

CORPORATION INFORMATION
SERVICES, INC.
1201 HAYS STREET
TALLAHASSEE, FL 32301
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800-342-8086

csc networks

MAIL TO:
P.O. Box 5828
TALLAHASSEE, FL 32314

ACCOUNT NO. : 072100000032

REFERENCE : 548280 80477A

AUTHORIZATION :

COST LIMIT : \$ PREPAID

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

NAME: TAMARIND CAY RECREATION
ASSOCIATION, INC.

XXX 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:

6000001414776
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****122.50 ****122.50

FILED
95 FEB 24 PM 12:00
TALLAHASSEE, FL
SECRETARY OF STATE

2-24-15
02/A

FILED
95 FEB 24 PM 12:30
SECRET
TALLAHASSEE, FLORIDA

ARTICLES OF INCORPORATION

OF

TAMARIND CAY RECREATION ASSOCIATION, INC.

(A NOT FOR PROFIT FLORIDA CORPORATION)

Articles of Incorporation executed by the undersigned for the purpose of forming a corporation under the Florida Not For Profit Business Corporation Act.

ARTICLE I

The name of this corporation shall be Tamarind Cay Recreation Association, Inc., and the initial address of this corporation shall be 15000 McGregor Boulevard, Fort Myers, Florida 33907.

ARTICLE II

The purpose for which this corporation is organized is to take title to and operate the reserved area as shown on Exhibit "A", attached hereto and made a part hereof. This reserved area is a recreational facility and is to serve Tamarind Cay Section I Condominium and any additional phases which may be submitted and neighboring condominiums which may be created by the Developer or its successors or assigns to a maximum of 174 condominium units as may be determined by the Developer. The Developer shall mean Pulte Home Corporation, a Michigan corporation, its successors or assigns.

ARTICLE III

The qualification of members and the manner of their admission shall be as follows:

Each condominium association whose members have a right to use this reserved area as denominated by the Developer and commencing with Tamarind Cay Section I Condominium Association, Inc., shall be a member of this corporation. The Board of Directors of each such denominated condominium association shall designate one of their numbers to serve as a Director of this corporation.

ARTICLE IV

This corporation shall commence its existence immediately upon the filing of these Articles of Incorporation and shall exist perpetually thereafter unless sooner dissolved according to law. In the event that the corporation is dissolved, the property consisting of the Stormwater Management System will be conveyed and/or dedicated to a similar not for profit corporation in order to assure continued maintenance in perpetuity.

ARTICLE V

The name and residence of the subscriber to these Articles of Incorporation is as follows:

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

ARTICLE VI

The affairs of this corporation are to be managed initially by a Board of three (3) Directors. Each condominium association which is a member of this corporation shall

designate one of their number to be a Director of this corporation. The Directors shall be elected each year as provided for in the Bylaws.

ARTICLE VII

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

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

ARTICLE VIII

The number of persons constituting the first Board of Directors shall be three (3) 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

The Bylaws of the corporation are to be made, altered or rescinded by the members of the corporation as provided for in the Bylaws.

ARTICLE X

Amendments to these Articles of Incorporation may be proposed and adopted at any regularly or specially called meeting of the members of the Association by a majority vote of all the members. Due notice of the meeting must have been given as provided for in the Bylaws. Any amendment which would affect the Stormwater Management System, including water management portions of common areas, shall require the prior approval of the South Florida Water Management District.

ARTICLE XI

Each member of the corporation shall have as many full votes as there shall be existing condominium units in the condominiums which are operated by the Association members. These votes shall be cast by the designated Director of the member Associations.

ARTICLE XII

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

ARTICLE XIII

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 XIV

The powers of this corporation shall include and be governed by the following provisions:

A. This corporation shall have all of the common law and statutory powers of a corporation not for profit.

B. This corporation shall have all of the powers reasonably necessary to implement its purposes including but not limited to the following:

1. To do all of the acts required to be performed by it under its Bylaws.
2. To make, establish and enforce rules and regulations covering the use of the real property and personal property of the corporation.
3. To make, levy and collect assessments for the purpose of obtaining funds from its members to pay for the operational expenses of this corporation and costs of collection and to use and expend the proceeds of the assessment in the exercise of its powers and duties hereunder including, but not limited to, assessments for operation and maintenance of the Stormwater Management System.
4. To maintain, repair and operate its real and personal property.
5. To enforce by legal means the obligations of the members of this corporation.
6. To contract for professional management and to confer upon such management company a certain of the power and duties of this corporation.
7. To operate, maintain and manage the Stormwater Management System as permitted by the South Florida Water Management District including, but not limited to, all lakes, retention areas, culverts and related appurtenances.

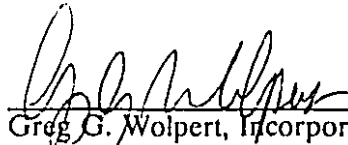
ARTICLE XV

In addition to the power set forth in Article XIV, Section 7, above, the corporation shall own the Stormwater Management System. Each member within the corporation shall have the right to enforce the assurances that the drainage system, easements and rights-of-way shall be continuously maintained.

ARTICLE XVI

Buffer areas and all other open space areas shall be preserved and maintained by the corporation so that its use and enjoyment as open space is not diminished or destroyed with the exception of lawns owned solely by a lot owner.

IN WITNESS WHEREOF, the undersigned, being the Incorporator hereinbefore named, for the purpose of forming a corporation to do business both within and without the State of Florida, under the laws of Florida, make and file these Articles of Incorporation, hereby declaring and certifying that the facts herein stated are true, and hereunto set my hand and seal this 23rd day of February, 1995.



Greg G. Wolpert, Incorporator

STATE OF FLORIDA

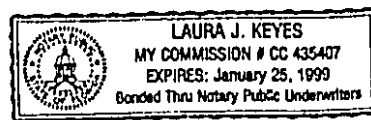
COUNTY OF LEE

The foregoing Articles of Incorporation was acknowledged before me this 23rd day of February, 1995, by Greg G. Wolpert, who is personally known to me or has produced _____ (type of identification) as identification and who did (did not) take an oath.

WITNESS my hand and official seal in the State and County aforesaid this 23rd day of February, 1995.

Laura J. Keyes
Notary Public

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**

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

First, that Tamarind Cay Recreation 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

FILED
95 FEB 24 PM 12:30
SEC. OF STATE
TALLAHASSEE, FLORIDA