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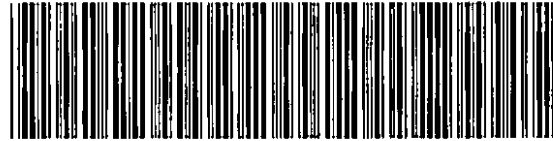
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NY C.R.

SEP 13

Law Office of
ROBERT J. STANZ, P.A.

5121 South Lakeland Dr., Suite 2

Lakeland, FL 33813

Telephone: (863) 709-0206

Facsimile: (863) 709-0249

VIA REGULAR U.S. MAIL (FIRST CLASS)

August 25, 2020

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

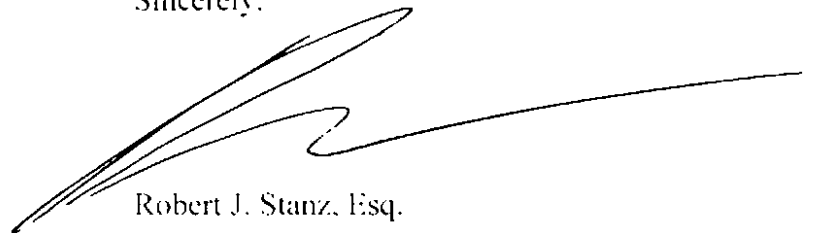
Re: Articles of Incorporation for New HOA
Lake John Villas Homeowners Association, Inc.

To Whom It May Concern:

Enclosed is the form "COVER LETTER", the **original** Articles of Incorporation for Lake John Villas Homeowners Association, Inc. (the "Articles"), a **copy** for certification, and my firm's check (#23164) in the amount of \$87.50 payable the Department of State.

Once the Articles have been filed, please send my office the certified copy and certificate. If you have any questions or comments, do not hesitate to call my office. My email address is rjstanz@stanzlaw.com and thank you in advance for your prompt attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Robert J. Stanz', with a long horizontal flourish extending to the right.

Robert J. Stanz, Esq.

cc: client

Encls.

COVER LETTER

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

SUBJECT: LAKE JOHN VILLAS HOMEOWNERS ASSOCIATION, INC.

(PROPOSED CORPORATE NAME – MUST INCLUDE SUFFIX)

Enclosed is an original and one (1) copy of the Articles of Incorporation and a check for :

☐ \$70.00
Filing Fee

☐ \$78.75
Filing Fee &
Certificate of
Status

☐ \$78.75
Filing Fee
& Certified Copy

☒ \$87.50
Filing Fee,
Certified Copy
& Certificate

ADDITIONAL COPY REQUIRED

FROM: Robert J. Stanz, Esq.

Name (Printed or typed)

5121 South Lakeland Dr., Suite 2

Address

Lakeland, FL 33813

City, State & Zip

863 709 0206

Daytime Telephone number

rjstanz@stanzlaw.com

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

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

**ARTICLES OF INCORPORATION
OF
LAKE JOHN VILLAS
HOMEOWNERS ASSOCIATION, INC.**

FILED
2020 AUG 31 PM 4:54
CLERK OF DISTRICT COURT
POLK COUNTY, FLORIDA

In order to form a corporation under the laws of the State of Florida for the formation of corporations not-for-profit, the undersigned, hereby forms a corporation for the purposes and with the powers herein specified; and to that end the undersigned does, by these Articles of Incorporation, set forth:

I. NAME

The name of the corporation shall be LAKE JOHN VILLAS HOMEOWNERS ASSOCIATION, INC. ("Association").

II. PURPOSE

The purposes and objects of the Association shall be to administer the operation and management of the LAKE JOHN VILLAS residential subdivision in accordance with Chapter 720, Florida Statutes upon that certain real property situated in Polk County, Florida, described in the Declaration of Covenants, Conditions and Restrictions for Lake John Villas to be recorded in the public records of Polk County, Florida ("Declaration") as such Declaration is amended from time to time, and to perform the acts and duties incident to the operation and management of the community accordance with the provisions of these Articles of Incorporation, the Bylaws of the Association which will be adopted ("Bylaws") pursuant hereto and the Declaration as and when the property described therein together with the improvements situated thereon are submitted to are platted; and to own, operate, encumber, lease, manage, sell, convey, exchange and otherwise deal with the lands submitted to the Association; the improvements thereon and such other property, real and/or personal, as may be or become part of the Association Property to the extent necessary or convenient in the administration of the governing documents of the Association. The Association shall be conducted as a non-profit organization for the benefit of its members.

