

N970000000368

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

☐ PICK-UP ☐ WAIT ☐ MAIL

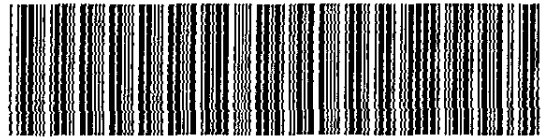
(Business Entity Name)

(Document Number)

Certified Copies \_\_\_\_\_ Certificates of Status \_\_\_\_\_

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12/11/02--01032--013 \*\*35.00

12/11/02--01032--014 \*\*35.00

12/11/02--01032--015 \*\*35.00

12/11/02--01032--016 \*\*43.75

2/3/03  
merger  
sf

FILED  
03 JAN 31 AM 11:46  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

ARTICLES OF MERGER  
Merger Sheet

-----  
MERGING:

HERITAGE OAKS GOLF VILLAS II, INC., a Florida corp., N97000003687  
HERITAGE OAKS GOLF VILLAS III, INC., a Florida corp., N98000002897  
HERITAGE OAKS GOLF VILLAS IV, INC., a Florida corp., N99000005073  
HERITAGE OAKS GOLF VILLAS V, INC., a Florida corp., N99000007049  
HERITAGE OAKS GOLF VILLAS VI, INC., a Florida corp., N00000004096

INTO

HERITAGE OAKS GOLF VILLAS I, INC. which changed its name to  
**HERITAGE OAKS GOLF VILLAS ASSOCIATION, INC.**, a Florida entity,  
N97000000368

File date: January 31, 2003

Corporate Specialist: Susan Payne

DANIEL J. LOBECK  
MARK A. HANSON  
KEVIN T. WELLS

LAW OFFICES  
**LOBECK HANSON & WELLS**

PROFESSIONAL ASSOCIATION

2033 MAIN STREET, SUITE 403  
SARASOTA, FL 34237  
(941) 955-5622  
FAX (941) 951-1469  
E-MAIL law@lobeckhanson.com  
INTERNET www.lobeckhanson.com

January 13, 2003

CONDOMINIUM  
COOPERATIVE AND  
COMMUNITY  
ASSOCIATIONS

CIVIL LITIGATION  
PERSONAL INJURY  
FAMILY LAW  
LAND USE LAW  
ESTATES AND TRUSTS

Florida Secretary of State  
Division of Corporations  
Attn: Ms. Susan Payne, Section Administrator  
P.O. Box 6327  
Tallahassee, FL 32314

Re: Heritage Oaks Golf Villas VI, Inc.  
Reinstatement Fee

Dear Ms. Payne:

As you requested, enclosed is an Association check (#1024) in the amount of \$113.85 made payable to the Florida Secretary of State for the reinstatement fee for the above-referenced corporation. Also enclosed is a revised Plan of Merger in which Paragraph 2 has been changed to more clearly reflect that the surviving corporation shall be Heritage Oaks Golf Villas I, Inc., which shall change its name to Heritage Oaks Golf Villas Association, Inc.

As we discussed, please reinstate Heritage Oaks Golf Villas VI, Inc. and merge that corporation according to the Plan of Merger and amendments which I previously filed with the Division.

Please let me know if there is anything else I need to do to effectuate that merger. Thank you for your courtesies and cooperation in this matter.

Very truly yours,

Kevin T. Wells, Esquire

KTW/elk  
Enclosures

cc: Heritage Oaks Golf Villas Association, Inc. c/o Ms. Pam Curley, Manager

*Returned -  
was not  
aware fee  
prev. submit*  
(58)

RECEIVED  
03 JAN 15 AM 8:30  
DIVISION OF CORPORATIONS

DANIEL J. LOBECK  
MARK A. HANSON  
KEVIN T. WELLS  
MARK T. LENKOSKI  
2033 MAIN STREET, SUITE 403  
SARASOTA, FL 34237  
(941) 955-5622  
FAX (941) 951-1469  
E-MAIL law@lobeckhanson.com  
INTERNET www.lobeckhanson.com

