

F98000002769

TRANSMITTAL LETTER

TO: Qualification/Registration Section
Division of Corporations

SUBJECT: Richard King Mellon Foundation, Inc.
(Name of Corporation)

900002509729--7
-05/04/98--01083--004
****122.50 ****122.50

Dear Sir or Madam:

The enclosed "Application by Foreign Not for Profit Corporation for Authorization to Conduct its Affairs in Florida", "Certificate of Existence", and check are submitted to register the above referenced not for profit corporation to conducts its affairs in Florida.

Please return all correspondence concerning this matter to the following:

Leonard Spielvogel, Esq.

(Name of Person)

Dean, Mead, Spielvogel, Goldman & Boyd

(Firm/Company)

101 So. Courtenay Parkway, Ste. 201

(Address)

Merritt Island, Florida 32952-4855

(City, State and Zip Code)

FILED
98 MAY 15 AM 9:34
SECRETARY OF STATE
TALLAHASSEE FLORIDA

W 98-10031
P. 604
5/15

For further information concerning this matter, please call:

Leonard Spielvogel, Esq.
or Roseann Nelson, CLA

(Name of Person)

at (407) 453-2333

Area Code & Daytime Telephone Number

COURIER ADDRESS:

Qualification/Tax Lien Section
Division of Corporations
409 E. Gaines St.
Tallahassee, FL 32399

MAILING ADDRESS:

Qualification/Tax Lien Section
Division of Corporations
P. O. Box 6327
Tallahassee, FL 32314

$61^{25} \times 7 = 428^{25}$

$1000^{00} \times 7 = 7000^{00}$

7,428²⁵



FLORIDA DEPARTMENT OF STATE

Sandra B. Mortham
Secretary of State

May 5, 1998

LEONARD SPIELVOGEL, ESQUIRE
DEAN, MEAD, SPIELVOGEL, GOLDMAN & BOYD
101 SO. COURTENAY PARKWAY, STE. 201
MERRITT ISLAND, FL 32952-4855

SUBJECT: RICHARD KING MELLON FOUNDATION, INC.
Ref. Number: W98000010031

We have received your document for RICHARD KING MELLON FOUNDATION, INC. and your check(s) totaling \$122.50. However, the document has not been filed and is being retained in this office for the following:

Section 617.1502(4), Florida Statutes, requires this office to collect a \$1000 penalty fee and the appropriate annual report fees beginning with the year 1991 for conducting its affairs in Florida prior to qualification. The amount due this office to cover both annual report and penalty fees is \$7,428.75.

Enclosed please find a copy of section 607.1501 or 617.1501, Florida Statutes, which lists those activities that do not constitute transacting business in this state. If after reviewing this section you determine erroneous information was inserted on the application, a sworn affidavit containing the following information must be submitted: 1.) a statement indicating erroneous information was listed on the application; and 2.) the correct date the corporation began transacting business in Florida prior to the year the application was submitted did not constitute transacting business pursuant to section 607.1501 or 617.1501, Florida Statutes.

If you have any questions concerning the filing of your document, please call (850) 487-6958.

Lee Rivers
Document Specialist

Letter Number: 398A00024556

DEAN, MEAD, SPIELVOGEL, GOLDMAN & BOYD
ATTORNEYS AND COUNSELORS AT LAW

101 SOUTH COURTENAY PARKWAY, SUITE 201
MERRITT ISLAND, FLORIDA 32952-4855
(407) 453-2333
FAX (407) 453-8841

7380 MURRELL ROAD, SUITE 100
MELBOURNE, FLORIDA 32940-7947
(407) 259-8900
FAX (407) 254-4479

100 RIALTO PLACE, SUITE 510
P. O. BOX 2228
MELBOURNE, FLORIDA 32902-2228
(407) 725-6373
FAX (407) 726-8477

May 13, 1998

REPLY TO:

Merritt Island

Lee Rivers, Document Specialist
Division of Corporations
Florida Department of State
P. O. Box 6327
Tallahassee, Florida 32314

Re: Richard King Mellon Foundation, Inc.
Ref. Document No. W98000010031
Your Letter Number: 398A00024556
Our File No. 08361/15241

Dear Mr. Rivers:

Responding to your letter of May 5, 1998, wherein you requested annual report fees and penalty fees in the amount of \$7,428.76 in connection with my client's request for a Certificate of Authority, I wish to advise that my client, the Richard King Mellon Foundation, Inc., a Pennsylvania corporation not for profit, is exempt from those charges, pursuant to Section 617.1501(2)(I), F.S. An Affidavit is enclosed for your consideration.

