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744372

**Reply To:**
**Fort Myers**

March 19, 1997

Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314

100002120141--2
-03/21/97--01029--004
*****35.00 *****35.00

**Re: Sundial East Condominium Association, Inc.**

Dear Sir/Madam:

Enclosed please find the Certificate to Articles of Incorporation with the Amended and Restated Articles of Incorporation attached thereto for the above-referenced Association, as well as a check in the amount of $35.00 to cover the cost of filing.

I have also enclosed an additional copy of the Articles of Incorporation for you to stamp with the appropriate filing data. Please return this copy in the envelope provided herein for your convenience.

Very truly yours,

Joseph E. Adams
For the Firm

JEA/jmh

Enclosure (as stated)

FILED
SECRETARY OF STATE
DIVISION OF CORPORATIONS
97 MAR 21 AM 9:57

FILED MAR 24 1997

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BECKER & POLIAKOFF, P.A.

FILED
SECRETARY OF STATE
DIVISION OF CORPORATIONS
97 MAR 21 AM 9:57

**CERTIFICATE TO**
**ARTICLES OF INCORPORATION**

Pursuant to the provision of Section 617, Florida Statutes, the undersigned corporation adopts the following Articles of Amendment to its Articles of Incorporation.

FIRST: The name of the corporation is Sundial East Condominium Association, Inc.

SECOND: The attached Amended and Restated Articles of Incorporation were adopted by the required vote of the members on the 8th day of February, 1997.

Dated: March 14, 1997.

SUNDIAL EAST CONDOMINIUM ASSOCIATION, INC.

By: _____
James E. King, President

(SEAL)

STATE OF FLORIDA )
) SS:
COUNTY OF LEE )

The foregoing instrument was acknowledged before me this 14th day of March, 1997 by James E. King, as President of Sundial East Condominium Association, Inc., a Florida Corporation, on behalf of the corporation. He is personally known to me or has produced (type of identification) _____ as identification and did not take an oath.

Kathleen M. Huldrum
Notary Public
Printed Name: KATHLEEN M. HULDRUM

My commission expires: 4/16/00

STATE OF FLORIDA NOTARY PUBLIC
KATHLEEN M. HULDRUM
My Comm Exp. 4/16/00
Bonded By Service Ins
No. CC547086
[X] Personally Known [ ] Other I. D.

AMENDED AND RESTATED ARTICLES OF INCORPORATION

OF

SUNDIAL EAST CONDOMINIUM ASSOCIATION, INC.

(A NON-PROFIT FLORIDA CORPORATION)

ARTICLE I.

The name of this corporation is SUNDIAL EAST CONDOMINIUM ASSOCIATION, INC.

ARTICLE II.

The purpose for which this corporation is organized is to act as the governing association of Sundial of Sanibel Phases IV-VI Condominium, located at Sanibel, Lee County, Florida.

ARTICLE III.

The qualification of members and the manner of their admission shall be as follows: Any person or persons who own a condominium unit in The Condominium shall by virtue of such ownership be a member of this corporation. Such membership shall automatically terminate when such person is no longer the owner of a condominium unit.

ARTICLE IV.

This corporation shall exist perpetually.

ARTICLE V.

The names and residences of the subscribers to these Articles of Incorporation are as follows:

BRUCE D. DEJAGER
1246 Middle Gulf Drive
Sanibel, Florida 33957

SALLY LOWDERMILK
1400 Gulfshore Boulevard, North
Naples, Florida 33940

PATRICIA DE BUSMAN
1400 Gulfshore Boulevard, North
Naples, Florida 33940

ARTICLE VI.

The affairs of the corporation are to managed by a Board of Directors as specified in the By-Laws. The directors, subsequent to the first Board of Directors, shall be elected at the annual meeting of the Condominium Association as provided for in the By-Laws.

ARTICLE VII.

The names of the officers who are to serve until the first election or appointment under the Articles of Incorporation are:

BRUCE D. DEJAGER, President
SALLY LOWDERMILK, Vice President
PATRICIA DE BUSMAN, Secretary-Treasurer

ARTICLE VIII.

