

State of Florida



Department of State

I certify the attached is a true and correct copy of the Articles of Incorporation of HEATHER RIDGE HOMEOWNER'S ASSOCIATION, INC., a Florida corporation, filed on September 18, 1996, as shown by the records of this office.

The document number of this corporation is N96000004841.

Given under my hand and the
Great Seal of the State of Florida,
at Tallahassee, the Capitol, this the
Eighteenth day of September, 1996



CR2EO22 (2-95)

Sandra B. Mortham

Sandra B. Mortham
Secretary of State

ARTICLES OF INCORPORATION

OF

FILED
SECRETARY OF STATE
DIVISION OF CORPORATIONS

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HEATHER RIDGE HOMEOWNER'S ASSOCIATION, INC.
A NOT-FOR-PROFIT FLORIDA CORPORATION

In compliance with the requirements of the Florida Statutes, the undersigned, all of whom are residents of Pasco County, Florida, and of full age, have this day voluntarily associated themselves together for the purpose of forming a corporation not-for-profit. The undersigned hereby certify:

ARTICLE I

The name of the corporation shall be **HEATHER RIDGE HOMEOWNER'S ASSOCIATION, INC.** (hereinafter referred to as "Association").

ARTICLE II

The principal and initial registered office of the Corporation is located at: 6709 Ridge Road, Suite 200, Port Richey, Florida. The Registered Agent is: David C. Norton.

ARTICLE III

This Corporation does not contemplate pecuniary gain or profit to the members thereof, and the specific purposes for which it is formed are to provide for ownership, maintenance and preservation of the "Common Area" and other commonly enjoyed improvements and areas as defined hereinafter in the Declaration of Covenants, Conditions and Restrictions (hereinafter referred to as the "Declaration"), and to provide, according to the provisions of the Declaration, within that certain tract of property located in Citrus County, Florida and described on Exhibit A attached hereto, or so much thereof as has been made subject to the Declaration (hereinafter referred to as "Property"), for the promotion of the health, safety and welfare of the residents within the Property and any additions thereto as may hereafter be brought within the jurisdiction of this Corporation, and in furtherance of these purposes, to:

A. Exercise all of the powers and privileges and to perform all of the duties and obligations of the Association as set forth in the Declaration, as same may be amended from time to time as therein provided.

B. Fix, levy, collect and enforce payment by any lawful means, all charges or assessments pursuant to the terms of the Declaration; to pay all expenses incident to the conduct of the business of the Corporation, including all licenses, taxes or governmental charges levied or imposed against the property of the Corporation.

C. 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 Association; provided, however, no such dedication or transfer shall be effective unless a resolution signed by the Board of Directors certifying that not less than fifty-one percent (51%) of each class agreed to such dedication or transfer has been recorded in the Public Records of Pasco County, Florida, with formalities necessary for the recordation of a deed.

D. Borrow money, and with the assent of not less than fifty one percent (51%) of each class, mortgage, pledge, deed in trust or hypothecate any or all of its real or personal property as security for money borrowed or debts incurred.

E. Dedicate, sell or transfer all or any part of the Common Area to a public agency, authority, or utility for such purposes and subject to such conditions as may be provided in the Declaration, including but not limited to the Restrictions that have been recorded in the Public Records of Citrus County, Florida, with formalities necessary for the recordation of a deed.

F. Have and exercise any and all powers, rights and privileges which a corporation organized under Chapter 617, Corporations Not-for-Profit, Laws of the State of Florida, by law may or hereafter have or exercise.

G. Have and exercise any and all powers, rights and privileges which a corporation organized under Chapter 617, Corporations Not-for-Profit, Laws of the State of Florida, by law may or hereafter have or exercise, including but not limited to the right to be sued.

H. Operate, maintain and manage the surface water or stormwater management system(s) in a manner consistent with the Southwest Florida Water Management District ("District") permit(s) requirements issued or to be issued by the District for the Exhibit A property and applicable District rules, and the Association shall assist in the enforcement of the Declaration of Covenants, Conditions and Restrictions which relate to the surface water or stormwater management system.

I. In addition to the purposes for which assessments may be levied as provided in the Declaration, the Association shall levy and collect adequate assessments against members of the Association for the costs of maintenance and operation of the surface water or stormwater management system.

