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S. HAWKES
JUN 2 8 2010
EXAMINER

## AMENDED AND RESTATED ARTICLES OF ORGANIZATION OF

### Beach House Real Estate, LLC

Rebecca A. Montgomery-Buky, the undersigned, does hereby amend the Articles of Organization of Beach House Real Estate, LLC, which has been established for the purpose of becoming a Limited Liability Company, operating for profit by and under the provisions of the statutes of Florida appertaining and providing for the formation, liabilities, rights, privileges as Limited Liability Company operating for profit, and do hereby make, subscribe, acknowledge and file these Amended and Restated Articles of Organization for such Limited Liability Company for profit and does hereby declare, state and certify:

#### <u>Article</u>

The name of this Limited Liability Company is:

Beach House Real Estate, LLC

#### Article II

The address of the principal place of business of this Limited Liability Company is

Beach House Real Estate, LLC 2103 Manatee Avenue West Bradenton, Florida 34205

#### Article III

The mailing address of this Limited Liability Company is

Beach House Real Estate, LLC 2103 Manatee Avenue West Bradenton, Florida 34205

#### Article IV

The Articles of Organization for this Limited Liability Company were filed on May 3,

2010, and this Limited Liability Company was effective as of April 28, 2010.

#### Article V

The Limited Liability Company may transact any and all lawful business for which Limited Liability Companies may be organized under the Florida Limited Liability Company Act.

#### Article VI

The street address of the registered office of this Limited Liability Company is 2103

Manatee Avenue West, Bradenton, Florida 34205 and the name of the registered agent of this Limited Liability Company at that address is David Paul Montgomery, Chartered.

#### Article VII

The names, post office addresses and respective interests of the members of this Limited Liability Company, are:

Name:	Address:	Membership Interest:
Rebecca A. Montgomery- Buky	2103 Manatee Avenue West Bradenton, Florida 34205	33- 1/3% membership interest
Patricia C. Buky	518 74 <sup>th</sup> Street Holmes Beach, Florida 34217	33- 1/3% membership interest
Dennis R. Miller, Jr.	P.O. Box 1244 Anna Maria, Florida 34216	33- 1/3% membership interest

#### **Article VIII**

Rebecca A. Montgomery-Buky, as a member and Manager of the Limited Liability Company, Patricia C. Buky, as a member of the Limited Liability Company, and Dennis R. Miller, Jr., as a member of the Limited Liability Company, have consented to the

appointment of Kyle S. Fisher as an additional Manager of the Limited Liability Company Rebecca A. Montgomery-Buky shall remain as a manager of the Limited Liability Company. The name and post office addresses of the Managers of the Limited Liability Company are:

Kyle S. Fisher P.O. Box 14088 Bradenton, Florida 34209

Rebecca A. Montgomery-Buky 2103 Manatee Avenue West Bradenton, Florida 34205

#### Article IX

These Amended and Restated Articles of Organization may be amended in a manner provided therefore by the laws of the State of Florida. Each amendment to these Amended and Restated Articles of Organization shall be proposed by one or more of the Members of this Limited Liability Company. The number of Members of this Limited Liability Company may be increased or decreased from time to time, but which number of Members shall never be less than one. Members may from time to time move the principal office to any other address in the State of Florida. Any questions or motion, or action of the members of this Limited Liability Company shall be decided by a majority in interest of the members entitled to vote thereon. An Operating Agreement may be promulgated, adopted, amended, changed or deleted by the members of this Limited Liability Company. Such Operating Agreement may set forth limitations on the powers of any Manager. Except for any business affairs authorized in the Operating Agreement to be carried out by the Manager(s) alone, the business affairs of this Limited Liability Company shall be conducted by the Members, by vote of the majority in interest of the members. This Limited Liability Company shall have and enjoy all of the rights, privileges and immunities of a Limited Liability Company operating under the laws of the State of Florida, appertaining thereto at the time of the

organization hereof and any amendments thereto. These Amended and Restated Articles have been duly executed and are being filed in accordance with Section 608.411 of the Florida Statutes.

IN WITNESS WHEREOF, the undersigned Member and Manager, as duly authorized representative of the Limited Liability Company, has executed the foregoing Amended and Restated Article of Organization on June 21, 2010.

Rebecca A. Montgómery-Buky

as Member and a Manager of Beach House Real Estate,

LLC

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