



20091022000397360 1/3 \$15.00  
Shelby Cnty Judge of Probate, AL  
10/22/2009 10:10:17 AM FILED/CERT

# STATE OF ALABAMA

## DOMESTIC LIMITED LIABILITY COMPANY GUIDELINES ARTICLES OF AMENDMENT TO ARTICLES OF ORGANIZATION

### INSTRUCTIONS

**STEP 1:** WITHIN 30 DAYS OF A NAME CHANGE, FALSE OR ERRONEOUS STATEMENT IN THE ARTICLES OF ORGANIZATION, CHANGE IN THE PERIOD OF DURATION, OR A CHANGE IN ANY STATEMENT IN THE ARTICLES OF ORGANIZATION, AN AMENDMENT SHOULD BE FILED TO REFLECT THE OCCURRENCE OF THE EVENT(S).

**STEP 2:** FILE THE ORIGINAL AND TWO COPIES IN THE COUNTY WHERE THE ORIGINAL ARTICLES OF ORGANIZATION ARE FILED. THE SECRETARY OF STATE'S FILING FEE IS \$0. PLEASE CONTACT THE JUDGE OF PROBATE TO VERIFY THE PROBATE FILING FEE.

PURSUANT TO 10-12-11 OF THE ALABAMA LIMITED LIABILITY COMPANY ACT, THE UNDERSIGNED HEREBY ADOPTS THE FOLLOWING ARTICLES OF AMENDMENT:

Article I The name of the limited liability company:  
Lacy's Grove Phase V LLC

Article II The date of filing of the articles of organization: January, 31, 2009

Article III The following amendment was adopted in the manner provided for by the Alabama Limited Liability Act:  
Ken Underwood has withdrawn as a member

Article IV The amendment, consistent with the Limited Liability Company Act, was approved by a majority vote of the members entitled to vote or in accordance with the requirements set forth in the articles of organization and prescribed by law.

DATE 10/20/2009

P.K. SMART  
Type or Print Name of Member

P.K. SMART  
Signature of Member

## Withdrawal of Member of Lacey's Grove Phase V, LLC

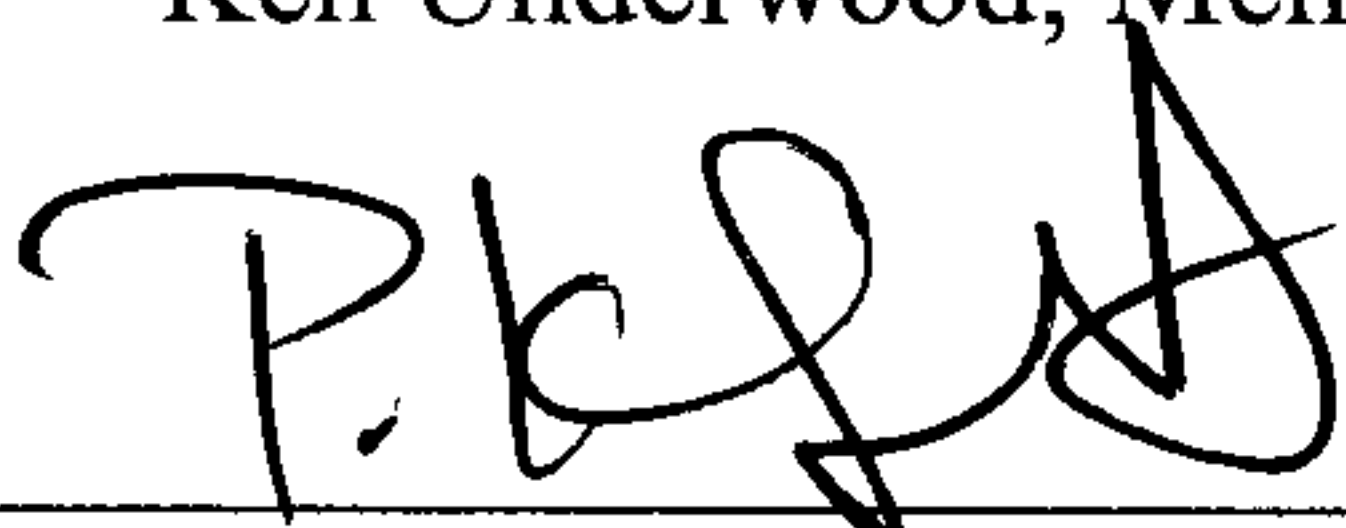
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Comes Now, Ken Underwood, a Member of Lacey's Grove Phase V, LLC and does hereby voluntarily withdraw from the Alabama Limited Liability Company, known as Lacey's Grove Phase V, LLC. Consent is also given by the remaining member, P.K. Smartt in this action, requiring all documents, records, and filings to be updated reflecting the fact that the LLC is hereby re-organized with only one member.