The Corporation is organized and shall be operated exclusively for the purposes set forth above. The activities of the Association will be financed by assessments against members as

provided in the Declaration and no part of any net earnings of the Association will inure to the benefit of any member.

ARTICLE IV

The Developer, to the extent provided in the Declaration, and every person or entity who is a record Owner of a fee or undivided fee interest in any unit and/or residential lot which is subject by the Declaration to assessment by the Association shall be a member of the Association. The foregoing is not intended to include persons or entities who hold an interest merely as security for performance of an obligation. Membership shall be appurtenant to and may not be separated from ownership of any unit which is subject to assessment by the Association.

ARTICLE V

The period of duration of this Association shall be perpetual.

ARTICLE VI

The name and address of each subscriber is:

DAVID C. NORTON, President
6709 Ridge Road, Suite 200
Port Richey, FL 34668

GEORGE K. SLEEMAN, V.P./Treas.
6709 Ridge Road, Suite 200
Port Richey, FL 34668

SUSAN SILVA, Secretary
6709 Ridge Road, Suite 200
Port Richey, FL 34668

ARTICLE VII

The affairs and property of this corporation shall be managed and governed by a Board of Directors composed of not less than three (3) persons who need not be members of the Association. The first Board of Directors shall have three (3) members, and in the future that number will be determined from time to time in accordance with the provisions of the By-Laws. The manner in which the directors are to be elected or appointed is as stated in the by-laws.

The names and addresses of the persons who are to act initially in the capacity of directors until the selection of their successors are:

David C. Norton, George K. Sleeman, Susan Silva
6709 Ridge Road, Suite 200, Port Richey, FL 34668

ARTICLE VIII

The officers of this Association shall be a President, a Vice President, both of whom shall at all times be members of the Board of Directors, a Secretary and a Treasurer and such other officers as the Board may from time to time by resolution create. The election of officers shall take place at the first meeting of the Board of Directors.

ARTICLE IX

The By-Laws of the Association may be made, altered or rescinded at any annual meeting of the Association, or at any regular or special meeting duly called for such purpose, on the affirmative vote of not less than fifty-one percent (51%) of each class existing at the time of any such meeting and present at the meeting in person or by proxy except that the initial By-Laws of the Association shall be made and adopted by the Board of Directors.

ARTICLE X

The Association shall have two classes ("A" and "B") of voting membership which shall exist and possess such rights and be subject to such limitations as set forth in the Declaration.

ARTICLE XI

In the event of dissolution of the Association, other than incident to a merger or consolidation, the assets of the Association shall be dedicated to an appropriate public agency to be used for the purposes similar to those for which this Association was created. In the event such dedication is refused acceptance, such assets shall be granted, conveyed and assigned to any non-profit corporation, association, trust or other organization or be devoted to such similar purposes, or distributed to the members as appurtenances (if real property or any interest therein) to the members' lots, subject to any and all applicable laws. This Article is subject to provisions of Florida Statutes 617.0105. Further in the event of termination, dissolution or final liquidation of the Association, the responsibility for the operation and maintenance of the surface water or stormwater management system shall be transferred to and accepted by an entity which complies with Section 40D-42.027, Florida Administrative Code, and be approved by the District prior to such termination, dissolution or liquidation.

ARTICLE XII

Proposals for the alteration, amendment or rescission of these Articles of Incorporation may be made by not less than two-thirds

(2/3) of the total number of votes of each class voting in person or by proxy at a special or regular meeting of the members.

ARTICLE XIII

Anything herein to the contrary notwithstanding during the time that Developer, as defined in the By-Laws, is actively developing or selling the Subdivision or the remaining lands described in the Declaration, or any property hereafter annexed, Developer reserves the right to amend the Declaration, the Articles of Incorporation and the By-Laws of the Association in any manner whatsoever; provided, however, that Developer may not alter the character of the development as residential, nor may Developer delete any Common Area designated, submitted or committed to common usage. Developer's rights hereunder may be assigned to any successor to all or any part of Developer's interest in the Subdivision.

IN WITNESS WHEREOF, for the purposes of forming this corporation under the laws of the State of Florida, the undersigned, the incorporators of this Association, have executed these Articles of Incorporation this 10th day of September 1996.


DAVID C. NORTON, Pres.


