

ARTICLES OF INCORPORATION

OF

WHITE BERRY FARM & NURSERY, INC.

Inst # 1993-40239

The undersigned, acting as incorporator of a corporation under the Alabama Corporation Act, adopts the following Articles of Incorporation:

ARTICLE ONE

The name of the corporation shall be WHITE BERRY FARM & NURSERY, INC.

ARTICLE TWO

The period of duration is perpetual.

ARTICLE THREE

The purposes of the corporation are as follows:

1. To engage in the ownership and operation of one or more nurseries and greenhouses for growing berries, fruits, shrubs, and vegetables, to include marketing, distributing, selling, and shipping such nursery products as are grown or otherwise procured by the Corporation.

2. To further engage in the transaction of any or all lawful business for which corporations under the Alabama Business Corporation Act may be incorporated.

12/15/1993-40239  
10:54 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
005 NCD 90.00

ARTICLE FOUR

The aggregate number of shares which the corporation shall have the authority to issue is: One Hundred Thousand Shares of common stock with a par value of One (1¢) Cent per share.

ARTICLE FIVE

The address of the initial Registered Agent's office for the corporation is: 1764 Highway 35, Pelham, Alabama 35124, and the name of the Registered Agent at such address is: Dr. Dewey A. White, Jr. The corporation may conduct business in any part of Alabama, or in any state in the country.

ARTICLE SIX

The number of directors constituting the initial Board of Directors shall be one (1) and the maximum number of directors authorized shall be five (5), except that only one (1) director shall be required to be named in order to fully transact business for the corporation. The individual who will serve as director until the first annual meeting of shareholders, or until a successor is seated therein, is:

Dr. Dewey A. White, Jr.  
1764 Highway 35  
Pelham, Alabama 35124

ARTICLE SEVEN

The name and address of the incorporator of the corporation,

(Page Three, White Berry, Cont.)

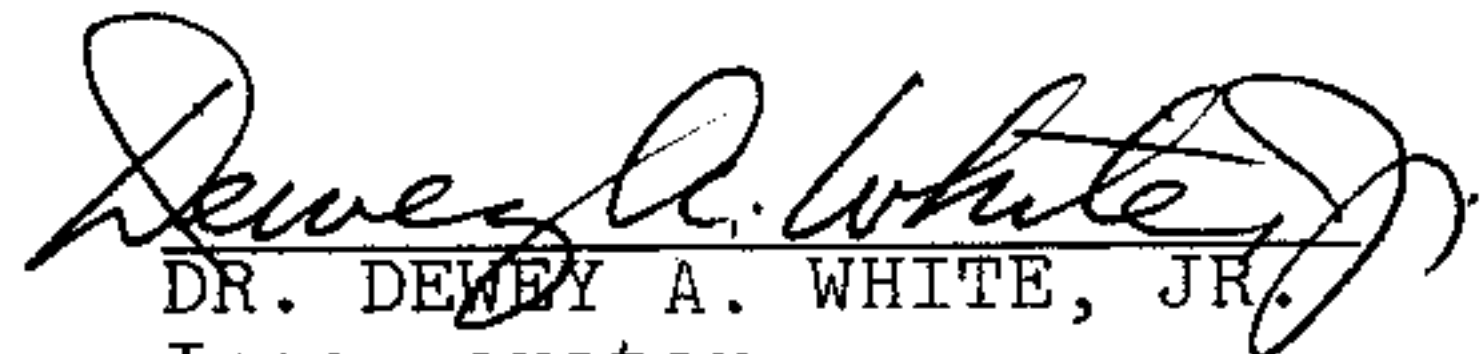
and the number of shares of stock purchased at One (\$1.00) dollar per share by said incorporator, is as follows:

Dr. Dewey A. White, Jr.	<u>100 Shares</u>
1764 Highway 35	
Pelham, Alabama 35124	

ARTICLE EIGHT

All of the common shares of common stock of the corporation issued upon incorporation shall qualify as 1244 stock as defined in Section 1244 (c) (2) of the Internal Revenue Code.

IN WITNESS WHEREOF I HEREUNTO SUBCSRIIBE MY NAME, THIS  
THE 13th day of December, 1993.


  
DR. DEWEY A. WHITE, JR.  
Incorporator

STATE OF ALABAMA }  
Jefferson County }

Before me, the undersigned Notary Public in and for said County in sad State, personally appeared Dr. Dewey A. White, Jr., whose name is signed as incorporator to the foregoing Certificate of Articles of Incorporation, and who being first duly sworn, on oath deposes and says that he has read and understood the foregoing Articles of Incorporation, and that the matters and facts therein set forth are true and correct to the best of his knowledge, information and belief.

  
DR. DEWEY A. WHITE, JR.

Sworn and subscribed before me this 13th day of December, 1993.

  
NOTARY PUBLIC  
NOTARY PUBLIC STATE OF ALABAMA AT LARGE.  
MY COMMISSION EXPIRES: Aug. 18, 1996.  
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

# 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 10-2A-26, 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:

White Berry Farm & Nursery, Inc.

This domestic corporation name is proposed to be incorporated in ~~Jefferson~~ <sup>Shelby</sup> County and is for the exclusive use of Robert H. Hood, 2229 Magnolia Avenue, Birmingham, AL 35205 for a period of one hundred twenty days beginning December 13, 1993 and expiring April 13, 1994.



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 13, 1993

Date

Jim Bennett

Secretary of State



# State of Alabama

SHELBY

County

## CERTIFICATE OF INCORPORATION OF

WHITE BERRY FARM & NURSERY, 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 WHITE BERRY FARM & NURSERY, INC., duly signed pursuant to the provisions 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 WHITE BERRY FARM & NURSERY, INC., and attaches hereto a duplicate original of the Articles of Incorporation.

GIVEN Under My Hand and Official Seal on this the 15 day of DECEMBER, 19 93.

*Thomas A. Snowden, Jr.*

Judge of Probate

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