III. POWERS

The Association shall have the following powers:

A. All of the powers and privileges granted to corporations not-for-profit under the law pursuant to which this corporation is chartered.

B. Subject to the restrictions set forth in the Declaration, all of the powers reasonably necessary to implement and effectuate the purposes of the Association, including, without limitation, the power, authority and right to:

1. Adopt, establish and amend reasonable rules and regulations governing the Lake John Villas subdivision in the Declaration.

2. Levy and collect individual, special, monthly, quarterly and annual assessments for the common expenses, from members of the Association in accordance with the Declaration.

3. Maintain, repair, replace, operate, lease and manage Association property, including the right to reconstruct improvements after casualty and to further improve and add to the Association Property.

4. To operate, maintain and manage the Stormwater Management System in a manner which is consistent with the South Florida Water Management District Permit requirements and applicable South Florida Water Management District rules, and to assist in the enforcement of the terms and conditions of the Declaration which relate to the Stormwater Management District. The Board reserves the right to impose individual assessments for repairs and maintenance to the stormwater management system on individual lots.

5. Contract for the management of the Association and, in connection therewith, delegate any and/or all of the powers and duties of the Association to the extent and in the manner permitted by the Declaration and Florida law.

6. Employ personnel to perform the services required for the proper operation of the community.

7. Enforce the provisions of these Articles of Incorporation, the Declaration, the Bylaws, and all rules and regulations governing use of the Association property now existing or which may hereafter be established including without limitation the right to assess fines as provided herein.

8. Obtain and maintain adequate insurance to protect the Association and Association property in accordance with the requirements set forth in the Declaration.

9. Grant permits, licenses and easements over the Common Areas for utilities, roads and other purposes reasonably necessary or useful for the proper maintenance or operation of the community.

10. Contract to sue or be sued with respect to its exercise or non-exercise of its powers.

11. Borrow money, execute promissory notes and other evidences of indebtedness and to give security therefor.

12. To the extent that the Declaration, Articles or Bylaws, require the joinder of Members, execute, acknowledge and deliver such documents, and Members by acceptance of their deeds, irrevocably nominate, constitute and appoint the Association, through its duly authorized officers, as their proper and legal attorney-in-fact for such purpose. This appointment is coupled with an interest and is therefore irrevocable.

13. Pay all taxes and assessments which are liens against Association property, and assess the same against the Members and their Lots.

14. Prepare or cause to be prepared all financial reports required by Florida law.

15. Additional Fees. The Board of Directors, reserves the right to impose additional fees, including but not limited to new member fees and capital improvement fees on each Lot purchase, as permitted under Chapter 689.28, Florida Statutes.

C. The powers of the Association shall be subject to and shall be exercised in accordance with the provisions hereof and the Declaration, Bylaws and applicable Florida law (as of the date of incorporation).

IV. MEMBERS

The qualifications of members, manner of their admission to and termination of membership and voting by members shall be as follows:

A. The owners of Lots within the Lake John Villas subdivision shall be members of the Association.

B. Membership shall be established by the acquisition of a fee title to a Lot, or by acquisition of a fee ownership interest therein, by voluntary conveyance or operation of law, and the membership of any person or entity shall be automatically terminated when such person or entity is divested of all title or his entire fee ownership in such Lot; provided, that nothing herein contained shall be construed as terminating the membership of any person or entity owning fee title to or a fee ownership interest in two or more Lots at any time while such person or entity shall retain fee title to or a fee ownership interest in any Lot.

C. The interest of a member in the funds and assets of the Association cannot be assigned, hypothecated or transferred in any manner, except as an appurtenance to the Lot(s) owned by such member. The funds and assets of the Association shall be expended, held and used only for the benefit of the membership and for the purposes authorized herein, in the Declaration, and in the Bylaws.

