

NO 5000010457

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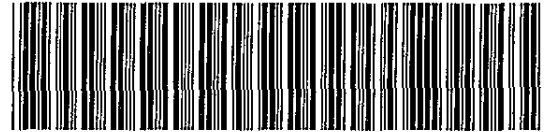
(Business Entity Name)

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Amended
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TO: Amendment Section
Division of Corporations

NAME OF CORPORATION: SOUTHWIND HOMEOWNERS ASSOCIATION
OF SOUTH LAKELAND INC.

DOCUMENT NUMBER: N05000010457

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

Please return all correspondence concerning this matter to the following:

Martin Jones
(Name of Contact Person)

Southwind Home Owners Association of South Lakeland Inc
(Firm/ Company)

4868 Southwind Dr.
(Address)

Mulberry, FL 33860
(City/ State and Zip Code)

For further information concerning this matter, please call:

Martin Jones at (863) 709-1901
(Name of Contact Person) (Area Code & Daytime Telephone Number)
OR 863 604-2634

Enclosed is a check for the following amount:

- | | | | |
|--|--|---|---|
| ☐ \$35 Filing Fee | ☐ \$43.75 Filing Fee &
Certificate of Status | ☐ \$43.75 Filing Fee &
Certified Copy
(Additional copy is
enclosed) | ☒ \$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
Clifton Building
2661 Executive Center Circle
Tallahassee, FL 32399

**Articles of Amendment
to
Articles of Incorporation
of**

SOUTHWIND HOME OWNERS ASSOCIATION OF SOUTH LAKELAND INC.
(Name of corporation as currently filed with the Florida Dept. of State)

N05000010457

(Document number of corporation (if known))

Pursuant to the provisions of section 617.1006, Florida Statutes, this ***Florida Not For Profit Corporation*** adopts the following amendment(s) to its Articles of Incorporation:

NEW CORPORATE NAME (if changing):

(must contain the word "corporation," "incorporated," or the abbreviation "corp." or "inc." or words of like import in language; "Company" or "Co." may **not** be used in the name of a not for profit corporation)

AMENDMENTS ADOPTED- (OTHER THAN NAME CHANGE) Indicate Article Number(s) and/or Article Title(s) being amended, added or deleted: **(BE SPECIFIC)**

SEE ATTACHED PAGES 1 thru 4

(Attach additional pages if necessary)
(continued)

Articles of Amendment Page: 1
to
Articles of Incorporation Document # N05000010457
of
SOUTHWIND HOME OWNERS ASSOCIATION OF SOUTH LAKE LAND, INC.

ARTICLE I – Name No change

Amend ARTICLE II to read as follows:

ARTICLE II -- Not For Profit

The Corporation is a non-profit corporation under the laws of the State of Florida. The Corporation is not formed for pecuniary gain. No part of the income or assets of the Corporation is distributable to or for the benefit of its Members, Directors, or Officers, except to the extent permissible under law.

Amend ARTICLE III to read as follows:

ARTICLE III – Principal Office and Mailing Address of the Corporation

The address of the principal office of the Corporation is, Martin Jones, 4868 Southwind Dr., Mulberry, Fl. 33860, and its mailing address is the same.

Amend ARTICLE IV to read as follows:

ARTICLE IV – Commencement and Duration

The Corporation is to commence its corporate existence effective upon the filing hereof, and shall exist perpetually thereafter until dissolved according to law.

Amend ARTICLE V to read as follows:

ARTICLE V – Purposes

The purposes of the corporation are to unite the airport easement holders for the preservation of the South Lakeland Airport, to provide a venue for an exchange of ideas and to cooperate with the runway and taxiway owners in the use and improvement of the airport, and to preserve, maintain, and protect the various rights of the Members in and to the South Lakeland Airport, and its runways and taxiways.

To perform the functions of the Southwind Homeowners Association per the agreement between the airport owner and the various airport easement holders as recorded in Polk County Public Records book 3247, pages 0617, 0618, 0619, 0620, 0621, and the Southwind Homeowners Association as referred to in the Amended Final Judgment of the Circuit Court of the Tenth Judicial Circuit in Polk County, Case numbers GCG-85-703, GCG-82-637, GCG-82-771 as recorded in Polk County Public Records Book 2592, pages 0845, 0846, 0847, 0848, 0849, 0850. And to assume the obligations of the expense of easement assignment use, maintenance, mowing, licensing, and general upkeep of the easement if the airport owner voluntarily or involuntarily fails to perform his obligations to perform those duties.

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to
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SOUTHWIND HOME OWNERS ASSOCIATION OF SOUTH LAKE LAND, INC.

