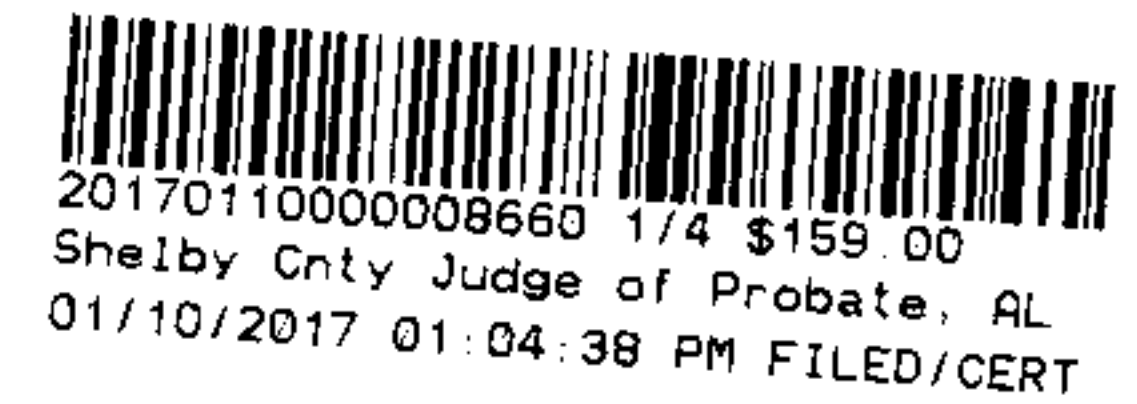


STATE OF ALABAMA            )  
SHELBY COUNTY                )



**CERTIFICATE OF FORMATION**  
**OF**  
**DAV CONTRACTING, LLC**

Pursuant to the provisions of the Alabama Business and Nonprofit Entity Code, §10A-1-1.01 et seq., Code of Alabama, 1975 (the "Entity Code"), including Title 10A, Chapter 5, the Alabama Limited Liability Company Law (the "Law"), the undersigned hereby files the following Limited Liability Company Certificate of Formation.

**ARTICLE I.**

**Name**

The name of the limited liability company is DAV Contracting, LLC (the "Company").

**ARTICLE II.**

**Type of Entity**

The Company is being formed as a limited liability company pursuant to the provisions of the Law.

**ARTICLE III.**

**Purposes**

The purposes for which the Company is formed are:

- (a) To engage in the business of construction, construction management and other related activities;
- (b) To engage in any industrial, manufacturing, mining, mercantile, trading, agricultural, service, or other lawful business of any kind or character whatsoever;
- (c) To act as agent, representative, or receiver of any person, firm, corporation, or governmental entity or instrumentality in respect to any lawful undertaking or transaction;
- (d) To purchase, take, receive, lease or otherwise acquire, own, hold, improve, use, and otherwise deal in or with, real or personal property, or any interest therein, wherever situated, and to sell, convey, mortgage, pledge, lease, exchange, transfer and otherwise dispose of real or personal property, or any interest therein;

(e) To purchase, take, receive, subscribe for, or otherwise acquire, own, hold, vote, use, employ, sell, mortgage, lend, pledge, or otherwise dispose of, and otherwise use and deal in and with, shares or other interests in, or obligations of, corporations, limited liability companies, associations, partnerships, individuals, or direct or indirect obligations of governmental entities or of any instrumentality thereof;

(f) To lend money, invest and reinvest its funds, and take and hold real and personal property as security for the payment of funds so loaned or invested; and

(g) To engage in any other lawful act or activity for which limited liability companies may be organized pursuant to the Law.

#### **ARTICLE IV.**

##### **Duration**

Pursuant to §10A-1-3.03 of the Entity Code, the Company shall have perpetual duration, unless it is dissolved and its affairs wound up in accordance with the Entity Code and the Law, or as provided in the Company's Operating Agreement.

#### **ARTICLE V.**

##### **Registered Agent; Registered Office**

The location and street address of the initial registered office shall be DAV Contracting, LLC, 740 Volare Drive, Birmingham, Alabama 35244, and its registered agent at such address shall be George Duke Thigpen, Jr.

#### **ARTICLE VI.**

##### **Organizer**

The name and mailing address of the organizer of the Company is:

##### **Name**

Steven N. Smith

##### **Address**

1121 Riverchase Office Road  
Birmingham, Alabama 35244

#### **ARTICLE VII.**

##### **Members**

The undersigned certifies that there is at least one member of the limited liability company. Additional members may not be admitted without the prior written consent of all the Members. Unless specifically provided for otherwise in the written consent of the Members, the operating agreement shall set forth the terms and conditions for the admission of the additional members.

**ARTICLE VIII.**

**Initial Managers**

The Company's business and affairs shall be managed by one or more managers. The name and business address of the initial managers who are to serve as the managers until the first annual meeting of the Members or until successors are elected and qualified are as follows:

**Name**

**Address**

George Duke Thigpen, Jr.

740 Volare Drive  
Birmingham, Alabama 35244


Steven D. Jordan

740 Volare Drive  
Birmingham, Alabama 35244

IN WITNESS WHEREOF, the undersigned, has duly executed this Certificate of Formation this 9th day of January, 2017.

(Signature) Steven N. Smith, ORGANIZER  
Steven N. Smith, Organizer

THIS INSTRUMENT WAS PREPARED BY:  
Steven N. Smith  
Steven N. Smith, P.C.  
1121 Riverchase Office Road  
Birmingham, AL 35244

  
20170110000008660 3/4 \$159.00  
Shelby Cnty Judge of Probate, AL  
01/10/2017 01:04:38 PM FILED/CERT

John H. Merrill  
Secretary of State

P.O. Box 5616  
Montgomery, AL 36103-5616

# STATE OF ALABAMA

**I, John H. Merrill, Secretary of State of Alabama, having custody of the  
Great and Principal Seal of said State, do hereby certify that**

pursuant to the provisions of Title 10A, Chapter 1, Article 5, Code of Alabama  
1975, and upon an examination of the entity records on file in this office, the  
following entity name is reserved as available:

**DAV Contracting, LLC**

This name reservation is for the exclusive use of Steven N. Smith, P.C., 1121  
Riverchase Office Road, Birmingham, AL 35244 for a period of one year  
beginning December 27, 2016 and expiring December 27, 2017

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Shelby Cnty Judge of Probate: AL  
01/10/2017 01:04:38 PM FILED/CERT



RES744245

**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 27, 2016

Date

*J. H. Merrill*

John H. Merrill

Secretary of State