D. On all matters upon which the membership is entitled to vote, as hereinafter provided, there shall be one, and only one vote for each Lot in the community which vote may be exercised or cast by the Owner(s) of each Lot as provided for in the Bylaws. Should any member own more than one Lot, such member shall be entitled to exercise or cast one vote for each such Lot, in the manner provided for in the Bylaws.

E. Until such time as the Declaration is recorded in the public records of Polk County, Florida, the membership of the Association shall be comprised of the subscribers to these Articles, each of whom shall be entitled to cast one vote on all matters upon which the membership would be entitled to vote.

V. EXISTENCE AND DISSOLUTION

The Association shall have perpetual existence. The Association may be dissolved with the assent given in writing and signed by not less than seventy-five (75%) percent of the Members in accordance with the provisions of the Declaration, subject to notice to the Southwest Florida Water Management District. Upon dissolution of the Association, other than incident to a merger or consolidation, the assets of the Association shall be dedicated to an appropriate public agency to be used for purposes similar to those for which this Association was created, or for the general welfare of the residents of the county in which the Association property is located. In the event that such dedication is refused acceptance, such assets shall be granted, conveyed and assigned to any nonprofit corporation, association, trust or other organization to be devoted to similar purposes. In addition, the conveyance of any portion of the Stormwater Management System, or the transfer of any maintenance obligations pertaining to the Stormwater Management System must be to an entity which would comply with the Florida Administrative Code, and the approval of the Southwest Florida Water Management District must be obtained.

VI. PRINCIPAL OFFICE/REGISTERED OFFICE/REGISTERED AGENT

The principal office of the Association shall be located at 639 MidFlorida Drive, Ste. 1, Lakeland, FL 33813, but the Association may maintain offices and transact business in such places, within or without the State of Florida, as may from time to time be designated by the Board of Directors.

The Registered Agent is Leonard M. Wilt. The Registered Agent is located at 639 MidFlorida Drive, Ste. 1, Lakeland, FL 33813.

VII. MANAGEMENT

The affairs of the Association shall be managed by the President of the Association assisted by the Vice President, Secretary and Treasurer and, if any, the Assistant Secretaries and Assistant Treasurers, who shall perform the duties of such offices customarily performed by like officers of corporations in the State of Florida subject to the direction of the Board of Directors. The Board of Directors, or the President, with the approval of the Board of Directors, may employ a managing agent, agency, and/or other managerial and supervisory personnel or entity to administer or assist in the administration of the operation and management of the Association and the affairs of the Association, and any and all such persons and/or entity or entities may be so employed without regard to whether any such person or entity is a member of the Association or a Director or officer of the Association, as the case may be.

VIII. BOARD OF DIRECTORS

For so long as the Developer is in control of the Board of Directors, there shall be three directors. At the time of turnover of control, the number of directors may be increased to no more than five (5) provided that the Board may amend the number of directors, but in no event shall there be less than three members in the Board of Directors (the "Board").

IX. OFFICERS

The Board of Directors shall elect at the annual meeting of members each year, a President, Secretary, Treasurer, and as many Vice Presidents, Assistant Secretaries and Assistant Treasurers as the Board of Directors shall deem advisable from time to time. The President shall be elected from the membership of the Board of Directors, but no other officer need be a Director. The same person may hold two offices, the duties of which are not incompatible; provided, however, that the office of President and Vice President shall not be held by the same person, nor shall the office of President and Secretary or Assistant Secretary be held by the same person.

X. FIRST BOARD OF DIRECTORS

The name and addresses of the members of the first Board of Directors who, subject to the provisions of the laws of the State of Florida, these Articles of Incorporation and the Bylaws, shall hold office for the first year of the Association's corporate existence, and thereafter until their successors are selected and have qualified, are as follows:

Eduardo J. Tapia
639 MidFlorida Dr., Ste. 1
Lakeland, FL 33813

Miguel A. Ibarra
639 MidFlorida Dr., Ste. 1
Lakeland, FL 33813

Leonard M. Wilt
639 MidFlorida Dr., Ste. 1
Lakeland, FL 33813

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SECRETARY OF STATE
TALLAHASSEE, FL

XI. FIRST OFFICERS

The officers of the Corporation, who shall hold office until their successors are elected pursuant to these Articles of Incorporation and the Bylaws, and have qualified, shall be the following:

President	-	Leonard M. Wilt
Vice President	-	Miguel A. Ibarra
Secretary	-	Jacqueline Lyons
Treasurer	-	Eduardo J. Tapia

XII. BYLAWS

The original Bylaws of the Association shall be adopted by a majority vote of the subscribers to these Articles of Incorporation at a meeting at which a majority of the subscribers is present, and, thereafter, the Bylaws may be amended, altered or rescinded by affirmative vote of the majority of the Board of Directors. No amendment to the Bylaws shall be passed which would change the rights and privileges of the Developer referred to in the Declaration, and the Exhibits attached thereto, without the Developer's written approval.

