

CORPORATION INFORMATION  
SERVICES, INC.  
1201 HAYS STREET  
TALLAHASSEE, FL 32301  
904-222-9171  
904-222-0393 FAX

800-342-8086

N95000000917

**CS@ networks**

MAIL TO:  
P.O. Box 5028  
TALLAHASSEE, FL 32314

ACCOUNT NO. : 072100000032

REFERENCE : 548280 80477A

AUTHORIZATION :

COST LIMIT : \$ PREPAID

800001414778  
-02/24/95--01042--014  
\*\*\*122.50 \*\*\*122.50

ORDER DATE : February 24, 1995

ORDER TIME : 10:15 AM

ORDER NO. : 548280

CUSTOMER NO: 80477A

CUSTOMER: Christopher N. Davies, Esq  
ALLEN KNUDSEN DEBOEST EDWARDS  
& ROBERTS, P.A.  
1415 Hendry Street

Ft. Myers, FL 33901

DOMESTIC FILING

N95000000917

NAME: TAMARIND CAY SECTION I  
CONDOMINIUM ASSOCIATION, INC.

XX ARTICLES OF INCORPORATION  
CERTIFICATE OF LIMITED PARTNERSHIP

PLEASE RETURN THE FOLLOWING AS PROOF OF FILING:

XX CERTIFIED COPY  
PLAIN STAMPED COPY  
CERTIFICATE OF GOOD STANDING

CONTACT PERSON: Debbie Skipper

EXAMINER'S INITIALS: CDL

2-24-95  
c2/A

FILED  
95 FEB 24 PM 12:07  
TALLAHASSEE, FL 32301  
SECRET

FILED  
95 FEB 24 PM 12:07  
SECRET  
TALLAHASSEE, FLORIDA

**ARTICLES OF INCORPORATION**  
**OF**  
**TAMARIND CAY SECTION I CONDOMINIUM**  
**ASSOCIATION, INC.**

(A NOT FOR PROFIT FLORIDA CORPORATION)

**ARTICLE I**

The name of this corporation is **Tamarind Cay Section I Condominium Association, Inc.**

**ARTICLE II**

The purpose for which this corporation is organized is to act as the governing association of the proposed Tamarind Cay Section I Condominium, located at Gulf Harbour Yacht and Country Club, 15000 McGregor Boulevard, Fort Myers, Florida 33908.

**ARTICLE III**

The qualification of members and the manner of their admission shall be as follows: Any approved person or persons who hold title in fee simple to a condominium unit in the Condominium shall by virtue of such ownership be a member of this corporation. Provided however, that transfer of membership shall be made only as a part of and incident to the transfer of ownership of a condominium unit with such transfers being subject to and controlled by the transfer procedures set forth in the Declaration of Condominium. After receiving approval of the Association required by the Declaration of Condominium, change of membership in the Association shall be established by recording in the Public Records of Lee County, Florida, a deed or other instrument establishing record title to a unit in the condominium and the delivery of a copy of the recorded instrument to the Association within a reasonable time following such recordation. Such delivery is not required for initial conveyances by the Developer. The owner designated by such instrument thereby becomes a member of the Association and the membership of the previous owner is thereby terminated.

#### **ARTICLE IV**

This corporation shall exist perpetually.

#### **ARTICLE V**

The name and residence of the Incorporator is as follows:

**Christopher N. Davies, Esquire  
Allen, Knudsen, DeBoest, & Roberts, P.A.  
1415 Hendry Street  
Fort Myers, Florida 33901**

The rights and interests of the incorporator shall automatically terminate when these Articles are filed with the Secretary of State.

#### **ARTICLE VI**

The affairs of the corporation are to be managed initially by a Board of three Directors (which may be expanded to five) who will be appointed by the Developer as provided for in the Bylaws. Subsequent Boards may be composed of either three or five Directors.

#### **ARTICLE VII**

The names of the Officers who are to serve until the first election or appointment under the Articles of Incorporation are:

<b>GREG G. WOLPERT</b>	<b>- President</b>
<b>LAWRENCE S. COMEGYS</b>	<b>- Vice President</b>
<b>MICHAEL G. HUTCHINGS</b>	<b>- Secretary/Treasurer</b>

#### **ARTICLE VIII**

The number of persons constituting the first Board of Directors shall be three, and their names and addresses are as follows:

**Greg G. Wolpert  
15000 McGregor Boulevard  
Fort Myers, Florida 33908**

Michael G. Hutchings  
15000 McGregor Boulevard  
Fort Myers, Florida 33908

Lawrence S. Comegys  
15000 McGregor Boulevard  
Fort Myers, Florida 33908

#### ARTICLE IX

After turnover, the Bylaws of the corporation are to be made, altered or rescinded by sixty-seven percent (67%) of the voting interests of the corporation; prior to turnover by a majority of the Directors alone.

#### ARTICLE X

Amendments to these Articles of Incorporation may be proposed and adopted as follows:

After turnover, an amendment may be proposed by either the Board of Directors or by ten percent (10%) of the voting interests and may be considered at any meeting of the owners, regular or special, of which due notice has been given according to the Bylaws, which includes a notice of the substance of the proposed Amendment; prior to turnover by a majority of the Directors alone.

After turnover, the amendment must be approved by a vote of sixty-seven percent (67%) of the voting interests of the corporation; prior to turnover, by the Directors alone.

#### ARTICLE XI

Each unit in the Condominium shall have one full indivisible vote.

#### ARTICLE XII

This corporation reserves the right to amend or repeal any provisions contained in these Articles of Incorporation.

#### ARTICLE XIII

This corporation shall have all the powers permitted by law together with such additional specific powers as are contained in the Declaration of Condominium and Bylaws.

ARTICLE XIV

No part of the net earnings of this corporation shall inure to the benefit of any member or individual, except through the acquisition, construction, management, maintenance or care of Association property or through the rebate of the excess membership dues, fees or assessments.

ARTICLE XV

The name of the resident agent and place for service of process shall be **Christopher N. Davies, Esquire**, whose address is: **1415 Hendry Street, Fort Myers, Florida 33901.**

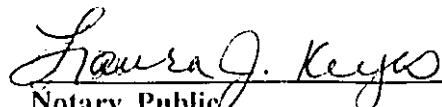
IN WITNESS WHEREOF, the undersigned subscriber has executed these Articles of Incorporation this 23rd day of February, 1995.

  
\_\_\_\_\_  
Christopher N. Davies

STATE OF FLORIDA

COUNTY OF LEE

The foregoing instrument was acknowledged before me this 23rd day of February, 1995, by **CHRISTOPHER N. DAVIES, ESQUIRE**, who is personally known to me.

  
\_\_\_\_\_  
Notary Public  
Laura J. Keyes

My Commission Expires:



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

FILED  
95 FEB 24 PM 12:07  
TALLAHASSEE, FLORIDA

In compliance with the laws of Florida, the following is submitted:

First, that Tamarind Cay Section I Condominium Association, Inc., desiring to organize under the laws of the State of Florida, has named Christopher N. Davies, Esquire, Allen, Knudsen, DeBoest, & Roberts, P.A., 1415 Hendry Street, Fort Myers, County of Lee, State of Florida 33901, as its statutory Registered Agent.

Having been named as Registered Agent and to accept service of process for the above stated corporation at the place designated in this certificate, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligation of my position as Registered Agent.

Dated: February 23, 1995

  
\_\_\_\_\_  
Christopher N. Davies