don Siegelman, 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 10-2A-26, Code of Alabama 1975, the corporate name \_\_\_\_\_

Mary's Ice Cream & Yogurt, Inc.

is reserved as available based only upon an examination of the corporation records on file in this office for the exclusive use of Mary's Ice Cream & Yogurt, Inc.

for a period of one hundred twenty days from this date. In the case of a domestic corporation, the name of the county in which the corporation was or is proposed to

be incorporated is Shelby. I further certify that as set out in

the application for reservation of corporate name, the Secretary of State's

office does not assume any responsibility for the availability of the corporate

name requested nor for any duplication which might occur.

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.

January 27, 1986- expires 5-28-86

Date

A handwritten signature in cursive script, appearing to read "Don Siegelman".

Don Siegelman

Secretary of State

# State of Alabama

## County

SHELBY

### CERTIFICATE OF INCORPORATION OF

MARY'S ICE CREAM & YOGURT, INC.

The undersigned, as Judge of Probate of SHELBY County, State of Alabama, hereby certifies that duplicate originals of Articles of Incorporation for the incorporation of MARY'S ICE CREAM & YOGURT, INC., duly signed pursuant to the provisions of Section 64 of the Alabama Business Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY the undersigned, as such Judge of Probate, and by virtue of the authority vested in him by law, hereby issues this Certificate of Incorporation of MARY'S ICE CREAM & YOGURT, INC., and attaches hereto a duplicate original of the Articles of Incorporation.

GIVEN Under My Hand and Official Seal on this the 26 day of FEBRUARY, 19 86.

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT WAS FILED  
1986 FEB 26 AM 10:36

Thomas A. Brundage, Jr.  
Judge of Probate

Thomas A. Brundage, Jr.  
JUDGE OF PROBATE  
35.00  
1.00  
34.00