The name of persons constituting the first Board of Directors shall be three (3) and their names and addresses are as follows:

BRUCE D. DEJAGER
1246 Middle Gulf Drive
Sanibel, Florida 33957

SALLY LOWDERMILK
1400 Gulfshore Boulevard, North
Naples, Florida 33940

PATRICIA DE BUSMAN
1400 Gulfshore Boulevard, North
Naples, Florida 33940

ARTICLE IX.

The By-Laws of the corporation are to be made, altered or rescinded by the members of the corporation as provided for in the By-Laws.

ARTICLE X.

An Amendment may be proposed by either the Board of Directors or by any owner and may be considered at any meeting of the owners, regular or special, of which due notice has been given according to the By-Laws, which includes a notice of the substance of the proposed amendment. The Amendment must be approved by a vote of a majority of the members of the corporation.

ARTICLE XI.

Each unit in the condominium shall have one (1) full vote, which vote shall be cast by a designated owner as provided for in the By-Laws.

ARTICLE XII.

This corporation reserves the right to amend or repeal any provisions contained in these Articles of Incorporation by a majority vote of the members.

ARTICLE XIII.

No part of the net earnings of this corporation shall inure to the benefit of any member or individual, except through the acquisition, construction, management, maintenance, or care of association property or through the rebate of the excess membership dues, fees, or assessments.

IN WITNESS WHEREOF, the undersigned subscribers have executed these Articles of Incorporation this 11th day of September, 1978.

/s/ Bruce D. DeJager (SEAL)
BRUCE D. DEJAGER

/s/ Sally Lowdermilk (SEAL)
SALLY LOWDERMILK

/s/ Patricia De Busman (SEAL)
PATRICIA DE BUSMAN

STATE OF FLORIDA
COUNTY OF COLLIER

Before me, the undersigned, a Notary Public authorized to take acknowledgments in the State and County aforesaid personally appeared SALLY LOWDERMILK and PATRICIA DE BUSMAN, known to me and known to be two of the persons who executed the foregoing Articles of Incorporation, and they acknowledged before me that they executed those Articles of Incorporation.

WITNESS my hand and seal this 11th day of September, 1978

/s/ _____
Notary Public

My Commission expires:
5-7-81

STATE OF FLORIDA
COUNTY OF COLLIER

Before me, the undersigned, a Notary Public authorized to take acknowledgments in the State and County aforesaid personally appeared BRUCE D. DEJAGER, known to me and known to be one of the persons who executed the foregoing Articles of Incorporation, and they acknowledged before me that they executed those Articles of Incorporation.

WITNESS my hand and seal this 11th day of September, 1978

/s/ _____
Notary Public

My Commission expires:
5-7-81

Signed this _____ day of _____, 1997.

SUNDIAL EAST CONDOMINIUM ASSOCIATION, INC.

By: _____

Print: James E. King
President

By: Carmine Rende, Jr.
Print: CARMINE RENDE, JR.
Secretary

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 6th day of February, 1997, by James E. King, as President of SUNDIAL EAST CONDOMINIUM ASSOCIATION, INC., A Florida non-profit corporation, on behalf of said corporation. He is personally known to me or has produced _____ as identification and ~~did~~ (did not) take an oath.

NOTARY PUBLIC:

(sign) Kathleen M. Huldrum

(print) KATHLEEN M. HULDRUM

State of: Florida (Seal)

STATE OF FLORIDA NOTARY PUBLIC

KATHLEEN M. HULDRUM
My Comm Exp. 4/16/00
Bonded By Service Ins
No. CC547086
[X] Personally Known [ ] Other I. D.

My commission Expires: 4/16/00

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 6th day of February, 1997, by Carmine Rende, as Secretary of SUNDIAL EAST CONDOMINIUM ASSOCIATION, INC., A Florida non-profit corporation, on behalf of said corporation. He is personally known to me or has produced _____ as identification and ~~did~~ (did not) take an oath.

NOTARY PUBLIC:

(sign) Kathleen M. Huldrum

(print) KATHLEEN M. HULDRUM

State of: Florida (Seal)

STATE OF FLORIDA NOTARY PUBLIC

KATHLEEN M. HULDRUM
My Comm Exp. 4/16/00
Bonded By Service Ins
No. CC547086
[X] Personally Known [ ] Other I. D.

My commission Expires: 4/16/00