GEORGE K. SLEEMAN, V.P./Treas.


SUSAN SILVA, Secretary

STATE OF FLORIDA)
COUNTY OF PASCO)

The foregoing instrument was acknowledged before me this 10th day of Sept., 1996, by DAVID C. NORTON, GEORGE K. SLEEMAN and SUSAN SILVA, who are personally known to me or has produced a driver's license as identification and (did/did not) take an oath.


Notary Public

ALTA M. RESCH

Printed Name of Notary

My Commission Expires:



ALTA M. RESCH
MY COMMISSION # CC277007 EXPIRES
April 26, 1997
BONDED THRU FARM INSURANCE INC.

ACCEPTANCE

FILED
SECRETARY OF STATE
DIVISION OF CORPORATIONS

96 SEP 18 PM 12:58

Having been named to accept service of process for the above stated corporation, at the place designated in this certificate, I hereby agree to act in this capacity, and I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties.

Dated Sept. 10, 1996.



DAVID C. NORTON
Registered Agent

A PARCEL OF LAND SECTION 31, TOWNSHIP 18 SOUTH RANGE 18 EAST, CITRUS COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 31; THENCE S 00°10'50" E, ALONG THE WESTERLY LINE OF CRYSTAL OAKS FIRST ADDITION, AS RECORDED IN PLAT BOOK "14", PAGES 77 - 78, OF THE PUBLIC RECORDS OF CITRUS COUNTY, FLORIDA, 12.07 FEET, TO THE NORTHERNMOST CORNER OF CRYSTAL OAKS FOURTH ADDITION, AS RECORDED IN PLAT BOOK "15", PAGES 135 - 137, OF THE PUBLIC RECORDS OF CITRUS COUNTY, FLORIDA, SAID CORNER LYING ON A CIRCULAR CURVE, CONCAVE SOUTHEASTERLY AND HAVING A RADIUS OF 640.00 FEET; THENCE SOUTHWESTERLY, ALONG SAID CURVE AND THE WESTERLY LINE OF SAID CRYSTAL OAKS FOURTH ADDITION, 481.39 FEET, THROUGH A CENTRAL ANGLE OF 43°05'48" AND A CHORD BEARING AND DISTANCE OF S 50°32'54" W, 470.13 FEET, TO THE POINT OF TANGENCY THEREOF; THENCE CONTINUE ALONG SAID WESTERLY LINE, S 29°00'00" W, 134.00 FEET, TO THE WESTERNMOST CORNER OF WEST CRYSTAL OAKS DRIVE (80 FEET WIDE) AS SHOWN ON SAID PLAT OF CRYSTAL OAKS FOURTH ADDITION; THENCE CONTINUE S 29°00'00" W, 130.00 FEET, TO THE POINT OF CURVATURE OF A CIRCULAR CURVE, CONCAVE NORTHERLY AND HAVING A RADIUS OF 560.00 FEET; THENCE WESTERLY, ALONG SAID CURVE, 725.71 FEET, THROUGH A CENTRAL ANGLE OF 74°14'59" AND A CHORD BEARING AND DISTANCE OF S 66°07'30" W, 675.98 FEET, TO THE POINT OF TANGENCY THEREOF; THENCE N 76°45'00" W, 201.68 FEET, TO THE POINT OF CURVATURE OF A CIRCULAR CURVE, CONCAVE SOUTHERLY AND HAVING A RADIUS OF 765.00 FEET; THENCE WESTERLY, ALONG SAID CURVE, 272.01 FEET, THROUGH A CENTRAL ANGLE OF 20°22'22" AND A CHORD BEARING AND DISTANCE OF N 86°56'11" W, 270.58 FEET; THENCE N 07°07'22" W, 170.00 FEET; THENCE N 23°46'24" E, 478.68 FEET; THENCE N 00°30'45" W, 139.99 FEET, TO THE NORTH LINE OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 31; THENCE N 89°28'17" E, ALONG SAID LINE, 24.41 FEET, TO THE NORTHWEST CORNER OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 31; THENCE N 89°40'57" E, ALONG THE NORTH LINE OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 31, 1380.59 FEET, TO THE POINT OF BEGINNING.

CONTAINING 19.92 ACRES, MORE OR LESS.

EXHIBIT A

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