If it becomes necessary for the corporation to assume the obligations of airport easement maintenance and to collect the annual airport easement fees, those fees will not be assessments or mandatory fees, but payment of fees mandated by the easement grantor and voluntarily assumed when the easement was granted. Should it become necessary for the corporation to assume the obligations of airport easement maintenance, it will also assume responsibility of billing for and collecting all easement fees, which will be paid to the corporation, to be used for runway and taxiway maintenance, whether or not the easement holders are members of the corporation.

Amend ARTICLE VI to read as follows:

ARTICLE VI – Limitations

The corporation shall never be empowered to make any assessments or collect other monies from its members which are not voluntarily paid. The corporation shall never be empowered to interfere in or control any aspect of any homeowner as to the use, appearance, upkeep, or maintenance of the homeowner's private personal or real property.

No part of the net earnings of the corporation shall inure to the benefit of or be distributable to its Members, Directors, or Officers, but the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of its purposes.

Amend ARTICLE VII to read as follows:

ARTICLE VII --Board of Directors

All corporate powers shall be exercised by and under the authority of, and the business and affairs of the Corporation shall be managed under the direction of the Board of Directors. The Corporation shall have three (3) directors initially. The number of Directors may thereafter be increased or decreased from time to time in accordance with the by-laws of the Corporation, but shall never number less than three (3). The names and street addresses of the directors who shall hold office until their successors, who shall be chosen at the first meeting of the members have qualified, shall be:

Tee Sifford, 4820 Southwind Dr. Mulberry, FL 33860
Richard Bates 5050 Southwind Dr. Mulberry, FL 33860
Martin Jones, 4868 Southwind Dr. Mulberry, FL 33860

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Amend ARTICLE VIII to read as follows:

ARTICLE VIII – Members

Membership in the corporation is voluntary and is limited to those persons who own property at South Lakeland Airport. Determination of eligibility is to be made by the members, at their sole discretion. The Corporation shall have voting members who shall be elected and may be removed by the voting members and shall have all the rights and privileges of members of the corporation.

Each member shall have one vote on matters coming before the Corporation. No entity may own more than one membership nor control more than one vote.

An initiation fee of \$25.00 and annual dues of \$25.00 must be paid by each member for the first year of membership. Thereafter, the annual dues shall be \$25.00 per year.

Add ARTICLE IX

ARTICLE IX By-Laws

The power to adopt, amend, or repeal by-laws shall be vested in the Board of Directors and the Members, but the Board of Directors may not alter, amend, or repeal any by-laws adopted by the Members if the Members provide that the by-laws shall not be altered, amended, or repealed by the Board of Directors.

Add ARTICLE X

ARTICLE X – Officers

The Officers of The Corporation shall consist of a President, Vice President and Secretary/Treasurer and such other Officers and Assistant Officers as may be provided in the By-laws. Each Officer shall be elected by the members, and may be removed by the members, at such time and in such manner as may be prescribed by the By-laws. The name and address of each Officer of the Corporation is:

President - Tee Sifford, 4820 Southwind Dr. Mulberry, Fl. 33860
Vice President – Richard Bates, 5050 Southwind Dr. Mulberry, Fl. 33860
Secretary/Treasurer - Martin Jones, 4868 Southwind Dr. Mulberry, Fl. 33860

Note: New officers may be elected at the first general membership meeting held.

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to
Articles of Incorporation Document # N05000010457
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SOUTHWIND HOME OWNERS ASSOCIATION OF SOUTH LAKE LAND, INC.

Add ARTICLE XI

ARTICLE XI – Incorporator

The name and address of the original incorporator to these Articles of Incorporation is:

Kruk & Dough PL
4927 Southfork Dr.
Lakeland, FL 33813

Add ARTICLE XII

ARTICLE XII – Registered Office and Agent

The street address of the Registered Office of the Corporation is:

4868 Southwind Dr.
Mulberry, FL 33860

And the name of the Registered Agent of the Corporation at that address is:

Martin Jones

Add ARTICLE XIII

ARTICLE XIII – No Stock

No issuance of stock will be made by the Corporation. Membership will be as reflected in the Corporate books.

+++++END OF AMMENDMENTS+++++

The date of adoption of the amendment(s) was: 10/30/2005

Effective date if applicable: _____
(no more than 90 days after amendment file date)

Adoption of Amendment(s) **(CHECK ONE)**

- ☐ The amendment(s) was (were) adopted by the members and the number of votes cast for the amendment was sufficient for approval.
- ☒ There are no members or members entitled to vote on the amendment. The amendment(s) was (were) adopted by the board of directors.

Signature _____

(By the chairman or vice chairman of the board, president or other officer- if directors have not been selected, by an incorporator- if in the hands of a receiver, trustee, or other court appointed fiduciary, by that fiduciary.)

LEE D. SIFFORD
(Typed or printed name of person signing)

PRESIDENT
(Title of person signing)

FILING FEE: \$35