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#### **COVER LETTER**

Department of State Division of Corporations P. O. Box 6327 Tallahassee, FL 32314

SUBJECT: AMERICAN COMMUNITIES, INC.					
(PROPOSED CORPORATE NAME – <u>MUST INCLUDE SUFFIX</u> )					
•					
Enclosed is an original and one (1) copy of the Articles of Incorporation and a check for :					
	\$78.75 Filing Fee &	\$78.75 Filing Fee	\$87.50 Filing Fee,		
— i imig i cc	Certificate of	& Certified Copy	Certified Copy		
	Status	1	& Certificate		
		ADDITIONAL CO	OPY REQUIRED		
FROM: IGNACIO BEGUIRISTAIN					
Name (Printed or typed)					

561-716-4449

3600 S. CONGRESSIANENDEUmber

**BOYNTON BEACH, FL 33426** 

TOM@FAHI.NET

E-mail address: (to be used for future annual report notification)

3600 S. CONGRESS AVENUE, SUITE D

City, State & Zip

NOTE: Please provide the original and one copy of the articles.

#### ARTICLES OF INCORPORATION

In compliance with Chapter 617, F.S., (Not for Profit)

### <u>AMERICAN COMMUNITIES, INC.</u>

We the undersigned, for the purpose of forming a non-profit corporation, under and pursuant to the provisions of Chapter 617 of the Florida Statutes, do hereby agree to the following:

#### ARTICLE I. NAME

The name of this corporation shall be AMERICAN COMMUNITIES, INC.

#### ARTICLE II. PURPOSES

The purpose for which this corporation is formed and organized, and the business and the objects to be carried on and promoted by it, are as follows, to-wit:

- A. To establish, operate, maintain and manage decent housing for low and moderate income citizens in need of assistance.
- B. In addition to, and not by way of limitation of any authority possessed by it or conferred upon it by law, the corporation shall have authority, subject only to the provisions of section C of this Article II:
- 1. To acquire by way of gift, devise, bequest, purchase, or otherwise, or to lease or construct or cause to be constructed, buildings and other facilities and equipment for maintaining and carrying on the work activities of the corporation, either alone or in conjunction with others and on premises owned or leased by the corporation or on premises owned or leased by others; to acquire by gift, devise, purchase, or otherwise, and own, hold, improve, lease, let, mortgage, pledge, plat, sell, assign, transfer, convey, manage, or otherwise deal in and with, and exercise all rights of ownership in or in respect of, any and every kind of real estate, improved or unimproved, and to own, lease, operate, construct, or erect buildings, structures, or other improvements on any such real estate, all as may be necessary, suitable, or convenient for carrying out any lawful purpose of the corporation.
- 2. To acquire by way of gift, devise, bequest, or otherwise, and to hold, sell, assign, transfer, mortgage, pledge, or otherwise dispose of personal property of every kind, including shares, stocks, bonds, debentures, securities, and other obligations or evidences of indebtedness of any other corporation, either profit or nonprofit, public or private, and domestic or foreign, as investments or otherwise, where necessary or proper for, or in connection with, any lawful purpose of the corporation and while the owner thereof, to exercise all rights, powers, and privileges of ownership, including the power to vote thereon.

- 3. To take, receive and hold any real or personal property that is given, conveyed, bequeathed, or devised to or otherwise vested in the corporation, the income therefrom or both and any income from or interest on any other money, property, or fund that is given or bequeathed to the corporation, interest for any purpose, subject to any use or condition, or upon any special or executory limitation that is consistent with the purpose of the corporation as set forth in these Articles.
- 4. To borrow money and incur indebtedness for any lawful purpose of the corporation from time to time, without limit as to amount, and in connection therewith, to draw, make, accept, execute, and issue notes, drafts, bills of exchange, bonds, debentures, and other negotiable or nonnegotiable instruments or evidences of indebtedness of any nature, and to secure payment thereof, and any interest thereon, by mortgage, pledge, deed of trust, assignment, or otherwise on or of any part or all of the assets of the corporation, including assets thereafter to be acquired.
- C. Notwithstanding any other provisions of these Articles of Incorporation, all of the work of the corporation shall be carried on and all funds of the corporation whether income or principal, and whether acquired by gift or contribution or otherwise, shall be used and applied exclusively for charitable, scientific, literary, or educational purposes, and in such manner that no part of the net earnings of the corporation will in any event inure to the benefit of any member, officer, director, or private shareholder of the fund, or institution, or any other individual (except that reasonable compensation may be paid for services rendered to or for the corporation in furtherance of one or more of its purposes and except that individuals may benefit from grants, scholarships, fellowships, and similar payments or contributions made for charitable, scientific, literary, or educational purposes, in furtherance of the objects and purposes of the corporation); the corporation shall not engage, otherwise than as an insubstantial part of its total activities, in activities that in themselves are not in furtherance of one or more of the exempt purposes specified in Section 501(c)(3) of the Internal Revenue Code of 1954, as that section may from time to time hereafter be amended; no part of the principal assets or net income of the corporation shall in any event be paid or contributed to any other corporation, organization, foundation, fund, institution, or governmental body, any substantial part of the activities of which consists of carrying on propaganda or otherwise attempting to influence legislation or which participates or intervenes in any political campaign on behalf of any candidate for public office, by publishing or distributing statements or otherwise; no member, director, or officer of the corporation or other private individual shall be entitled to share in the distribution of any of the corporate assets on liquidations, dissolution, or winding up of the corporation; and the corporation itself shall not in any way directly or indirectly, carry on propaganda or otherwise attempt to influence legislation, or participate or intervene in any political campaign on behalf of any candidate for public office, by publishing or distributing statements or otherwise.

