# ARTICLES OF ORGANIZATION

### <u>OF</u>

# BACKYARD WORKS, LLC

LET IT BE KNOWN TO ALL PERSONS BY THESE PRESENTS: That the undersigned, for the purpose of forming a limited liability company pursuant to the Provisions of Section 10-12-1, et seq. of the Code of Alabama (1975), as amended (the "Alabama Limited Liability Company Act"), hereby files the following Articles of Organization with the Probate Judge of Shelby County where the initial registered office of the limited liability company will be located and maintains that the facts stated in these Articles of Organization are true and correct as follows:

# ARTICLE I Name

1. The name of the limited liability company is:

## BACKYARD WORKS, LLC

hereafter referred to as "The Company".

## ARTICLE II

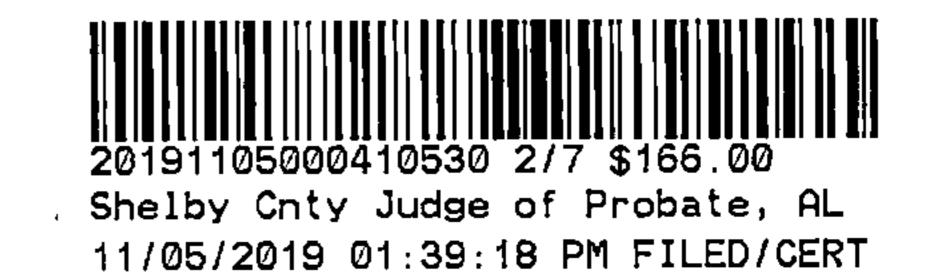
Duration

2. The period of duration of The Company is perpetual, unless it shall be sooner dissolved and its affairs wound up in accordance with the Articles of Organization or Operating Agreement.

#### ARTICLE III

Purposes for which this limited liability company is organized

- 3. The nature of the business of The Company and its objects, purposes, and powers are as follows:
- 4. The Company shall have the same powers as a natural person to do all things necessary or convenient to carry out its business and affairs and may exercise those powers given by law to execute its purposes which include, but are not limited to the following:
  - 5. To engage in any lawful activity permissible to a natural person.
- 6. To engage in the business of yard work, gardening, tree and plant care and maintenance, including but not limited to landscaping and its maintenance. To the hiring of people to perform yard work and general gardening and for any and all type of matters related to the yard business, for the promotion of the business to the public in general, and to do any legally permissible activity related to hiring and contracting of yard work labor.
- 7. To purchase, acquire, take, receive, lease, own, hold, exchange, operate, improve, use, sell, and otherwise deal in and with <u>real property</u>, or an interest in it, wherever situated.
- 8. To purchase, acquire, take, receive, lease, own, hold, exchange, operate, improve, use, sell, and otherwise deal in and with <u>personal property</u>, or an interest in it, wherever situated.
- 9. To make, do and engage in any legally permissible activity related to real property dealings.
- 10. To make, do and engage in any business which is legally permissible to a natural person.
- 11. To make, do and engage in any transaction of any and all lawful business for which limited liability companies are organized in the State of Alabama.
  - 12. To manufacture, make, prepare, do, purchase or otherwise acquire, own, pledge.



sell, assign, and transfer, or otherwise dispose of, and invest, trade, and deal in and with goods, wares, and merchandise of every class and description, whether or not the same specifically pertain to the classes of business aforementioned.

- 13. To sell, trade, transact, deal, exchange, and promote any lawful product. To buy, sell, franchise, maintain on consignment, and otherwise trade, transact, and deal in various lawful import and export products.
- To obtain, acquire, purchase, hold, improve, sell, convey, assign, exchange, 14. encumber, mortgage, auction, hire, lease, and deal in real and personal property of every type, kind, and character. To obtain, acquire, purchase, hold subdivide, develop and operate real estate, to erect buildings thereon, and to sell, lease, maintain, own, repair, and operate these properties.
- Generally, to purchase, take or lease, or exchange, hire, or otherwise acquire any 15. real and personal property or any rights or privileges therein, which The Company may think necessary or convenient for the purposes of its business, and to buy, own, and hold real property for the purpose of securing debts due to The Company, and to sell and dispose of the same at will, and to make any and all necessary instruments of conveyance, therefore.
- To issue bonds, debentures, or obligations of The Company from time to time, for 16. any of the objects or other purposes of the company, and to secure the same by mortgage, pledge, deed of trust or otherwise.
- To do all and everything necessary and proper for the accomplishment of the 17. objects herein enumerated or necessary or incidental to the protection and benefit of The Company, and in general to carry on any lawful business necessary or incidental to the attainment of the purposes of The Company, whether such business is similar in nature to the



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objects and powers herein above set forth or otherwise. Nothing herein contained is to be construed as authorizing The Company to carry on the business of banking or that of a trust company or that of insurance.

