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LAW OFFICES

# MERRITT AND WATSON, P.A.

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RONALD H. WATSON
TRIAL PRACTICE - PERSONAL
INJURY & WEONGFUL DEATH
WORKERS' COMPENSATION
SOCIAL SECURITY DISABILITY

**April 10, 2003** 

Department of State, Division of Corporations Post Office Box 6327 Tallahassee, Florida 32314

Re: DORRWAY DRIVE LANDOWNERS' ASSOCIATION, INC.

Ladies and Gentlemen:

Please find enclosed for filing, one original and one copy of the Articles of Incorporation of **DORRWAY DRIVE LANDOWNERS' ASSOCIATION, INC.** Also enclosed is Check No. 792 in the amount of Seventy-eight and 75/100 dollars (\$78.75) as the appropriate filing fee.

Please return the copy, stamped to show the date of filing, to the undersigned.

Sincerely,

JOHN I. MERRITT

WILLS, ESTATES AND

ESTATE PLANNING

REAL PROPERTY LAW
MARITAL AND FAMILY LAW

GENERAL PRACTICE

JOHN I. MERRITT, Esq. Merritt and Watson, P.A.

1500 East Orange Avenue

Eustis, Florida 32726 (352) 357-2932

Florida Bar No. 128516

Encs.

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#### ARTICLES OF INCORPORATION

OF

# DORRWAY DRIVE LANDOWNERS' ASSOCIATION, INC.

(A Corporation Not for Profit)

# ARTICLE I

#### **NAME**

The name of the corporation is DORRWAY DRIVE LANDOWNERS' ASSOCIATION, INC.

# ARTICLE II

# **PURPOSE**

The purposes for which this corporation is organized are:

- (a) Maintain the Serenity, Beauty and Peace of the area;
- (b) Preserve the Forest, Wildlife, Ecology and Environment;
- (c) Obtain from the Forestry Service an easement for the road to the property of Hayden K. Hale and Betty M. Hale, Daniel C. Hall, Jr., and Thomas A. Debo with provision for its upkeep, repair and maintenance;
  - (i) Community Cooperation in Maintenance of the road.
  - (ii) Major road work shall be determined as deemed necessary by a Majority;
  - (iii) Lease and Maintenance costs shall be shared equally by the Property Owners.
  - (d) Primary use of the road is for ingress and egress.
- (e) To operate without profit and for the sole and exclusive purpose hereinabove expressed.

(f) No other obligation, responsibility or authority is granted or implied other than hereinabove expressed except as necessary to carry out and implement the stated purposes.

#### ARTICLE III

#### **POWERS**

The corporation shall have all of the powers of a corporation not for profit organized under the provisions of Chapter 617, Florida Statutes, (2002) which are not in conflict with the terms of the Declaration, as amended from time to time, or the terms of these Articles of Incorporation.

#### ARTICLE IV

#### **TERM**

This corporation shall have perpetual duration.

#### ARTICLE V

#### <u>MEMBERS</u>

The members of the corporation shall consist of the incorporators and any other members who meet the requirements for membership set forth in the By-Laws.

#### ARTICLE VI

#### VOTING

Each member shall have one vote.

#### ARTICLE VII

#### DIRECTORS

The affairs of the corporation shall be managed under the authority of a Board of Directors who need not be members of the corporation. The initial Board of directors of the Corporation shall consist of four (4) members, whose names and address are as follows:

Name Address

HAYDEN K. HALE 20636 Forest Road, 572-A, Altoona, Florida 32702

BETTY M. HALE 20636 Forest Road, 572-A, Altoona, Florida 32702

DANIEL C. HALL, JR. 20630 Forest Road, 572-A, Altoona, Florida 32702

THOMAS A. DEBO 45400 Dorrway Drive, Altoona, Florida 32702

The number of directors may be increased or diminished from time to time by the By-Laws, but shall never be less than three (3).

The members of the Board of Directors shall be elected at the annual meeting of the members as provided in the By-Laws of the Corporation and shall serve for terms of one year, or until the election of a successor and qualification, or until removed from office in the manner provided in the By-Laws.