THE LAW OFFICES OF  
**LOBECK & HANSON**  
PROFESSIONAL ASSOCIATION

CONDOMINIUM  
COOPERATIVE AND  
COMMUNITY  
ASSOCIATIONS

CIVIL LITIGATION  
PERSONAL INJURY  
FAMILY LAW  
LAND USE LAW  
ESTATES AND TRUSTS

December 9, 2002

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

Re: Articles of Merger -  
Heritage Oaks Golf Villas I, Inc.  
Heritage Oaks Golf Villas II, Inc.  
Heritage Oaks Golf Villas III, Inc.  
Heritage Oaks Golf Villas IV, Inc.  
Heritage Oaks Golf Villas V, Inc.  
Heritage Oaks Golf Villas VI, Inc.

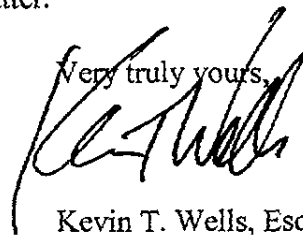
Dear Sir or Madam:

Please file the enclosed original Articles of Merger and attached Plan of Merger and Merger Amendments for the above-referenced corporations. The surviving corporation will be known as Heritage Oaks Golf Villas Association, Inc.

Also enclosed are checks from Villas II through VI, each in the amount of \$35.00, and a check from Villas I in the amount of \$43.75 for the filing fee and certified copy fee. Please return the certified copy to the undersigned at your earliest convenience.

Thank you for your assistance in this matter.

Very truly yours,



Kevin T. Wells, Esquire

KTW/elk  
Enclosures

FILED

03 JAN 31 AM 11:46

SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

Prepared by and return to:  
Kevin T. Wells, Esquire  
Lobeck & Hanson, P.A.  
2033 Main Street, Suite 403  
Sarasota, Florida 34237  
(941) 955-5622 (Telephone)  
(941) 951-1469 (Facsimile)

**ARTICLES OF MERGER**

**HERITAGE OAKS GOLF VILLAS I, INC.  
HERITAGE OAKS GOLF VILLAS II, INC.  
HERITAGE OAKS GOLF VILLAS III, INC.  
HERITAGE OAKS GOLF VILLAS IV, INC.  
HERITAGE OAKS GOLF VILLAS V, INC.  
HERITAGE OAKS GOLF VILLAS VI, INC.**

Pursuant to Sections 617.1101, 617.1103, 617.1105 and 617.1106, Florida Statutes, the undersigned corporations HERITAGE OAKS GOLF VILLAS I, INC., HERITAGE OAKS GOLF VILLAS II, INC., HERITAGE OAKS GOLF VILLAS III, INC., HERITAGE OAKS GOLF VILLAS IV, INC., HERITAGE OAKS GOLF VILLAS V, INC. and HERITAGE OAKS GOLF VILLAS VI, INC., affirm and adopt the following:

1. The Plan of Merger is attached hereto as Exhibit "A", and is fully included herein by reference.
2. The amendments to the Articles of Incorporation of the surviving corporation are attached hereto as Exhibit "B".
3. The Plan of Merger and the amendments to the Articles of Incorporation of the surviving corporation, as well as to the Articles of Incorporation of each merged corporation, were approved at meetings duly noticed and held on November 22, 2009 by the Board of Directors of each such corporation and by the members of each such corporation. As to each corporation, the approval was by not less than a majority of the voting interests of each Association which votes as to each such corporation are sufficient for adoption pursuant to Article VII of the Articles of Incorporation of each corporation.
4. The effective date of the merger shall be upon the filing of these Articles of Merger with the Florida Secretary of State, Division of Corporations.  
WITNESSES AS TO HERITAGE OAKS GOLF VILLAS I, INC.                      **HERITAGE OAKS GOLF VILLAS I, INC.**

(A) Fix, levy, collect and enforce payment by any lawful means all charges or assessments liens pursuant to the terms of the Declarations; to pay all expenses in connection therewith and all office and other expenses incident to the conduct of the business of the corporation, including all license fees, taxes or governmental charges levied or imposed against the ~~property~~ properties of the corporation;

