

COMMONWEALTH OF KENTUCKY

JOHN Y. BROWN III
SECRETARY OF STATE

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John Y. Brown III
Secretary of State
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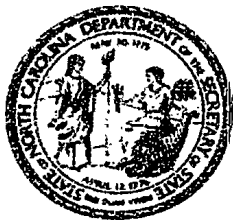
APPLICATION FOR CERTIFICATE OF AUTHORITY

Pursuant to the provisions of KRS Chapter 271B, 273 or 274, the undersigned hereby applies for authority to transact business in Kentucky on behalf of the corporation named below and for that purpose submits the following statements:

- 1. The corporation is a business corporation (KRS 271B). a nonprofit corporation (KRS 273). a professional service corporation (KRS 274).
- 2. The name of the corporation is Byrd Brothers Incorporated
- 3. The name of the corporation to be used in Kentucky is Byrd Brothers Incorporated
(If "real name" is unavailable for use)
- 4. North Carolina is the state or country under whose law the corporation is incorporated.
- 5. February 14, 1997 is the date of incorporation and the period of duration is perpetual
- 6. The street address of the corporation's principal office is 1901 Baldree Road Wilson NC 27893-9510
Street City State Zip Code
- 7. The street address of the corporation's registered office in Kentucky is 105 North Main Cross Street Flemingsburg KY 41041
Street City State Zip Code
and the name of the registered agent at that office is Thomas L. MacDonald
- 8. The names and usual business addresses of the corporation's current officers and directors are as follows:
President James K. Byrd 1901 Baldree Rd., Wilson, NC 27893-9510
Vice President Carlton Crocker 1901 Baldree Rd., Wilson, NC 27893-9510
Secretary/Treasurer Claude R. Byrd 1901 Baldree Rd., Wilson, NC 27893-9510
~~Treasurer~~
Directors James K. Byrd 1901 Baldree Rd., Wilson, NC 27893-9510
Claude R. Byrd 1901 Baldree Rd., Wilson, NC 27893-9510
(Attach a continuation sheet, if necessary)
- 9. If a professional service corporation, all the individual shareholders, not less than one half of the directors, and all of the officers other than the secretary and treasurer are licensed in one or more states or territories of the United States or District of Columbia to render a professional service described in the statement of purposes of the corporation.
- 10. A certificate of existence duly authenticated by the Secretary of State accompanies this application.
- 11. This application will be effective upon filing, unless a delayed effective date and/or time is specified: _____
Delayed effective date and/or time

Claude R. Byrd
Signature
Claude R. Byrd, Secretary-Treasurer
Type & Print Name & Title
Date: March 29, 2003

I, Thomas L. MacDonald consent to serve as the registered agent on behalf of the corporation.
Type or print name of registered agent
Thomas L. MacDonald, Registered Agent
Signature of Registered Agent
Type or Print Name & Title



NORTH CAROLINA

Department of The Secretary of State

CERTIFICATE OF EXISTENCE

I, **ELAINE F. MARSHALL**, Secretary of State of the State of North Carolina, do hereby certify that

BYRD BROTHERS INCORPORATED

is a corporation duly incorporated under the laws of the State of North Carolina, having been incorporated on the 14th day of February, 1997, with its period of duration being Perpetual.

I **FURTHER** certify that, as of the date set forth hereunder, the said corporation's articles of incorporation are not suspended for failure to comply with the Revenue Act of the State of North Carolina; that the said corporation is not administratively dissolved for failure to comply with the provisions of the North Carolina Business Corporation Act; that its most recent annual report required by N.C.G.S. 55-16-22 has been delivered to the Secretary of State; and that the said corporation has not filed articles of dissolution as of the date of this certificate.



IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at the City of Raleigh, this 7th day of March, 2003.

Elaine F. Marshall
Secretary of State