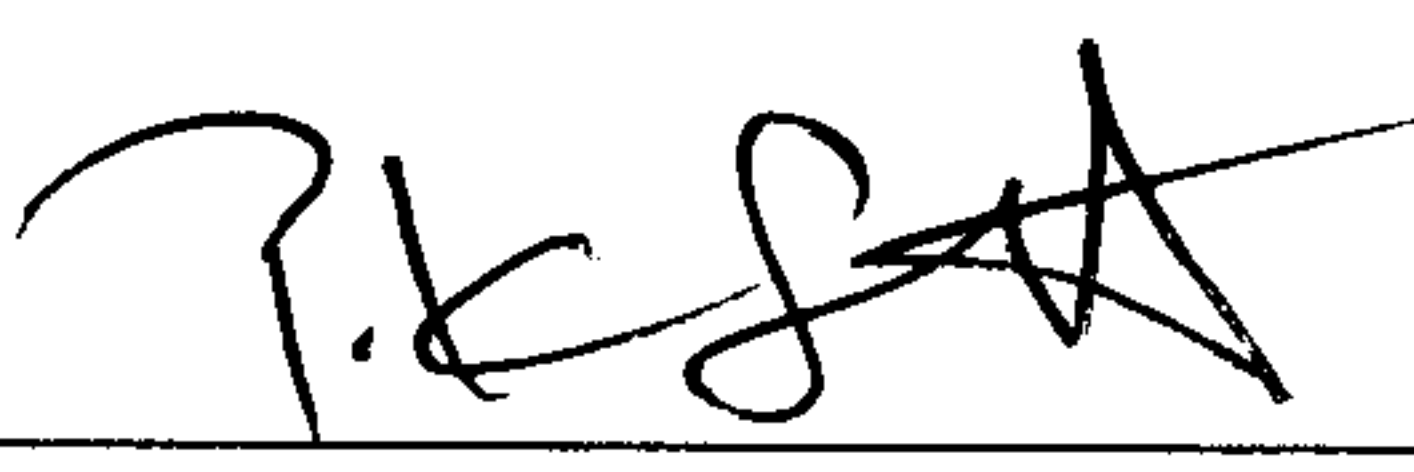
Done this the 31<sup>st</sup> day of January, 2009.