18. The foregoing clauses shall be construed as objects and purposes of this limited liability company in addition to those powers specifically conferred upon The Company by law.

#### ARTICLE IV

Initial registered office

19. The location and mailing address of the initial registered office of The Company shall be:

> 328 Red Maple Drive Columbiana, AL 35051

#### ARTICLE V

Initial registered agent

The registered agent is Ricardo G. Macias whose address is 328 Red Maple 20. Drive, Columbiana, AL 35051.

#### ARTICLE VI

Initial members

21. The name and address of the initial members are:

<u>Name</u>

Address

Ricardo G. Macias

328 Red Maple Drive, Columbiana, AL 35051

Felix Arteaga

328 Red Maple Drive, Columbiana, AL 35051

#### ARTICLE VII

Organizer

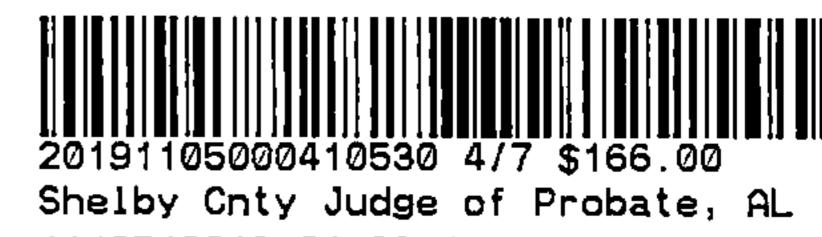
22. The name and address of the organizer is:

<u>Name</u>

Address

Ricardo G. Macias

328 Red Maple Drive, Columbiana, AL 35051



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#### ARTICLE VIII

#### Admission of Additional members

23. The member(s) shall reserve the right to admit additional members upon the unanimous agreement of The Company's Members as to the admission of, and the consideration to be paid by such new Members, and subject to the terms and conditions of The Company's Operating Agreement.

#### ARTICLE IX

#### Cessation of membership

24. The Company's Members shall have the right to continue as a limited liability company upon the death, retirement, resignation, expulsion, bankruptcy or dissolution of a Member or occurrence of any event which terminates the continued membership of a member of The Company.

#### ARTICLE X

#### Management

25. The management of The Company is vested in its members.

#### ARTICLE XI

#### Liabilities of members and Managers

26. Neither a member nor a manager of The Company shall be liable under a judgment, decree or order of a court, or in any other manner, for any debt, obligation or liability of The Company. Each and every member of The Company is legally exempt from any legal liability of the Company.

#### ARTICLE XII

#### Operating Agreement

The Operating Agreement of The Company shall be executed by each Member of The Company, and shall set forth all provisions for the affairs of The Company, and the conduct of its business to the extent that such provisions are not inconsistent with laws or these Articles.

20191105000410530 5/7 \$166.00 Shelby Cnty Judge of Probate, AL 11/05/2019 01:39:18 PM FILED/CERT IN WITNESS WHEREOF, these Articles have been subscribed as of the 1st day of November of the year 2019 by the undersigned organizer, who affirms that the statements made herein are true under penalty of perjury.

RICARDO G. MACIAS, Organizer

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Prepard by:
Bonet & Smith, PC
3499 Independence Drive
Birmingham, AL 35209

John H. Merrill Secretary of State

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

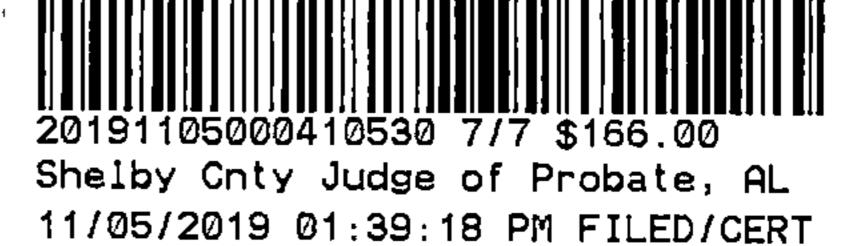
# STATE OF ALABAMA

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:

BACKYARD WORKS, LLC

This name reservation is for the exclusive use of Ricardo G. Macias, 328 Red Maple Drive, Columbiana, AL 35051 for a period of one year beginning October 25, 2019 and expiring October 25, 2020



RES859608

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.

October 25, 2019

**Date** 

W.W. M.

John H. Merrill

**Secretary of State**