(B) Acquire (by gift, purchase or otherwise) own, hold, improve, build upon, operate, maintain, convey, sell, lease, transfer, dedicate for public use or otherwise dispose of real or personal property in connection with the affairs of the corporation;

(C) Borrow money, and mortgage, pledge, deed in trust, or hypothecate any or all of its real or personal property as security for money borrowed or debts incurred;

(D) Participate in mergers and consolidations with other associations organized for the same or similar purposes, provided that such merger or consolidation shall require the consent of at least a majority of the voting interests of the Association;

(E) Exercise any and all powers, rights and privileges which a corporation organized under Chapter 617 of the Florida Statutes may now or hereafter have or exercise; subject always to the governing documents, as amended from time to time;

(F) Cooperatively assist Heritage Oaks Golf & Country Club, Inc., in the administration and enforcement of the Declaration of Covenants, Conditions, and Restrictions for Heritage Oaks Golf & Country Club.

#### ARTICLE IV

**MEMBERSHIP AND VOTING RIGHTS:** Membership and Voting Rights shall be as set forth in Section 3 of the Declarations of Covenants, Conditions and Restrictions and Section 2 of the Bylaws.

Sign: Pamela Curley  
Print: Pamela Curley

By: Frank Y. Schank  
Frank Schank, President

Sign: Scott Findlay  
Print: SCOTT FINDLAY

STATE OF FLORIDA  
COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me this 5th day of December 2002, by Frank Schank as President of HERITAGE OAKS GOLF VILLAS I, INC., on behalf of the corporation. He is personally known to me or has produced \_\_\_\_\_ as identification.

Notary Public

Sign: Linda Garcia  
Print: LINDA GARCIA



State of Florida at Large  
My commission expires: 9/5/05

WITNESSES AS TO HERITAGE OAKS  
GOLF VILLAS I, INC.

HERITAGE OAKS GOLF VILLAS I,  
INC.

Sign: Pamela Curley  
Print: Pamela Curley

By: Wayne Walker  
Wayne Walker, Secretary

Sign: Scott Findlay  
Print: SCOTT FINDLAY

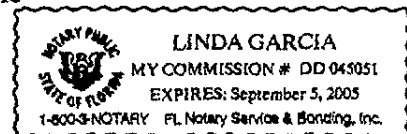
(Corporate Seal)

STATE OF FLORIDA  
COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me this 5th day of December 2002, by Wayne Walker as Secretary of HERITAGE OAKS GOLF VILLAS I, INC., on behalf of the corporation. He is personally known to me or has produced \_\_\_\_\_ as identification.

Notary Public

Sign: Linda Garcia  
Print: LINDA GARCIA



State of Florida at Large  
My commission expires: 9/5/05

WITNESSES AS TO HERITAGE OAKS

HERITAGE OAKS GOLF VILLAS II,

GOLF VILLAS II, INC.

Sign: Pamela Curley  
Print: Pamela Curley

Sign: Scott Findlay  
Print: Scott Findlay

STATE OF FLORIDA  
COUNTY OF SARASOTA

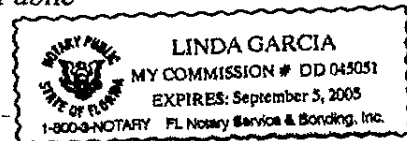
INC.

By: Chuck Mertz  
Chuck Mertz, President

The foregoing instrument was acknowledged before me this 5th day of December, 2002, by Chuck Mertz as President of HERITAGE OAKS GOLF VILLAS II, INC., on behalf of the corporation. He is personally known to me or has produced \_\_\_\_\_ as identification.

Notary Public

Sign: Linda Garcia  
Print: LINDA GARCIA



State of Florida at Large  
My commission expires: 9/5/05

WITNESSES AS TO HERITAGE OAKS  
GOLF VILLAS II, INC.

Sign: Pamela Curley  
Print: Pamela Curley

Sign: Scott Findlay  
Print: SCOTT FINDLAY

STATE OF FLORIDA  
COUNTY OF SARASOTA

HERITAGE OAKS GOLF VILLAS II,  
INC.

