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Attorney at Law

221 N. CAUSEWAY
NEW SMYRNA BEACH, FL 32169-5239
386-427-5227
(FAX) 386-423-3909
e-mail: HSpencePA@aol.com

February 24, 2004

Department of State Corporate Records Bureau 409 E. Gaines Street Tallahassee, FL 32301

Re: Riverview Court Subdivision Homeowners Association, Inc.

Dear Sir:

Enclosed is the original and one copy of the Articles of Incorporation of the above corporation. We have also enclosed a check in the amount of \$78.75 for the filing fee and one certified copy. Please process this at your earliest opportunity and return the certified copy of the Articles of Incorporation to this office.

Thank you for your assistance. If you have any questions, please do not hesitate to contact my office.

Very truly yours,

Hal Spence

HS/tm

Enclosures

#### ARTICLES OF INCORPORATION

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OF

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## RIVERVIEW COURT SUBDIVISION HOMEOWNERS ALLAHASSEE FLORIDA

ASSOCIATION, INC.

#### A FLORIDA NONPROFIT CORPORATION

#### ARTICLE ONE Name

The name of the Corporation is Riverview Court Subdivision Homeowners Association, Inc.

# ARTICLE TWO Principal Office and Address

The address of the principal office and mailing address of the corporation is 221 North Causeway, New Smyrna Beach, Florida 32169.

## ARTICLE THREE Duration

The term of existence of the Corporation is perpetual; and the corporate existence will commence on the filing of these articles by the Department of State.

# ARTICLE FOUR Purpose

The sole purpose for which the Corporation is organized is to provide a means for the orderly implementation and enforcement of the Declaration of Restrictions of Riverview Court Subdivision (("Declaration") recorded at Book 3998; Page 349, Public Records of Volusia County and in accordance with the Mediation Settlement Agreement, dated, November 13, 2003 in Case No.: 2003-10494-CIDL, styled Lewis Ayers, Plaintiff v. George Herndon, Trustee et al. It shall be a violation of the stated purpose of the corporation to expand, alter, or modify, in any way, the Declaration, other than pursuant to said Declaration.

## ARTICLE FIVE Direction

The corporation shall, have three directors. The directors of the Corporation shall be elected by a majority vote of the lot owners within the Riverview Court Subdivision, referenced above and shall serve a three year term. In the event that a vacancy arises, then the vacancy shall be filled in the manner outlined above. Directors shall take no action and shall have no power unless such is conferred upon the directors by a minimum of seven lot owners of Riverview Court Subdivision consistent with the Declaration.

# ARTICLE SIX Registered Office and Agent

The initial registered office of the Corporation shall be located at 221 North Causeway, New Smyrna Beach, Florida 32169. The initial registered agent of the Corporation at that address shall be Hal Spence, Esq.

## ARTICLE SEVEN Incorporator

The names and residence addresses of the incorporator is: Hal Spence: 221 North Causeway, New Smyrna Beach, Florida 32169

## ARTICLE EIGHT Officers

The lot owners of Riverview Court Subdivision shall annually elect a President and a Secretary/Treasurer by majority vote of the lot owners of Riverview Court Subdivision. The president shall conduct all meetings, if any, and shall carry out only the terms of the Declaration.

The Secretary/Treasurer shall take minutes of all meetings, if any, and shall handle all finances of the corporation. All officers shall be limited in his or her powers by the Declaration referenced above. Lot owners, Lewis Ayers and George B. Herndon, shall not serve as officers or directors of the corporation.

In witness whereof, I have subscribed my name this 24 day of February, 2004

Hal Spence

### STATE OF FLORIDA COUNTY OF VOLUSIA

Before me personally appeared HAL SPENCE personally know to me or who produced a Florida driver's license as identification and known to be the persons described in and who executed the foregoing Articles of Incorporation and acknowledged to and before me that they executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal this 24th day of February, 2004.

My commission expires:

Terry T. McMillian
MY COMMISSION # DD250003 EXPIRES
January 9, 2008
BONDED THRUTROY FAIN INSURANCE, INC

ACCEPTANCE BY REGISTERED AGENT

Notary Public,

The undersigned hereby accepts the appointment as Registered Agent of Riverview Court Subdivision Homeowners Association, Inc., which is contained in the foregoing Articles of Incorporation.

DATED this 24 day of February, 2004.

Hal Spence, Registered Agent

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