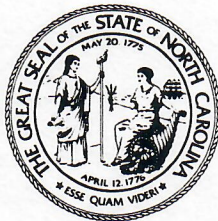


STATE OF NORTH CAROLINA



Department of The
Secretary of State

To all whom these presents shall come, Greetings:

I, ELAINE F. MARSHALL, *Secretary of State of the State of North Carolina*, do hereby certify the following and hereto attached to be a true copy of

ARTICLES OF INCORPORATION
OF
HAWK'S HILL DEVELOPMENT COMMUNITY ASSOCIATION, INC.

*the original of which was filed in this office on the 30th day of
May, 1997.*

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at the City of Raleigh, this 30th day of May, 1997.



Elaine F. Marshall

Secretary of State

State of North Carolina
Department of the Secretary of State

C-04285-26

FILED

11:45 AM
MAY 30 1997

97 149 5077

ARTICLES OF INCORPORATION
NONPROFIT CORPORATION

EFFECTIVE
ELAINE F. MARSHALL
SECRETARY OF STATE
NORTH CAROLINA

Pursuant to Section 55A-2-02 of the General Statutes of North Carolina, the undersigned ~~corporation~~ hereby submit these Articles of Incorporation for the purpose of forming a nonprofit corporation.

1. The name of the corporation is: Hawk's Hill Development Community Association, Inc.
2. _____ (Check only if applicable.) The corporation is a charitable or religious corporation as defined in N.C.G.S. Section 55A-1-40(4).
3. The street address and county of the initial registered office of the corporation is:
Number and Street 1 Pheasant Run, Hawk's Hill
City, State, Zip Code Lenoir, NC 28645 County Caldwell
4. The mailing address *if different from the street address* of the initial registered office is:
(same)
5. The name of the initial registered agent is:
Patricia J. Witt
6. The name and address of each incorporator is as follows:
Patricia J. Witt
1 Pheasant Run, Hawk's Hill
Lenoir, NC 28645
7. (Check either a or b below.)
a. The corporation will have members.
b. The corporation will not have members.
8. Attached are provisions regarding the distribution of the corporation's assets upon its dissolution.
9. Any other provisions which the corporation elects to include are attached.
10. The street address and county of the principal office of the corporation is:
1 Pheasant Run, Hawk's Hill, Lenoir, NC 28645 County Caldwell
11. The mailing address *if different from the street address* of the principal office is:
(same)

12. These articles will be effective upon filing, unless a later time and/or date is specified: _____

This is the 19th day of May, 1997.



Signature of Incorporator

Patricia J. Witt , Incorporator
Type or print Incorporator's name and title, if any

NOTES:

1. Filing fee is \$50. This document and one exact or conformed copy of these articles must be filed with the Secretary of State. (Revised July 1994)
CORPORATIONS DIVISION 300 N. SALISBURY STREET RALEIGH, NC 27603-5909

ATTACHMENT TO ARTICLES OF INCORPORATION

A. This nonprofit corporation is being formed for the following purposes:

(1) To operate and manage a subdivision development known as Hawk's Hill, located in Kings Creek Township, Caldwell County, North Carolina.

(2) To undertake the performance of, and carry out the acts and duties incident to the administration of the operation and management of Hawk's Hill Community Association, Inc., in accordance with the terms, provisions, conditions and authorization contained in both these Articles and in the Declaration of Covenants, Conditions and Restrictions which shall be recorded in the Public Records of Caldwell County, North Carolina, at such time as the real property and the improvements thereon are submitted to said Declaration;

(3) To make, establish and enforce reasonable rules and regulations governing the use of subdivision development, common elements, land, and other real and personal property which may be owned by the Association itself;

(4) To make, levy and collect assessments against lot owners; to provide the funds to pay for common expenses of the Association as provided in the Declaration of Covenants, Conditions, and Restrictions and to use and expend the proceed of assessments in the exercise of the powers and duties of the Association; to use said assessments to promote the recreation, acquisition, improvement and maintenance of properties, services and facilities devoted to this purpose and related to the use and enjoyment of the common areas, including but not limited to the cost of repair, replacement and additions thereto, the cost of labor, equipment, materials, management, supervision thereof, the maintenance of insurance in accordance with the Bylaws, including the employment of attorneys to represent the Association when necessary for such other needs as may arise.

(5) To maintain, repair, replace and operate the properties for which the Association is responsible;

(6) To enforce by any legal means, the provisions of the Declaration of Covenants, Conditions and Restrictions, the Bylaws of the Association, and the rules and regulations for the use of the Association property;

(7) To contract for the management of the recreational property and to delegate to such manager or managers all powers and duties of the Association except those powers and duties which are specifically required to have approval of the Board of Directors or the membership of the Association;

(8) To have all of the common law and statutory powers of a non-profit corporation and also those powers as set out in the Declaration of Covenants, Conditions and Restrictions of Hawk's Hill and all powers reasonably necessary to implement the purposes of

the Association.

- B. Upon dissolution of this nonprofit corporation, any and all remaining assets shall be conveyed and/or transferred to Hawk's Hill Development Corporation, Inc.