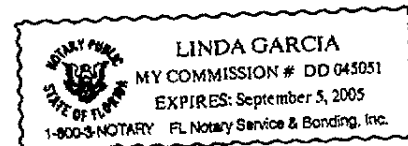
By: Richard Laino  
Richard Laino, Secretary

(Corporate Seal)

The foregoing instrument was acknowledged before me this 5th day of December, 2002, by Richard Laino as Secretary of HERITAGE OAKS GOLF VILLAS II, INC., on behalf of the corporation. He is personally known to me or has produced \_\_\_\_\_ as identification.

Notary Public

Sign: Linda Garcia  
Print: LINDA GARCIA



State of Florida at Large  
My commission expires: 9/5/05

WITNESSES AS TO HERITAGE OAKS  
GOLF VILLAS III, INC.

Sign: Pamela Curley  
Print: PAMELA CURLEY

Sign: Scott Findlay  
Print: SCOTT FINDLAY

STATE OF FLORIDA  
COUNTY OF SARASOTA

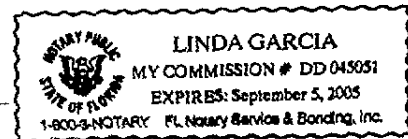
The foregoing instrument was acknowledged before me this 5th day of December, 2002, by Jerry Neal as President of HERITAGE OAKS GOLF VILLAS III, INC., on behalf of the corporation. He is personally known to me or has produced \_\_\_\_\_ as identification.

HERITAGE OAKS GOLF VILLAS III,  
INC.

By: Jerry Neal  
Jerry Neal, President

Notary Public

Sign: Linda Garcia  
Print: LINDA GARCIA



State of Florida at Large  
My commission expires: 9/5/05

WITNESSES AS TO HERITAGE OAKS  
GOLF VILLAS III, INC.

Sign: Pamela Curley  
Print: PAMELA CURLEY

Sign: Scott Findlay  
Print: SCOTT FINDLAY

STATE OF FLORIDA  
COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me this 5th day of December, 2002, by Robert Hart as Secretary of HERITAGE OAKS GOLF VILLAS III, INC., on behalf of the corporation. He is personally known to me or has produced \_\_\_\_\_ as identification.

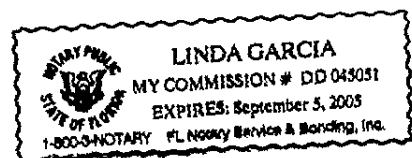
HERITAGE OAKS GOLF VILLAS III,  
INC.

By: Robert Hart  
Robert Hart, Secretary

(Corporate Seal)

Notary Public

Sign: Linda Garcia  
Print: LINDA GARCIA



State of Florida at Large  
My commission expires:

9/5/05

WITNESSES AS TO HERITAGE OAKS  
GOLF VILLAS IV, INC.

Sign: Pamela Curley  
Print: Pamela Curley

Sign: Scott Findlay  
Print: SCOTT FINDLAY

HERITAGE OAKS GOLF VILLAS IV,  
INC.

By: Jan McLaughlin  
Jan McLaughlin, President

STATE OF FLORIDA  
COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me this 5th day of December, 2002, by Jan McLaughlin as President of HERITAGE OAKS GOLF VILLAS IV, INC., on behalf of the corporation. She is personally known to me or has produced \_\_\_\_\_ as identification.

Notary Public

Sign: Linda Garcia  
Print: LINDA GARCIA



State of Florida at Large  
My commission expires:

9/5/05

WITNESSES AS TO HERITAGE OAKS  
GOLF VILLAS IV, INC.

Sign: Pamela Curley  
Print: Pamela Curley

Sign: Scott Findlay  
Print: SCOTT FINDLAY

HERITAGE OAKS GOLF VILLAS IV,  
INC.