LACEY'S GROVE PHASE V, LLC

By:   
Ken Underwood, Member

By:   
P.K. Smartt, Member

  
Ken Underwood, Individually

  
P.K. Smartt, Individually

Acknowledgments appear on following page



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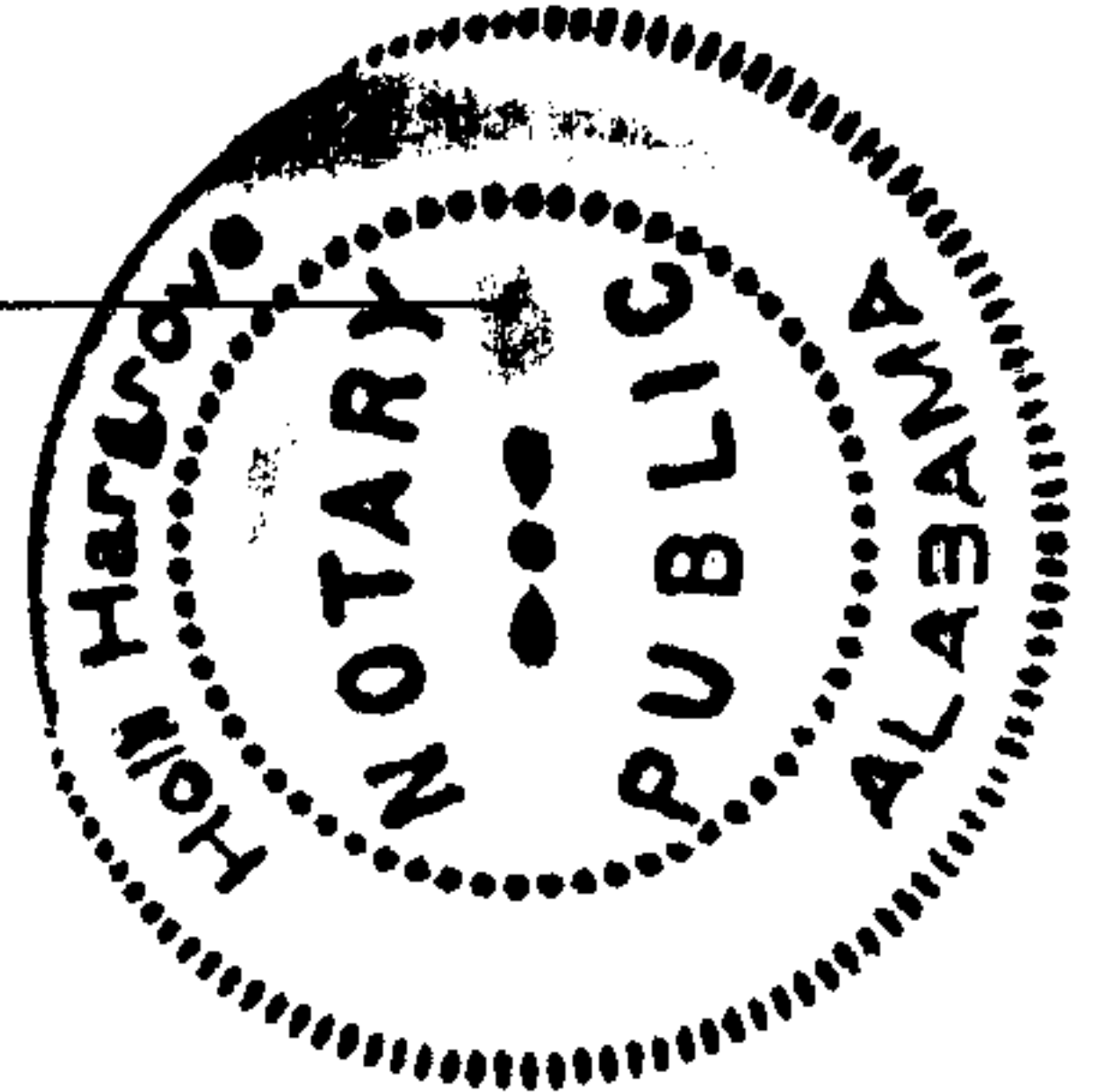
STATE OF ALABAMA )  
Shelby COUNTY )

Acknowledgment

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Ken Underwood, whose name as Member of Lacey's Grove Phase V, LLC, an Alabama Limited Liability Company, is/are signed to the foregoing instrument, and who is/are known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, Ken Underwood as such members and with full authority executed the same voluntarily for and as the act of said Company on the day the same bears date.

Given under my hand and official seal this the 9 day of October, 2009.

