

OCT-16-2007 TUE 12:24 PM

FAX NO.

P. 01

Division of Corporations

Page 1 of 1

L05000084792

Florida Department of State

Division of Corporations

Public Access System

Electronic Filing Cover Sheet

Note: Please print this page and use it as a cover sheet. Type the fax audit number (shown below) on the top and bottom of all pages of the document.

((H07000256355 3)))



H070002563553ABC0

**MVT
7805-108**

Note: DO NOT hit the REFRESH/RELOAD button on your browser from this page. Doing so will generate another cover sheet.

To:

Division of Corporations

Fax Number : (850) 617-6383

From:

Account Name : ZIMMERMAN, KISER, & SUTCLIFFE, P.A.

Account Number : I19990000006

Phone : (407) 425-7010

Fax Number : (407) 425-2747

07 OCT 16 PM 12:08

**SECRETARY OF STATE
DIVISION OF CORPORATIONS**

RECEIVED

07 OCT 16 PM 12:53

**SECRETARY OF STATE
TALLAHASSEE, FLORIDA**

LE AMND/RESTATE/CORRECT OR M/MG RESIGN

VOLUSIA 44 PROPERTIES, LLC

Certificate of Status	0
Certified Copy	0
Page Count	04
Estimated Charge	\$25.00

Electronic Filing Menu

Corporate Filing Menu

Help

((H07000256355 3)))

**AMENDED & RESTATED
ARTICLES OF ORGANIZATION
OF
VOLUSIA 44 PROPERTIES, LLC**

THESE AMENDED & RESTATED ARTICLES OF ORGANIZATION (the "Amended & Restated Articles") of VOLUSIA 44 PROPERTIES, LLC, a Florida limited liability company (the "Company"), are submitted in accordance with §608.411(4) of the Florida Limited Liability Company Act (the "Act") for purposes of amending and restating the Articles of Organization of the Company in their entirety. From and after the date of filing hereof, the Amended & Restated Articles shall be as set forth in the SECOND paragraph, below.

FIRST: The information required by §608.411(4) of the Act is as follows:

- (i) The limited liability company's present name is "VOLUSIA 44 PROPERTIES, LLC."
- (ii) The date of filing of the Articles of Organization of the Company was August 26, 2005.
- (iii) These Amended and Restated Articles will take effect at the time and date on which they are filed with the Florida Department of State.
- (iv) These Amended & Restated Articles have been duly executed and are being filed in accordance with §608.411 of the Act.

SECOND: The Amended & Restated Articles of the Company are as follows:

**ARTICLE I
NAME**

The name of this limited liability company (the "Company") is "VOLUSIA 44 PROPERTIES, LLC."

07 OCT 16 PM 12:08

FILED
SECRETARY OF STATE
DIVISION OF CORPORATE FILINGS

((H07000256355 3)))

**ARTICLE II
MAILING AND STREET ADDRESS**

The mailing address and street address of the principal office of the Company are as follows:

3733 University Boulevard W.
Suite 115-A
Jacksonville, Florida 32217

**ARTICLE III
COMMENCEMENT OF COMPANY'S EXISTENCE**

In accordance with Section 608.409(1), Florida Statutes, the Company's existence began on the date on which the Articles of Organization of the Company were filed with the Florida Department of State.

**ARTICLE IV
REGISTERED AGENT**

The address of the Registered Office and the Registered Agent of the Company at such address are as follows:

Scott M. Price, Esquire
c/o Zimmerman, Kiser & Sutcliffe, P.A.
315 E. Robinson Street, Suite 600
Orlando, Florida 32801

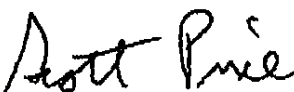
**ARTICLE V
MANAGER**

The name and address of the manager of the Company is:

Donna Helming
3733 University Boulevard W.
Suite 115-A
Jacksonville, Florida 32217

**ARTICLE VI
APPLICABLE LAW**

The Company is created pursuant to Chapter 608, Florida Statutes, and shall be governed by the laws of the State of Florida.



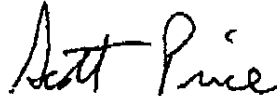
Scott M. Price
Authorized Representative

((H07000258355 3)))

**ACCEPTANCE OF DESIGNATION
OF
REGISTERED AGENT**

Pursuant to the provisions of Section 608.415, Florida Statutes, the undersigned submits the following statement of acceptance of his designation as Registered Agent for the Company:

Having been named as Registered Agent and to accept service of process for the above-stated limited liability company at the place designated in this certificate, 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 relating to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as Registered Agent as provided for in Chapter 608 of the Florida Statutes.



Scott M. Price