By: Robert Dufner  
Robert Dufner, Secretary

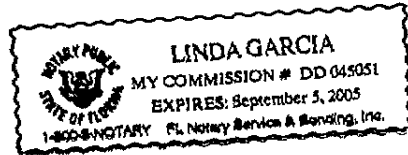
(Corporate Seal)

STATE OF FLORIDA  
COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me this 5th day of December, 2002, by Robert Dufner as Secretary of HERITAGE OAKS GOLF VILLAS IV, INC., on behalf of the corporation. He is personally known to me or has produced \_\_\_\_\_ as identification.

Notary Public

Sign: Linda Garcia



Print: LINDA GARCIA

State of Florida at Large  
My commission expires: 9/5/05

WITNESSES AS TO HERITAGE OAKS  
GOLF VILLAS V, INC.

Sign: Pamela Curley  
Print: PAMELA CURLEY

Sign: Scott Findlay  
Print: SCOTT FINDLAY

STATE OF FLORIDA  
COUNTY OF SARASOTA

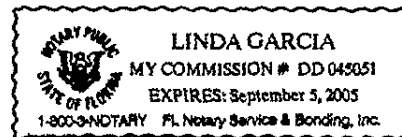
HERITAGE OAKS GOLF VILLAS V,  
INC.

By: Fran Korman  
Fran Korman, President

The foregoing instrument was acknowledged before me this 5th day of December, 2002, by Fran Korman as President of HERITAGE OAKS GOLF VILLAS V, INC., on behalf of the corporation. She is personally known to me or has produced \_\_\_\_\_ as identification.

Notary Public

Sign: Linda Garcia  
Print: LINDA GARCIA



State of Florida at Large  
My commission expires: 9/5/05

WITNESSES AS TO HERITAGE OAKS  
GOLF VILLAS V, INC.

Sign: Pamela Curley  
Print: PAMELA CURLEY

Sign: Scott Findlay  
Print: SCOTT FINDLAY

STATE OF FLORIDA  
COUNTY OF SARASOTA

HERITAGE OAKS GOLF VILLAS V,  
INC.

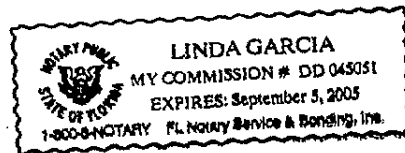
By: Robert Ehrhardt  
Robert Ehrhardt, Secretary

(Corporate Seal)

The foregoing instrument was acknowledged before me this 5th day of December, 2002, by Robert Ehrhardt as Secretary of HERITAGE OAKS GOLF VILLAS V, INC., on behalf of the corporation. He is personally known to me or has produced \_\_\_\_\_ as identification.

Notary Public

Sign: Linda Garcia  
Print: LINDA GARCIA



State of Florida at Large  
My commission expires: 9/5/05

WITNESSES AS TO HERITAGE OAKS  
GOLF VILLAS VI, INC.

Sign: Pamela Curley  
Print: PAMELA Curley

Sign: Scott Findlay  
Print: SCOTT FINDLAY

STATE OF FLORIDA  
COUNTY OF SARASOTA

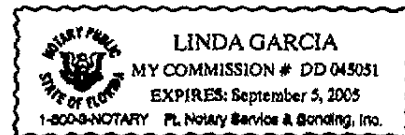
HERITAGE OAKS GOLF VILLAS VI,  
INC.

By: Robert Gregory  
Robert Gregory, President

The foregoing instrument was acknowledged before me this 5th day of December, 2002, by Robert Gregory as President of HERITAGE OAKS GOLF VILLAS VI, INC., on behalf of the corporation. He is personally known to me or has produced \_\_\_\_\_ as identification.

Notary Public

Sign: Linda Garcia  
Print: LINDA GARCIA



State of Florida at Large  
My commission expires: 9/5/05

WITNESSES AS TO HERITAGE OAKS  
GOLF VILLAS VI, INC.

Sign: Pamela Curley  
Print: PAMELA Curley

Sign: Scott Findlay  
Print: SCOTT FINDLAY

STATE OF FLORIDA  
COUNTY OF SARASOTA

HERITAGE OAKS GOLF VILLAS VI,  
INC.

