

**ARTICLES OF INCORPORATION  
OF THE  
ASSOCIATION OF THE HOMEOWNERS OF SOUTHERN PINES**

The undersigned persons, all being over the age of nineteen years, desiring to organize a nonprofit corporation under the Alabama Nonprofit Corporation Act, as amended, hereby make and file these Articles of Incorporation for such corporation:

**FIRST:** The name of the corporation shall be:

**ASSOCIATION OF THE HOMEOWNERS OF SOUTHERN PINES**

**SECOND:** The period of its duration shall be perpetual.

**THIRD:** The objects and purposes for which this corporation is organized are as follows:

(a) To promote the public health, safety, morals and general welfare; to establish, maintain, operate and provide all common community services of every kind and nature required or desired within the Southern Pines Subdivision as designated on the plat of the Southern Pines Subdivision on file in the offices of the Judge of Probate of Shelby County, Alabama, for the general use and benefit of all lot owners in the Southern Pines Subdivision including but not limited to, road maintenance, traffic control, general planning within roadway areas, and enforcement of the restrictive covenants contained in the Southern Pines Declaration

*North Haskell Slaughter et al  
800-1st Natl. So. Natural Bldg.  
Bham - 35203*

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of Protective Covenants filed in Book 32, Page 129-139, inclusive, in the office of the Judge of Probate of Shelby County, Alabama.

(b) To do and perform any and all acts and things, whether specifically mentioned herein or not and exercise all rights, privileges and powers granted or conferred by all laws now in force or hereafter enacted.

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This corporation shall have and may exercise all powers conferred by the Alabama Nonprofit Corporation Act upon corporations not for profit incorporated thereunder and may do such other things as are necessary, proper, or incidental to or for such purposes.

FIFTH: No part of the net earnings of the corporation shall inure to or be used for the special benefit of any member or individual and no substantial part of the activities of the corporation shall be the carrying on of propaganda or otherwise attempting to influence legislation; and it shall not intervene in, or publish or distribute any statement in, any political campaign on behalf of any candidate for public office.

SIXTH: In the event the corporation at any time dissolves and winds up its affairs as provided by law, all the assets of the corporation, after its liabilities and obligations shall have been paid, satisfied, and discharged or adequate provision shall have been made therefor, shall be applied and distributed, subject to the priorities provided in §10-3-161, Code of Alabama 1975, to such persons, societies,

organizations, or domestic or foreign corporations, whether for profit or not for profit as may be specified in a plan of distribution adopted as provided in the Alabama Nonprofit Corporation Act.

SEVENTH: The corporation shall have the right and power to amend these Articles of Incorporation in the manner provided in the Alabama Nonprofit Corporation Act.

EIGHTH: The corporation will have one or more classes of members as specified in the bylaws of the corporation. The rights, privileges and obligations of members and the qualifications for becoming a member of the corporation shall be prescribed in the bylaws, and shall be subject to change from time to time by amendments to the bylaws as set forth in the bylaws.

NINTH: The corporation shall have a Board of Directors consisting of not less than five members. The number of directors may be fixed by the bylaws and, from time to time, may be increased or decreased (but not below five) as provided in the bylaws. Appropriate provisions in respect of the rights, powers and obligations of the members of the Board of Directors, the qualifications required for such position, the filling of vacancies on the Board of Directors, and similar matters, shall be prescribed by the bylaws and shall be subject to change by amendment to the bylaws. The term of office of the members of the Board of Directors shall be one year, and thereafter until their successors have been duly elected and qualified as provided in the bylaws.

TENTH: The address of the initial registered office of the corporation shall be 5024 Forest Wood Lane, Birmingham, Alabama 35243 in Shelby County, Alabama, and the initial registered agent at such address shall be Robert Garner.

ELEVENTH: The names and addresses of the persons who are to serve as the initial members of the Board of Directors are as follows:

Name and Address

Karen Agee  
5064 Pinehurst Terrace  
Birmingham, Alabama 35243

Robert G. Bloom  
3640 Southern Boulevard  
Birmingham, Alabama 35243

John O. Myers, Jr.  
3685 Pine Lane  
Birmingham, Alabama 35243

William D. Ritter  
3644 Southern Boulevard  
Birmingham, Alabama 35243

Wayne White  
3680 Pine Lane  
Birmingham, Alabama 35243

TWELFTH: The names and addresses of the incorporators are as follows:

Name and Address

Karen Agee  
5064 Pinehurst Terrace  
Birmingham, Alabama 35243

Robert E. Lee Garner  
5024 Forest Wood Lane  
Birmingham, Alabama 35243

Suzanne M. Garner  
5024 Forest Wood Lane  
Birmingham, Alabama 35243

IN WITNESS WHEREOF, the undersigned incorporators have hereunto set  
their hands and seals this 11<sup>th</sup> day of May, 1983.

Robert L. Linn

Karen Ogee

Augustine Horner

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# State of Alabama

SHELBY

## County

CERTIFICATE OF INCORPORATION

OF

ASSOCIATION OF THE HOMEOWNERS OF SOUTHERN PINES

The undersigned, as Judge of Probate of Shelby County, State of Alabama, hereby certifies that duplicate originals of Articles of Incorporation of ASSOCIATION OF THE HOMEOWNERS OF SOUTHERN PINES, duly signed and verified pursuant to the provisions of Section 10-3-22 of the Alabama NON-PROFIT Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY the undersigned, as such Judge of Probate, and by virtue of the authority vested in him by law, hereby issues this Certificate of Incorporation of ASSOCIATION OF THE HOMEOWNERS OF SOUTHERN PINES, and attaches hereto a duplicate original of the Articles of Incorporation.

GIVEN Under My Hand and Official Seal on this the 12th day of May, 19 83.



STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT WAS FILED  
1983 MAY 12 AM 8:29

Thomas A. Snowden, Jr.  
JUDGE OF PROBATE

*Thomas A. Snowden, Jr.*  
Judge of Probate

Rec. 1002  
Ind. 100  
1102

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