

*This Document Prepared By:*

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**ARTICLES OF ORGANIZATION  
OF  
EDKO REALTY, LLC**

**TO THE HONORABLE JUDGE OF PROBATE  
OF SHELBY COUNTY ALABAMA:**

The undersigned, for the purpose of forming a limited liability company pursuant to the provisions of the Alabama Limited Liability Company Act, Code of Alabama, § 10-12-1 et seq. (the "Act"), hereby certifies as follows:

1. **NAME.** The name of the limited liability company (the "Company") is:

EDKO Realty, LLC

2. **DURATION.** The period of duration of the Company shall be perpetual; provided, however, that the Company shall be dissolved and its affairs shall be wound up upon the occurrence of any event of dissolution specified in the Operating Agreement of the Company.

3. **PURPOSES.** The Company has been organized for the purposes of owning and leasing real property. The Company may also transact any other lawful business for which a limited liability company may be formed under the Act, but nothing contained herein shall be construed as authorizing the Company to carry on the business of banking or insurance or to act as a trust company, securities broker, securities dealer or investment advisor.

4. **INITIAL REGISTERED OFFICE AND AGENT.** The location and mailing address of the initial registered office of the Company and the name of its initial registered agent at that address are:

Edward J. Kovalchick  
321 Montgomery Highway  
Alabaster, Alabama 35007

5. **INITIAL MEMBERS.** The names and mailing addresses of the initial members of the Company are:

<u>NAME</u>	<u>ADDRESS</u>
Edward J. Kovalchick	P.O. Box 1076 Alabaster, Alabama 35007
Patricia S. Kovalchick	P.O. Box 1076 Alabaster, Alabama 35007

6. **ORGANIZER.** The name and address of the organizer of the Company are:

D. J. Simonetti  
420 North 20<sup>th</sup> Street, Suite 1600  
Birmingham, Alabama 35203

7. **ADDITIONAL MEMBERS.** Additional members may be admitted to the Company only in accordance with the provisions of the Operating Agreement of the Company.

8. **CESSATION OF MEMBERSHIP OF ALL MEMBERS.** The cessation of membership of all of the members shall result in the dissolution of the Company unless, within ninety (90) days after the cessation of membership of the last member, the holders of all financial rights in the Company agree in writing to continue the legal existence and business of the Company and to appoint one or more new members.

9. **MANAGEMENT OF THE COMPANY.** The Company shall be managed by one or more managers. The names and mailing addresses of the initial managers who are to serve until their successors are elected and begin serving are:

<u>NAME</u>	<u>ADDRESS</u>
Edward J. Kovalchick	P.O. Box 1076 Alabaster, Alabama 35007
Patricia S. Kovalchick	P.O. Box 1076 Alabaster, Alabama 35007

IN WITNESS WHEREOF, the undersigned, acting as the organizer of the Company, has executed these Articles of Organization on April 10, 2003.

  
D. J. Simonetti  
Organizer