By: Aida Florsheim  
Aida Florsheim, Secretary

(Corporate Seal)

The foregoing instrument was acknowledged before me this 5th day of December, 2002, by Aida Florsheim as Secretary of HERITAGE OAKS GOLF VILLAS VI, INC., on behalf of the corporation. She is personally known to me or has produced \_\_\_\_\_ as identification.

Notary Public

Sign: Linda Garcia

Print: LINDA GARCIA



State of Florida at Large

My commission expires:

9/5/05

**HERITAGE OAKS GOLF VILLAS**  
**PLAN OF MERGER**

1. In accordance with Sections 617.1101, 617.1103, 617.1105 and 617.1106, Florida Statutes, the following Florida corporations not for profit propose to merge:

HERITAGE OAKS GOLF VILLAS I, INC.  
HERITAGE OAKS GOLF VILLAS II, INC.  
HERITAGE OAKS GOLF VILLAS III, INC.  
HERITAGE OAKS GOLF VILLAS IV, INC.  
HERITAGE OAKS GOLF VILLAS V, INC.  
HERITAGE OAKS GOLF VILLAS VI, INC.

2. The surviving corporation shall be HERITAGE OAKS GOLF VILLAS I, INC., which shall change its name to HERITAGE OAKS GOLF VILLAS ASSOCIATION, INC.

3. All assets and liabilities of the merged corporations shall become the assets and liabilities of the surviving corporation, provided, however, that assets or liabilities attributable to any subdivision operated by the Association, such as reserve funds or maintenance expenses, shall be budgeted and accounted separately for that subdivision, as required by law.

4. The Articles of Incorporation of the surviving corporation shall be amended as set forth in the attachment hereto.

## **MERGER AMENDMENTS**

### **ARTICLES OF INCORPORATION HERITAGE OAKS GOLF VILLAS ASSOCIATION, INC.**

*[Additions are indicated by underline; deletions by ~~strike through~~]*

#### **ARTICLE I**

**NAME:** The name of the corporation is Heritage Oaks Golf Villas ~~Association~~, Inc., sometimes hereinafter referred to as the "Association."

#### **ARTICLE III**

**PURPOSE AND POWERS:** This Association will not permit pecuniary gain or profit and will make no distribution of its income to its members, officers or Directors. It is a Florida corporation not for profit organized on a non-stock basis, for the purpose of acting as a corporate residential neighborhood homeowners' association pursuant to Chapter 720, Florida Statutes for the operation and management of HERITAGE OAKS GOLF VILLAS I, the Declaration of Covenants, Conditions and Restrictions of which is recorded at Official Records Book 3020, Page 1399 et seq.; HERITAGE OAKS GOLF VILLAS II, the Declaration of Covenants, Conditions and Restrictions of which is recorded at Official Records Instrument Number 1998082052 et seq.; HERITAGE OAKS GOLF VILLAS III, the Declaration of Covenants, Conditions and Restrictions of which is recorded at Official Records Instrument Number 1999066352 et seq.; HERITAGE OAKS GOLF VILLAS IV, the Declaration of Covenants, Conditions and Restrictions of which is recorded at Official Records Instrument Number 2000018336 et seq.; HERITAGE OAKS GOLF VILLAS V, the Declaration of Covenants, Conditions and Restrictions of which is recorded at Official Records Instrument Number 2000118066 et seq.; and HERITAGE OAKS GOLF VILLAS VI, the Declaration of Covenants, Conditions and Restrictions of which is recorded at Official Records Instrument Number 2001028128 et seq., all of ~~and it will, subject to a~~ Declarations of Covenants, Conditions and Restrictions, recorded, or to be recorded in the Public Records of Sarasota County, Florida; (herein referred to as "the Declarations"). The Association shall have the powers stated in the Declarations and in with these Articles attached as Exhibit "B," ~~have the powers described herein.~~

The Association shall have all of the common law and statutory powers of a Florida corporation not for profit consistent with these Articles and with the Declarations of Covenants, Conditions and Restrictions; and it shall have all of the powers and authority reasonably necessary or appropriate to the operation and regulation of a residential neighborhood, subject to the Declarations, as it they may from time to time be amended, including but not limited to the power to:

#### **EXHIBIT "B"**