



FLORIDA DEPARTMENT OF STATE
Glenda E. Hood
Secretary of State

August 31, 2005

Robert E. Maloney Jr., Esq.
827 Fairways Court
Suite 310
Stockbridge, GA 30281

SUBJECT: HIBISCUS AT BAYOU POINTE CONDOMINIUM ASSOCIATION,
INC.

Ref. Number: N05000007980

We have received your document for HIBISCUS AT BAYOU POINTE CONDOMINIUM ASSOCIATION, INC. and your check(s) totaling \$43.75. However, the enclosed document has not been filed and is being returned for the following correction(s):

If there are MEMBERS ENTITLED TO VOTE on a proposed amendment, the document must contain: (1) the date of adoption of the amendment by the members and (2) a statement that the number of votes cast for the amendment was sufficient for approval.

If there are NO MEMBERS OR MEMBERS ENTITLED TO VOTE on a proposed amendment, the document must contain: (1) a statement that there are no members or members entitled to vote on the amendment and (2) the date of adoption of the amendment by the board of directors.

If you have any questions concerning the filing of your document, please call (850) 245-6907.

Annette Ramsey
Document Specialist

Letter Number: 805A00054827

Robert E. Maloney, Jr.

Attorney at Law

827 Fairways Court, Suite 310
Stockbridge, Georgia 30281
(770) 506-1111

Also Admitted in:
Connecticut
Florida
Massachusetts

Fax (770) 507-1595

August 31, 2005

VIA HAND DELIVERY

Secretary of State of Florida
Division of Corporations
409 East Gaines Street
Tallahassee, FL 32399

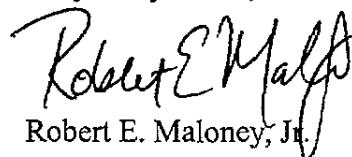
Re: *Hibiscus at Bayou Pointe Condominium Association, Inc.*
Articles of Amendment

To Whom It May Concern:

Enclosed please find my original and two (2) copies of the Amendment to Articles of Incorporation for the above referenced corporation. I also enclose my check in the amount of \$43.75 for filing fee and certified copy.

I would appreciate your filing this entity and returning the enclosed as a Certified Copy at your earliest convenience. Please forward any relevant correspondence to me at the above address.

Very Truly Yours,



Robert E. Maloney, Jr.

cc: *Hibiscus at Bayou Pointe Condominium Association, Inc.*

REM/rg

COVER LETTER

TO: Amendment Section
Division of Corporations

NAME OF CORPORATION: HIBISCUS AT BAYOU POINTE CONDOMINIUM ASSOCIATION, INC.

DOCUMENT NUMBER: N05000007980

The enclosed *Articles of Amendment* and fee are submitted for filing.

Please return all correspondence concerning this matter to the following:

ROBERT E. MALONEY, JR., ESQ.

(Name of Contact Person)

(Firm/ Company)

827 FAIRWAYS COURT, SUITE 310

(Address)

STOCKBRIDGE, GEORGIA 30281

(City/ State/ and Zip Code)

For further information concerning this matter, please call:

ROBERT E MALONEY, JR., ESQ.

(Name of Contact Person)

at (770) 506 - 1111

(Area Code & Daytime Telephone Number)

Enclosed is a check for the following amount:

- | | | | |
|--|--|--|--|
| <input type="checkbox"/> \$35 Filing Fee | <input type="checkbox"/> \$43.75 Filing Fee &
Certificate of Status | <input checked="" type="checkbox"/> \$43.75 Filing Fee &
Certified Copy
(Additional copy is
enclosed) | <input type="checkbox"/> \$52.50 Filing Fee
Certificate of Status
Certified Copy
(Additional Copy
is enclosed) |
|--|--|--|--|

Mailing Address

Amendment Section
Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314

Street Address

Amendment Section
Division of Corporations
409 E. Gaines Street
Tallahassee, FL 32399

AMENDMENT
TO
ARTICLES OF INCORPORATION
OF
HIBISCUS AT BAYOU POINTE CONDOMINIUM ASSOCIATION, INC

FILED
05 SEP - 1 AM 9:52
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Pursuant to the provisions of section 617.1006, Florida Statutes, the undersigned Florida non-profit corporation adopts the following articles of amendment to its Articles of Incorporation.

FIRST: - AMENDMENT ADOPTED: The following provisions are added to Articles III, Purpose and Powers, Section 3.2 (B) by the Board of Directors, as currently there are no Members entitled to vote on this Amendment at this time:

9. To maintain and keep in good condition, order and repair any wetlands or marsh areas located within the Common Area, provided that such areas are maintained in accordance with any restrictions or covenants recorded against such property.
10. To operate and maintain any storm water management facilities located within the Properties, provided that such areas are maintained in accordance with any federal and/or Stater laws, including, but not limited to, Florida administrative Code Rule 65-25.027 (2)(b) and (3).
11. The Association may be relieved of all or any portion of its maintenance responsibilities herein to the extent that (i) such maintenance responsibility is otherwise assumed by or assigned to one (1) or more Owners, or (ii) such property is dedicated to any local, state or federal government or quasi-governmental entity; provided, however, that in connection with such assumption, assignment or dedication, the Association may reserve or assume the right or obligation to

continue to perform all or any portion of its maintenance responsibilities, if the Board determines that such maintenance is necessary or desirable to maintain the standard of the Condominium.

SECOND: The date of adoption of this amendment was **August 30, 2005**.

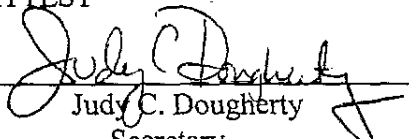
THIRD: This Amendment was adopted by the Board of Directors, and ratified by the owners of all of the Property.

IN WITNESS WHEREOF, Hibiscus At Bayou Pointe Condominium Association, Inc. has caused this amendment to be executed in its name by its duly authorized officers and its seal affixed this 30th day of August, 2005.

**HIBISCUS AT BAYOU POINTE
CONDOMINIUM ASSOCIATION, INC.**

A Florida not for profit corporation

ATTEST



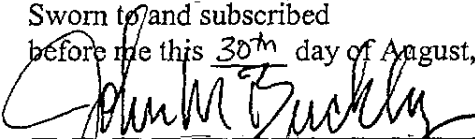
Judy C. Dougherty
Secretary

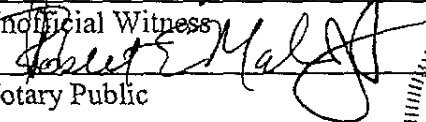
By: 

Mark A. Conner,
President

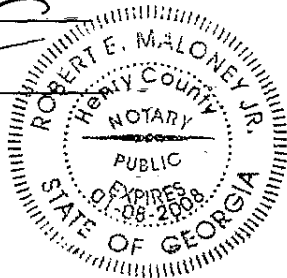
SEAL

Sworn to and subscribed
before me this 30th day of August, 2005.



Unofficial Witness


Notary Public



JOINDER

WHEREAS, H.B.P. Developers, L.C., a Florida limited liability company, hereby consent to the above Amendment of the Articles of Incorporation for Hibiscus at Bayou Pointe Condominium Association, Inc., as owner of record of all property affected by this Amendment.

Sworn to and subscribed
before me this 30th day of August, 2005.

John M. Buckley
Unofficial Witness
Robert E. Maloney Jr.
Notary Public

H.B.P. DEVELOPERS, L.C.

By: [Signature]
William L. McDonald,
Managing Member