#### ARTICLE VIII

#### OFFICERS

The affairs of the corporation, subject to the direction of the Board of Directors, shall be managed by a President, a Secretary/Treasurer and such other officers as may from time to time be provided by the By-Laws of the corporation. The officers of the corporation shall be elected by the Board of Directors at a meeting immediately following the Annual Meeting of the members of the Corporation as provided in the By-Laws of the Corporation. The initial officers of the corporation shall be:

HAYDEN K. HALE, President

THOMAS A. DEBO, Secretary/Treasurer

#### ARTICLE IX

# BY-LAWS

The power to adopt, alter, amend, or repeal By-Laws shall be vested in the board of directors, provided, however, that any By-Law providing for the determination and levy of Annual or Special assessments, or any amendment thereto, adopted by the board shall become effective only upon ratification by members holding a majority of the votes entitled to be cast by the members of the Association.

#### ARTICLE X

#### AMENDMENTS .

These Articles of Incorporation may be amended by majority vote of the members of the association.

#### ARTICLE XI

# DISSOLUTION OF THE ASSOCIATION

Upon dissolution of the Association, all of its assets remaining after provision for creditors and payment of all cost and expenses of such dissolution shall be distributed in the following manner:

- (1) Dedication to any applicable municipal or other governmental authority of any property determined by the Board of Directors of the association to be appropriate for such dedication and which the authority is willing to accept.
- (2) The remaining assets shall be distributed to the members of the Association as tenants-in-common, with each member receiving an undivided fractional interest equivalent to the number of votes to which such member was entitled immediately prior to the dissolution divided by the total votes then outstanding, such interest being subject, however, to the rights of an "Owner", as defined in the Declaration, as amended from time to time as therein provided, in and to any property so distributed.

(3) The Association may be dissolved upon a resolution to that effect being adopted by affirmative vote of two-thirds (2/3) of the members.

#### ARTICLE XII

#### PRINCIPAL OFFICE AND RESIDENT AGENT

The address of the initial registered office of the corporation shall be 20636 Forest Road 572-A, Altoona, Florida 32702. The initial registered agent of the corporation at such address shall be HAYDEN K. HALE.

#### ARTICLE XIII

#### **SUBSCRIBERS**

The names and street address of the Subscribers to these Articles of Incorporation are:

Name	Address	
HAYDEN K. HALE	20636 Forest Road, 572-A, Altoona, Florida 32702	
BETTY M. HALE	20636 Forest Road, 572-A, Altoona, Florida 32702	
THOMAS A. DEBO	45400 Dorrway Drive, Altoona, Florida 32702	

# ARTICLE XIV

The association shall levy and collect adequate assessments against members of the association for the costs of maintenance and preservation of the easement from U.S. Forestry service to Property Owners.

#### ARTICLE XV

The assessments shall be used for the maintenance and repair of the surface water or storm water management system including but not limited to work within retention areas, drainage structures and drainage easements.

IN WITNESS WHEREOF, the Subscribers have affixed their signatures this 2014 day of
HAYDEN K. HALE
BETTY M. HALE  THOMAS A. DEBO
STATE OF FLORIDA
COUNTY OF LAKE
The foregoing instrument was acknowledged before me this 2014 day of
Arch, 2003, by HAYDEN K. HALE, BETTY M. HALE, and THOMAS A. DEBO.  Signature of Notary Public (Print, typed, or stamp Commissioned Name of Notary Public My commission expires
Personally known OR Produced Identification  Type of Identification Produced  Type of Identification Produced  Type of Identification Produced

# CERTIFICATE OF DESIGNATION OF REGISTERED AGENT/REGISTERED OFFICE

UNDER THE PROVISIONS OF F.S. 607.0501, THE UNDERSIGNED CORPORATION, ORGANIZED UNDER THE LAWS OF THE STATE OF FLORIDA, SUBMITS THE FOLLOWING STATEMENT IN DESIGNATING THE REGISTERED OFFICE/REGISTERED AGENT IN THE STATE OF FLORIDA.

1. The name of the corporation is:

# DORRWAY DRIVE LANDOWNERS' ASSOCIATION, INC.

2. The name and address of the registered agent and office is:

HAYDEN K. HALE 20636 Forest Road, 572-A Altoona, Florida 32702

Having been named as registered agent and to accept service of process for the abovenamed corporation at the place designated in this certificate, I 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.

IAYDEN K. HALE

March 20th, 2003.