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May 19, 2003

Division of Corporations  
Post Office Box 6327  
Tallahassee, Florida 32301

**Re: The Heron Coach Houses Condominium Association, Inc.**

Dear Sir/Madam:

Enclosed please find the Articles of Amendment to the Articles of Incorporation for the above-referenced Association, as well as check number 14263 in the amount of \$35.00 to cover the cost of filing. Please return a copy of the filed document to my attention. An extra copy of the document is enclosed herewith for your use.

Thank you for your attention to this matter.

Very truly yours,



Joseph E. Adams  
For the Firm

JEA/adc  
Enclosures (as stated)  
210678\_1.DOC

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**ARTICLES OF AMENDMENT  
TO  
ARTICLES OF INCORPORATION**

Pursuant to the provision of Section 617, Florida Statutes, the undersigned corporation adopts the following Articles of Amendment to its Articles of Incorporation.

**FIRST:** The name of the corporation is The Heron Coach Houses Condominium Association, Inc.

**SECOND:** The attached amendments to the Articles of Incorporation were adopted by the membership:

**THIRD:** The attached amendments to the Articles of Incorporation were adopted by the required vote of the members on the 20th day of January, 2003.

**FOURTH:** The number of votes cast were sufficient for approval.

WITNESSES:  
(TWO)

THE HERON COACH HOUSES CONDOMINIUM  
ASSOCIATION, INC.

*Linda Hardwick*

BY: *Charles A. Hornell*  
Charles A. Hornell, President

Signature  
LINDA HARDWICK

Date: April 15, 2003  
(CORPORATE SEAL)

Signature  
Vipa Stone

Printed Name  
VIPA STONE

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TALLAHASSEE, FLORIDA

STATE OF FLORIDA )  
) SS:  
COUNTY OF LEE )

The foregoing instrument was acknowledged before me this 15<sup>th</sup> day of APRIL, 2003 by Charles A. Hornell as President of The Heron Coach Houses Condominium Association, Inc., a Florida Corporation, on behalf of the corporation. He is personally known to me or has produced (type of identification) \_\_\_\_\_ as identification and did take an oath.

*Fran Rotino*  
Notary Public  
FRAN ROTINO  
Printed Name

My commission expires: 4/9/05  
207628\_1.DOC



Fran Rotino  
Commission # DD 016329  
Expires April 9, 2005  
Bonded Through  
Atlantic Bonding Co., Inc.

**Amendment No. 1: IX, Articles of Incorporation**

~~The bylaws of the corporation shall initially be made and adopted by its first Board of Administrators.~~

~~Prior to the time the property described in Article II hereinabove has been submitted to condominium ownership by the filing of the Declaration of Condominium, the bylaws may be amended, altered, supplemented or modified as provided for in the Bylaws, by the membership at the annual meeting, or at a duly convened special meeting of the membership by a vote of unit owners entitled to exercise sixty seven percent (67%) or more of the total voting power of the Association.~~

\*\*\*\*\*

**Amendment No. 2: X, Articles of Incorporation**

~~Amendments to these Articles of Incorporation may be proposed by one third of the members or any two (2) administrators and shall be adopted in the same manner as is provided for the amendment of the bylaws as set forth in Article IX above. Said amendment(s) shall be effective when a copy thereof, together with an attached certificate of its approval by the membership, sealed with the Corporate Seal, signed by the secretary or an assistant secretary, and executed and acknowledged by the president or vice president, has been filed with the Secretary of State, and all filing fees paid.~~

X. AMENDMENTS. These Articles may be amended in the following manner:

A. Proposal of Amendments. An amendment may be proposed by either a majority of the Directors or by twenty-five percent (25%) of the entire voting interests.

B. Proposed Amendment Format. Proposals to amend existing Articles of Incorporation shall contain the full text of the Article to be amended. New words shall be underlined and words to be deleted shall be lined through with hyphens. If the proposed change is so extensive that this procedure would hinder rather than assist understanding, a notation must be inserted immediately preceding the proposed amendment saying, "SUBSTANTIAL REWORDING OF ARTICLE. SEE ARTICLE NUMBER FOR PRESENT TEXT."

C. Notice. Copies of proposed amendments shall be included in the notice of any meeting at which a proposed amendment is to be considered or in connection with documentation for action without a meeting.

D. Adoption of Amendments. A resolution for the adoption of a proposed amendment may be adopted by a vote of two-thirds (2/3) of the voting interests of the Association present (in person or by proxy) and voting at a duly noticed meeting at which a quorum is present, provided, however, that the amendment is approved by at least a majority of the entire voting interests. Amendments correcting errors, omissions or scrivener's errors may be executed by the

officers of the Association, upon Board approval, without need for Association membership vote, but must not change the intent of the amendment.

E. Effective Date. An amendment when adopted shall become effective after being recorded in the Lee County Public Records according to law and filed with the Secretary of State according to law.

F. Automatic Amendment. These Articles shall be deemed amended, if necessary, so as to make the same consistent with the provisions of the Declaration of Condominium. Whenever Chapter 718, Florida Statutes (2002) Chapter 617, Florida Statutes (2002) or other applicable statutes or administrative regulations, as amended from time to time, are amended to impose procedural requirements less stringent than set forth in these Articles, the Board may operate the Association pursuant to the less stringent requirements. The Board of Directors, without a vote of the owners, may adopt by majority vote, amendments to these Articles as the Board deems necessary to comply with such operational changes as may be enacted by future amendments to Chapters 607, 617, and 718 of the Florida Statutes (2002), or such other statutes or administrative regulations as required for the operation of the Association, all as amended from time to time.

G. Proviso. Provided, however, that no amendment shall change the configuration of any unit or the share in the common elements appurtenant to it, or increase the owner's share of the common expenses, unless the record owner of the unit concerned and all record owners of the mortgages on such apartment shall join in the execution of the amendment, and all other unit owners approve the amendment.