Thank you for your assistance in this matter.

Very truly yours,

Leonard Spielvogel

LS:rgn

cc: Client

F:ARNLTRAIVERS

AFFIDAVIT

STATE OF FLORIDA :
COUNTY OF BREVARD :

BEFORE ME, the undersigned authority, personally appeared **LEONARD SPIELVOGEL** ("Affiant"), who, upon being duly sworn, deposes and says as follows:

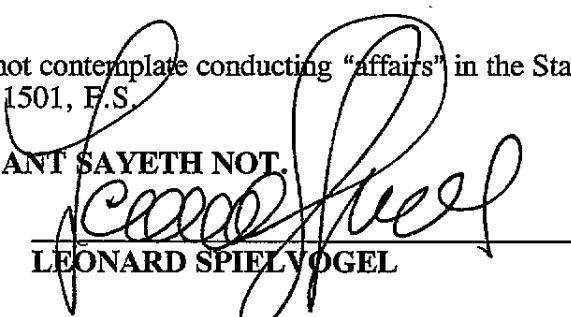
1. That your Affiant, at all times relevant to this Affidavit, served and serves as legal counsel for the Richard King Mellon Foundation, Inc., a Pennsylvania corporation not for profit ("Corporation").

2. That item No. 6 on the Application by Foreign Not for Profit Corporation for Authorization to Conduct Its Affairs in Florida was in error, in that it provided that September 1, 1991, was the date the Corporation first conducted affairs in Florida.

3. That, in fact and in accordance with Section 617.1501(2)(1), F.S., the Corporation has not conducted "affairs" in the State of Florida within the meaning of Section 617.1501(1), F.S.

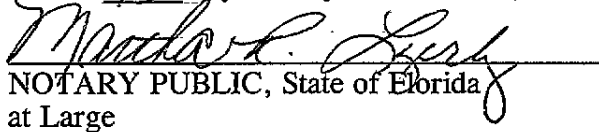
4. That the Corporation does not contemplate conducting "affairs" in the State of Florida as that term is defined by Section 617.1501, F.S.

FURTHER, YOUR AFFIANT SAYETH NOT.


LEONARD SPIELVOGEL

("Affiant")

SWORN TO AND SUBSCRIBED before me
on this 13th day of May, 1998.


NOTARY PUBLIC, State of Florida
at Large

Print Name: _____ NOTARY PUBLIC STATE OF FLORIDA
Commission No. _____ MARTHA R. LYERLY
My Commission Expires: _____ COMMISSION # CC615354
(Seal) EXPIRES 1-22-2001
BONDED THRU ASA 1-888-NOTARY1

Personally known to me.
F:\USR\RN\DOCS\LS.A2

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SECRETARY OF STATE
TALLAHASSEE, FLORIDA

**APPLICATION BY FOREIGN NOT FOR PROFIT CORPORATION FOR
AUTHORIZATION TO CONDUCT ITS AFFAIRS IN FLORIDA**

*IN COMPLIANCE WITH SECTION 617.1503, FLORIDA STATUTES, THE FOLLOWING IS
SUBMITTED TO REGISTER A FOREIGN NOT FOR PROFIT CORPORATION FOR
AUTHORIZATION TO CONDUCT ITS AFFAIRS IN THE STATE OF FLORIDA:*

1. Richard King Mellon Foundation, Inc.

(Name of corporation: must include the word "INCORPORATED" or "CORPORATION" or words or abbreviations of like import in language as will clearly indicate that it is a corporation instead of a natural person or partnership if not so contained in the name at present. "Company" or "Co." may not be used as a corporate suffix by a nonprofit corporation.)