Holli Hargrove  
 Notary Public  
 My Commission Expires: 1/12/13



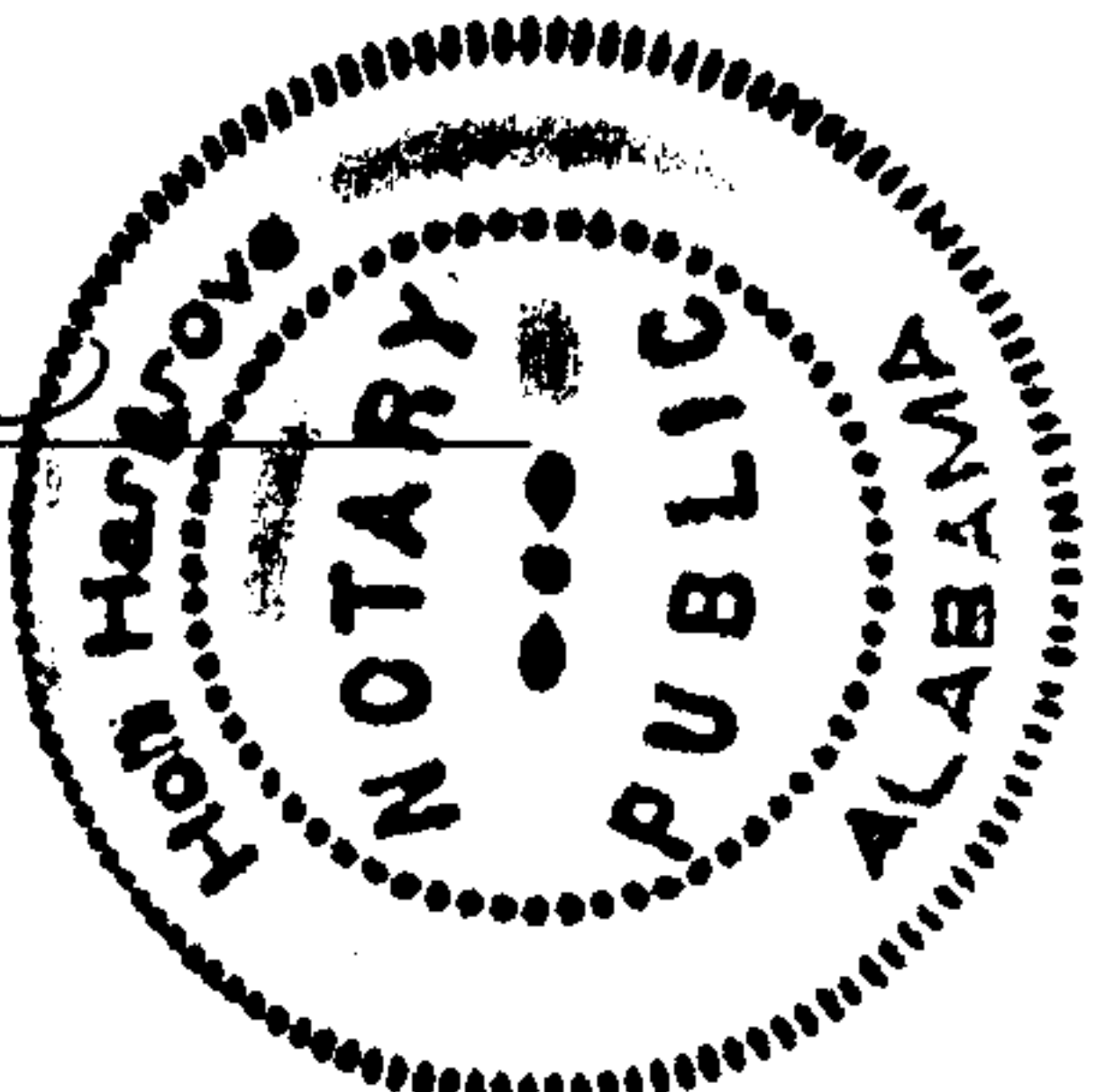
STATE OF ALABAMA )  
Shelby COUNTY )

Acknowledgment

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that P.K. Smartt, whose name as Member of Lacey's Grove Phase V, LLC, an Alabama Limited Liability Company, is/are signed to the foregoing instrument, and who is/are known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, P.K. Smartt as such members and with full authority executed the same voluntarily for and as the act of said Company on the day the same bears date.

Given under my hand and official seal this the 9 day of October, 2009.

