

N93 000005459

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

PICK-UP WAIT MAIL

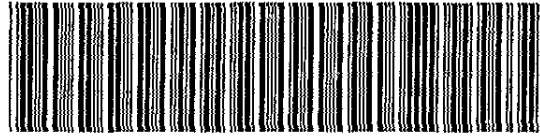
(Business Entity Name)

(Document Number)

Certified Copies _____ Certificates of Status _____

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FILED
04 FEB 26 AM 9 24
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

*3/3
Amend
& related*

AVATAR

February 25, 2004

VIA FEDERAL EXPRESS

Florida Department of State
Secretary of State
Division of Corporations
409 E. Gaines Street
Tallahassee, Florida 32399

Re: Harbor Islands Property Owners' Association, Inc.

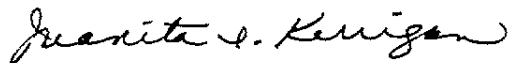
Dear Sirs:

Enclosed is a check in the amount of **\$43.75** to cover the **filing fee** and a **certified copy** of the Certificate of First Amendment to Amended and Restated Articles of Incorporation of **Harbor Islands Property Owners' Association, Inc.**

Your immediate attention to this matter will be sincerely appreciated.

Very truly yours,

AVATAR HOLDINGS INC.



Juanita I. Kerrigan
Vice President and Secretary

JIK/ga
Enclosure - Check

CERTIFICATE OF FIRST AMENDMENT TO
AMENDED AND RESTATED ARTICLES OF INCORPORATION OF
HARBOR ISLANDS PROPERTY OWNERS' ASSOCIATION, INC.

(A Florida corporation not for profit)
Pursuant to Section 617.1002 of the Florida Not For
Profit Corporation Act

FILED
04 FEB 26 AM 9:24
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

We, DENNIS J. GETMAN and JUANITA E. KERRIGAN, as President and Secretary, respectively, of HARBOR ISLANDS PROPERTY OWNERS' ASSOCIATION, INC., a Florida corporation not for profit ("Association"), do hereby certify under the seal of the Association as follows:

1. The Association was originally incorporated on DECEMBER 6, 1993, ^{DOCUMENT} Charter 828 Number N93000005459, under Chapter 617 of the laws of the State of Florida;
2. Avatar Development Corporation, a Florida corporation, is the "Declarant," as defined in the Articles.
3. Pursuant to Article 9.5.1 of the Articles, Declarant has reserved the right to amend the Articles without the joinder of any Member.
4. The Declarant wishes to amend the Articles as provided below and joins in such amendment.

NOW, THEREFORE, the Articles are hereby amended as follows:

1. A new Article 9.5.3 is hereby added to the Articles to read as follows:

9.5.3 No amendment to or modification of the Articles of Incorporation which in any manner materially and adversely affects the rights, privileges, interests, easements and other matters established in the Declaration or in these Articles of Incorporation for the benefit of the "Owner(s)" of the "Marina Parcel" and/or the "Yacht Club Parcel," the "Marina Association" or the "Marina Members," as such terms are defined in the Declaration, shall be effective without the written joinder of such Owner(s) or, to the extent all or any portion of such property is owned and/or administered by the Marina Association, the Marina Association, which joinder shall not be unreasonably withheld or delayed.