XIII. INDEMNIFICATION

Every Director and every officer of the Association shall be indemnified by the Association against all expenses and liabilities, including attorney's fees, reasonably incurred by or imposed upon him in connection with any proceeding to which he may be a party, or in which he may become involved, by reason of his being or having been a Director or officer of the Association, whether or not he is a Director or officer at the time such expenses are incurred, except in such cases wherein the Director or officer is adjudged guilty of willful misfeasance or malfeasance in the performance his duties; provided, that in the event of any claim for reimbursement or indemnification hereunder based upon a settlement by the Director or officer seeking such reimbursement or indemnification, the indemnification herein shall only apply if the Board of Directors approves such settlement and reimbursement as being in the best interests of the Association. The foregoing right of indemnification shall be in addition to and not exclusive of all other rights to which such Director or officer may be entitled.

XIV. AMENDMENTS TO ARTICLES OF INCORPORATION

These Articles of Incorporation may be amended at any time by the Board of Directors prior to turnover of the community.

IN WITNESS WHEREOF, the subscriber hereto has set his hand and seal this 25th day of August, 2020.

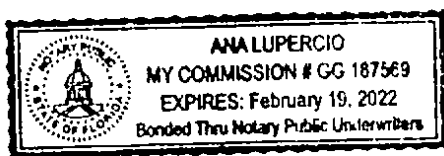
Leonard M. Wilt
Leonard M. Wilt, Incorporator

STATE OF FLORIDA
COUNTY OF POLK

The foregoing instrument was acknowledged before me this 25th day of August, 2020, in person ✓ OR _____ online, by Leonard M. Wilt, who is personally known to me or who has produced V/A as identification and who did not take an oath.

(SEAL)

Ava Luperchio
Notary Public, State of Florida
Ava Luperchio
(Print or type name)
My Commission Expires:
Commission Number:



**CERTIFICATE OF DESIGNATING PLACE OF BUSINESS OR DOMICILE FOR THE
SERVICE OF PROCESS WITHIN FLORIDA, NAMING AGENT
UPON WHOM PROCESS MAY BE SERVED**

IN COMPLIANCE WITH SECTION 48.091, FLORIDA STATUTES, THE
FOLLOWING IS SUBMITTED:

LAKE JOHN VILLAS HOMEOWNERS ASSOCIATION, INC., DESIRING TO ORGANIZE
OR QUALIFY UNDER THE LAWS OF THE STATE OF FLORIDA, WITH ITS PRINCIPAL
PLACE OF BUSINESS AT 639 MIDFLORIDA DRIVE, SUITE 1, LAKE LAND, POLK
COUNTY, FLORIDA 33813, HAS NAMED LEONARD M. WILT, LOCATED AT 639
MIDFLORIDA DRIVE, SUITE 1, LAKE LAND, FLORIDA 33813, AS ITS AGENT TO
ACCEPT SERVICE OF PROCESS WITHIN THE STATE OF FLORIDA.

**LAKE JOHN VILLAS
HOMEOWNERS ASSOCIATION, INC.**

By: _____

Its President – Leonard M. Wilt

Dated: 8-24-20

HAVING BEEN NAMED TO ACCEPT SERVICE OF PROCESS FOR THE ABOVE STATE
CORPORATION, AT THE PLACE DESIGNATED IN THIS CERTIFICATE, I HEREBY
AGREE TO ACT IN THIS CAPACITY, AND I FURTHER AGREE TO COMPLY WITH THE
PROVISIONS OF ALL STATUTES RELATIVE TO THE PROPER AND COMPLETE
PERFORMANCE OF MY DUTIES.

LEONARD M. WILT

Dated: 8-24-20