Holli Hargrove  
 Notary Public  
 My Commission Expires: 1/12/13



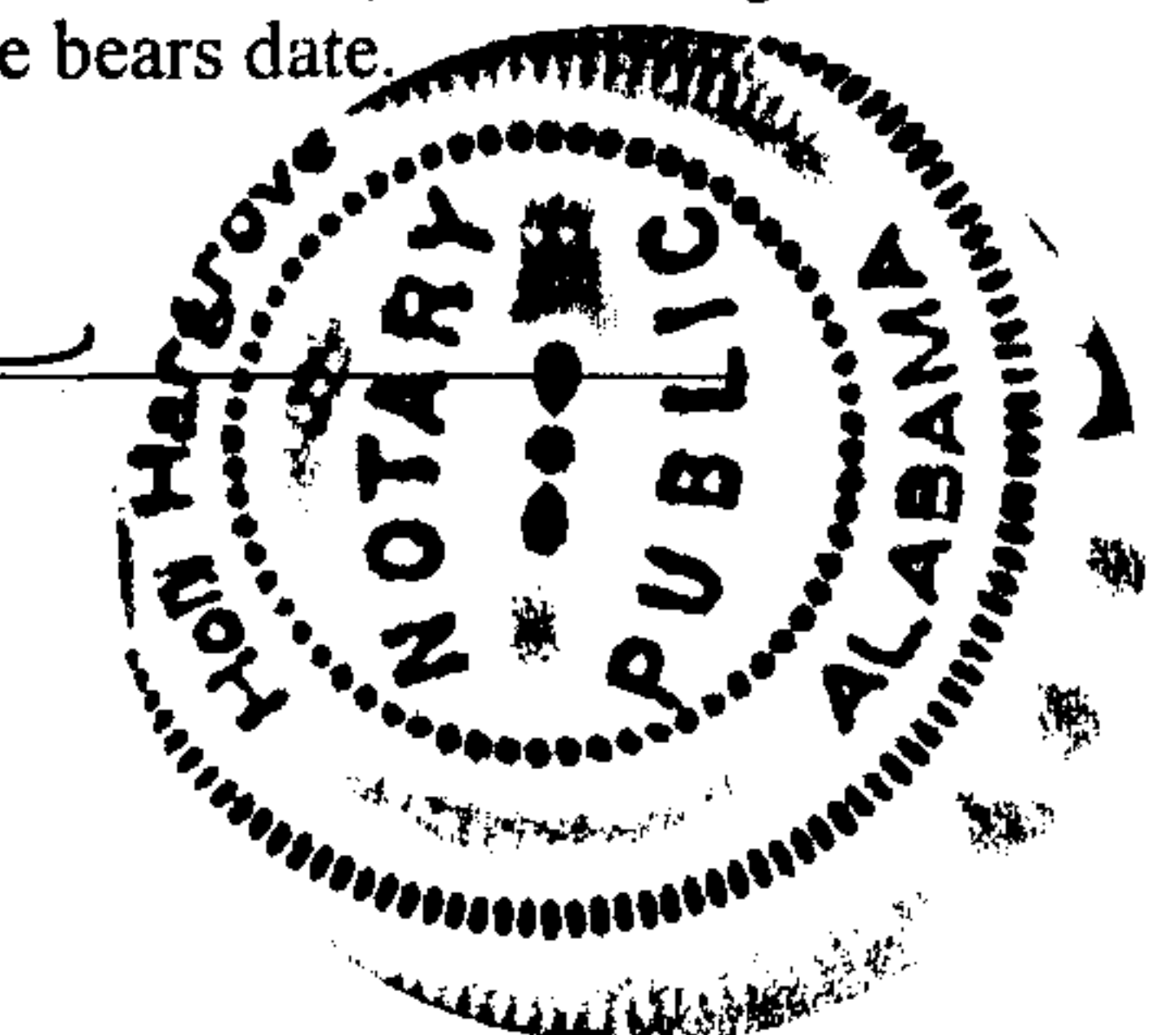
STATE OF ALABAMA )  
Shelby COUNTY )

Individual Acknowledgment

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Ken Underwood whose name(s) IS signed to the foregoing instrument, and who is/are known to me, acknowledged before me on this day, that, being informed of the contents of said instrument he/she/they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 9 day of October, 2009.

Holli Hargrove  
 Notary Public  
 My Commission Expires: 1/12/13



STATE OF ALABAMA )  
Shelby COUNTY )

Individual Acknowledgment

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that P.K. Smartt whose name(s) signed to the foregoing instrument, and who is/are known to me, acknowledged before me on this day, that, being informed of the contents of said instrument he/she/they executed the same voluntarily on the day the same bears date.

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