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SECRETARY OF STATE
ANASSEE, FLORID

J. BRYAN

JUL -7 2011

**EXAMINER** 

## **COVER LETTER**

TO: Registra Division	ation Section 1 of Corporations	·	A L
SUBJECT:	ALX HOM		THE PROPERTY OF THE PROPERTY O
	Name of Limited L	iability Company	Fig. 3
The enclosed Art	icles of Organization and fee(s) are subr	nitted for filing.	
Please return all	correspondence concerning this matter to	o the following:	
	T. John Cost	Lello, Jr., Esq.	
	Costello, Roys	ton & Wicker,	LLP
		crittany Blvd. +	
	Fort Myer	S,FL 33907  nic and Zip Code	
	icostello@ / E-mail address: (to be used for fi	awcrw. com	
For further inform	mation concerning this matter, please cal	11:	
John	Costello at	(239) 939-223 Area Code & Daytime Telephone Num	22_ nber
Enclosed is a cl	neck for the following amount:		
/		Certified Copy Certific (additional copy is enclosed) Certifie	O Filing Fee, cate of Status & cd Copy (all copy is enclosed)
	Mailing Address Registration Section Division of Corporations P.O. Box 6327 Tallahassee, FL 32314	Street/Courier Address Registration Section Division of Corporations Clifton Building 2661 Executive Center Circle	

Tallahassee, FL 32301





The undersigned, being authorized to execute and file these Articles, hereby certifies: that:

- Article I. Name. The name of the Limited Liability Company is ALX HOMES, LLC.
- Article II. <u>Address</u>. The mailing address and street address of the principal office of the Limited Liability Company is 4366 Tufts Avenue, Fort Myers, Florida, 33901.
- Article III. <u>Registered Agent and Registered Office</u>. The name and Florida street address of the initial Registered Agent are: T. John Costello, Jr., Costello, Royston & Wicker, LLP, 12670 New Brittany Boulevard, Suite 101, Fort Myers, FL 33907.
- Article IV. Written Operating Agreement. Any operating agreement (as defined in Section 608.402(24)) entered into by the members of the Limited Liability Company, and any amendments or restatements thereof, shall be in writing, and shall govern all matters relating to the governance of the affairs of the Limited Liability Company, the conduct of its business and the relation of its members, including without limitation the amendment of these Articles. No oral agreement among any of the members or managers of the Limited Liability Company shall be deemed or construed to constitute any portion of, or otherwise affect the interpretation of, any written operating agreement of the Limited Liability Company, as amended and in existence from time to time.
- Article V. <u>Term</u>. The Limited Liability Company shall commence on the date these Articles of Organization are filed with the Office of the Florida Department of State and shall be perpetual, unless the Company is earlier dissolved in accordance with the provisions of the Operating Agreement or applicable law.
- Article VI. <u>Management</u>. The Limited Liability Company will be managed by one or more Managers, whose identities and terms of office shall be set forth in the written Operating Agreement of the Limited Liability Company. The initial Manager of the Limited Liability Company is: Alex Correll Wilbourne.
- Article VII. <u>Limitation on Agency Authority of Members</u>. Pursuant to Section 608.4235 of the Florida Limited Liability Company Act, no member of the Company shall be an agent of the Company solely by virtue of being a member.

IN WITNESS WHEREOF, I have signed these Articles of Organization as a Member of the Limited Liability Company and acknowledge them to be my act this day of July 2011.

(In accordance with Section 608.408(3), Florida Statutes, the execution of this document constitutes an affirmation under the penalties of perjury that the facts stated herein

are true.)

Correll Wilbourne

## STATEMENT ACCEPTING APPOINTMENT AS REGISTERED AGENT

I hereby accept the designation as Registered Agent to accept service of process for the above stated Limited Liability Company at the place designated in this statement. I am familiar with and accept the obligations of my position as Registered Agent under Chapter 608, Florida Statutes.

T.John Costello, Jr