# **ARTICLE III. QUALIFICATION OF MEMBERS**

This corporation is created to provide assistance in housing for low – and moderate – income individuals who need the kindness and mercy which can be bestowed upon them through the good offices of those who believe that each is responsible for the care of his brothers. Membership shall be limited to those who adhere to this belief and the belief that the society of man is one brotherhood without regard to race, color, creed or national origin.

# **ARTICLE IV. TERM OF EXISTENCE**

This corporation is to exist perpetually.

#### **ARTICLE V. INCORPORATOR**

The name and residence of the incorporator to these Articles is:

Name

Residence

Thomas G. Hinners

3600 S. Congress Ave.

Suite D

Boynton Beach, FL 33426

# **ARTICLE VI. OFFICERS**

- 1. The officers of the corporation shall be a President, a Vice President and a Secretary-Treasurer, and such other officers as may be provided in the Bylaws.
- 2. The names of the persons who are to serve as officers of the corporation until the first meeting of the Board of Directors are:

**Office** 

Name

President/Secretary

Ignacio Beguristain

Vice President/Treasurer Mary J. Wamser

The officers shall be elected at the annual meeting of the Board of Directors or as provided in the Bylaws.

#### **ARTICLE VII. BOARD OF DIRECTORS**

- 1. The Business affairs of this corporation shall be managed by the Board of Directors. This corporation shall have three directors initially. The number of directors may be increased from time to time, by the Bylaws, but shall never be less than three.
- 2. The Board of Directors shall be members of the corporation.

- 3. Members of the Board of Directors shall be elected and hold office in accordance with the Bylaws.
- 4. The names and addresses of the persons who are to serve as directors for the ensuing year, or until the first annual meeting of the corporation, are:

<u>Name</u>	Address	VETAVI
Ignacio Beguristain	3600 S. Congress Ave. Suite D Boynton Beach, FL 33426	-2 PH 2
Richard Schaper	3600 S. Congress Ave. Suite D Boynton Beach, FL 33426	SATE CORDA
Mary J. Wamser	3600 S. Congress Ave. Suite D Boynton Beach, FL 33426	

# **ARTICLE VIII. BYLAWS**

- 1. The Board of Directors of this corporation may provide such Bylaws for the conduct of its business and the carrying out of its purposes as they may deem necessary from time to time.
- 2. Upon proper notice the Bylaws may be amended, altered or rescinded by a unaminous vote of those members of the Board of Directors present at any regular meeting or any special meeting called for that purpose.
- 3. The Bylaws of this corporation may be made, altered or rescinded by unaminous vote of the members present at any meeting of this corporation.

# ARTICLE IX. AMENDMENTS

- 1. These Articles of Incorporation may be amended at a special meeting of the membership called for that purpose, by a unaminous vote of those present.
- 2. Amendments may also be made at a regular meeting of the membership upon notice given, as provided by the Bylaws, of intention to submit amendments.

#### ARTICLE X. REGISTERED AGENT AND LOCATION

The location of this corporation shall be at 3600 S. Congress Ave., Suite D, Boynton Beach, FL 33426 , County of Palm Beach, State of Florida, and the Registered Agent shall be Ignacio Beguristain, whose address is the same as that of the corporation.

#### ARTICLE XI. DISSOLUTION

In the event of dissolution, the residual assets of the organization will be turned over to one or more organizations which themselves are exempt as organizations described in Sections 501(c)(3) and 170(c)(2) of the Internal Revenue Code of 1954 or corresponding sections of any prior or future Internal Revenue Code, or to the federal, state, or local government for exclusive public purpose.

IN WITNESS WHEREOF, I, the undersigned subscribing incorporator, have hereunto set my hand and seal, this day of September, 2012 for the purpose of creating this corporation not for profit under laws of the State of Florida. I submit this document and affirm that the facts stated herein are true. I am aware that any false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s.817.155, F.S.

Thomas O. Hinners

STATE OF FLORIDA

) ss.

COUNTY OF PALM BEACH)

Before me, a Notary Public duly authorized in the state and county named above to take acknowledgments, personally appeared Thomas G. Hinners, to me known to be the person described as incorporator in, and who executed the foregoing Articles of Incorporation, and he acknowledged before me that he executed and subscribed to these Articles of Incorporation.

Witness my hand and official seal in the county and state named above this day of September, 2012.

(SEAL)

BARRY J. TAYLOR

Notary Public - State of Florida

My Comm. Expires Apr 6, 2016

Commission & EE 179261

Bonded Through National Notary Assn.

My Commission expires: Apr. 6, 2016

Notary Public

Having been named as Registered Agent to accept service of process for the above stated corporation at the place designated in this certificate, I am familiar with and accept the appointment as registered agent and agree to act in this capacity.

Ignacio Beguristain

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