2. Pennsylvania

(State or country under the law of which it is incorporated)

3. 25-1127705

(FEI number, if applicable)

4. November 1, 1971

(Date of Incorporation)

5. Perpetual

(Duration: Year corp. will cease to exist or "perpetual")

6. September 1, 1991

(Date corporation first conducted Affairs in Florida -
See sections 617.1501, 617.1502, and 817.155, F.S.)

7. P.O. Box 690

Ligonier, PA 15658

(Current mailing address)

8. Conservation of endangered species

(Purpose(s) of corporation authorized in home state or country to be carried out in the state of Florida)

9. **Name and street address of Florida registered agent:**

Leonard Spielvogel

(Name)

101 So. Courtenay Parkway, Ste. 201

(Office address)

Merritt Island

(City)

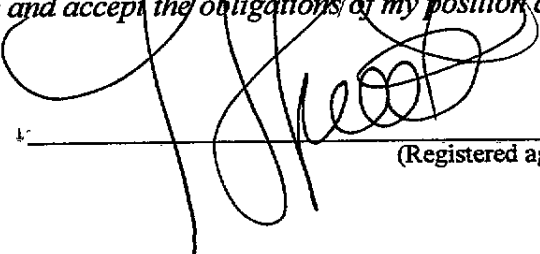
Florida,

32952-4855

(Zip Code)

10. **Registered agent's acceptance:**

Having been named as registered agent and to accept service of process for the above stated corporation at the place designated in this application, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.


(Registered agent's signature)

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TALLAHASSEE FLORIDA

11. Attached is a certificate of existence duly authenticated, not more than 90 days prior to delivery of this application to the Department of State, by the Secretary of State or other official having custody of corporate records in the jurisdiction under the law of which it is incorporated.

12. Names and addresses of officers and/or directors: (Street address only- P. O. Box NOT acceptable)

✓ A. DIRECTORS (Street address only- P. O. Box NOT acceptable)

Chairman: Richard P. Mellon

Address: Route 381 - Rolling Rock Farms
Ligonier, PA 15658

Vice Chairman: Andrew W. Mathieson

Address: Route 381 - Rolling Rock Farms
Ligonier, PA 15658

Director: Seward Prosser Mellon

Address: Route 381 - Rolling Rock Farms
Ligonier, PA 15658

Director: -- Mason Walsh, Jr.

Address: Route 381 - Rolling Rock Farms
Ligonier, PA 15658

✓ B. OFFICERS (Street address only- P. O. Box NOT acceptable)

President: Seward Prosser Mellon

Address: Route 381 - Rolling Rock Farms
Ligonier, PA 15658

Vice President: Michael Watson

Address: Route 381 - Rolling Rock Farms
Ligonier, PA 15658

Secretary: Scott D. Izzo

Address: Route 381 - Rolling Rock Farms, Ligonier, PA 15658

Treasurer: Arthur D. Miltenberger

Address: Route 381 - Rolling Rock Farms, Ligonier, PA 15658

NOTE: If necessary, you may attach an addendum to the application listing additional officers and/or directors.

✓ 13. Richard P. Mellon
(Signature of Chairman, Vice Chairman, or any officer listed in number 12 of the application)

Richard P. Mellon, Chairman

(Typed or printed name and capacity of person signing application)

SECRETARY OF STATE
TALLAHASSEE FLORIDA

98 MAY 15 AM 9:34

FILED



COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF STATE

APRIL 17, 1998

TO ALL WHOM THESE PRESENTS SHALL COME, GREETING:

I DO HEREBY CERTIFY THAT,

RICHARD KING MELLON FOUNDATION

is duly incorporated under the laws of the Commonwealth of Pennsylvania
and remains a subsisting corporation so far as the records of this office
show, as of the date herein.



IN TESTIMONY WHEREOF, I have
hereunto set my hand and caused
the Seal of the Secretary's
Office to be affixed, the day
and year above written.

Secretary of the Commonwealth

DPOS

FILED

98 MAY 15 AM 9:34

SECRETARY OF STATE
TALLAHASSEE FLORIDA