

ARTICLES OF INCORPORATION
OF
APACHE RIDGE HOMEOWNERS ASSOCIATION, INC.

TO THE HONORABLE JUDGE OF PROBATE IN AND FOR
SHELBY COUNTY, ALABAMA

The undersigned, desires to organize a NOT-FOR-PROFIT CORPORATION under the provisions of Chapter 3A, Title 10, Code of Alabama 1975, do hereby make, sign, and file these ARTICLES OF INCORPORATION as follows:

ARTICLE I

The name of this corporation is Apache Ridge Homeowners Association, Inc.

ARTICLE II

The period of duration of said corporation shall begin with filing of The Articles of Incorporation with the honorable judge of Probate for Shelby County and perpetuate.

ARTICLE III

(A) The purpose for which the corporation is formed are to be consistent with the meaning of civic activities in SECTION 501(c) (3) of the INTERNAL REVENUE CODE OF 1986 and any future revisions of such Code, and not for the purpose of engaging in a regular business of a kind ordinarily carried on for profit. Primarily for the purpose of acquisition of membership dues for the purpose of maintenance & beautification, capital expenditures, and upkeep, primarily for the purpose of performing certain functions for the common good and general welfare of the property owners of Apache Ridge.

(B) To do and perform all of the acts and things which may be necessary or convenient, or incidental to, and come legitimately within the scope of any and all purposes of the corporation, or which may be necessary or appropriate for the carrying out and the accomplishment of any and all purposes of the corporation.

ARTICLE IV

Members

The corporation shall be made of property owners in Apache Ridge who have paid dues to the association.

Inst # 1994-08574

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ARTICLES OF INCORPORATION

PAGE 2

ARTICLE V

Registered Office and Registered Agent

The location and mailing address of the initial Registered Office of the Corporation shall be 101 Setting Sun Lane, Alabaster, AL 35007, and its initial Registered Agents at such address shall be Erick R. Johnson, Debra L. Gaston, Daniel G. Myers, and LaDeana C. Richardson. In accordance with the requirements of the Alabama Nonprofit Corporation Act, the registered office and registered agent of the corporation may be changed by duly filing a statement of such change with the judge of Probate of the County in which the principle office of the Corporation is established.

ARTICLE VI

Incorporator

The name of the INCORPORATORS of said corporation are:

Erick R. Johnson, 101 Setting Sun Lane, Alabaster, AL 35007

Debra L. Gaston, 116 Setting Sun Lane, Alabaster, AL 35007

Daniel G. Myers, 125 Little Fawn Lane, Alabaster, AL 35007

LaDeana C. Richardson, 102 Commanche Circle, Alabaster, AL 35007

ARTICLE VII

Directors

The affairs of the Corporation shall be managed by its Board of Directors. The Directors shall be elected or appointed in the manner and the terms provided in the By-Laws. The initial Board of Directors shall consist of four (4) persons, whose names and addresses are as follows:

Erick R. Johnson, 101 Setting Sun Lane, Alabaster, AL 35007

Debra L. Gaston, 116 Setting Sun Lane, Alabaster, AL 35007

Daniel G. Myers, 125 Little Fawn Lane, Alabaster, AL 35007

LaDeana C. Richardson, 102 Commanche Circle, Alabaster, AL 35007

The Directors constituting the initial Board of Directors shall hold office until the successors have been elected.

ARTICLES OF INCORPORATION

PAGE 3

ARTICLE VIII

By-Laws

The initial By-Laws of the Corporation shall be adopted by the Board of Directors. The power of alter, amend or repeal the By-Laws or adopt new By-Laws shall be vested in the Board of Directors and shall be exercised in such a manner as shall be set forth in the By-Laws.

ARTICLE IX

Nonprofit Corporation

Notwithstanding any other provision of these Articles of Incorporation, no part of the net earnings of the Corporation shall inure to the benefit of, or be distributable to its Directors, Officers, or other private persons, except that the Corporation shall be authorized and empowered to pay reasonable and distributions in furtherance of the purpose set forth on ARTICLE III. No substantial part of the activities of the Corporation shall be carrying on of propaganda or otherwise attempting to influence legislation; and the Corporation shall not participate in, or intervene in any political campaign on behalf of any candidate for public office. Notwithstanding any other provisions of these Articles, the Corporation shall not carry on any activities not permitted to be carried on by a Corporation exempt from Federal Income Tax under Section 501 (c) (3) of the Internal Revenue Code of 1986, or any other corresponding provision of any future United States Internal Revenue Law.

ARTICLE X

Officers

The Officers of the Corporation shall consist of a President, one or more Vice-Presidents, a Secretary, a Treasurer, and any other such Officers and Assistant Officers as may be deemed necessary by the Board of Directors, and their terms of service may not exceed the Board of Directors may, be ex-officio members of the Board of Directors.

ARTICLES OF INCORPORATION

PAGE 4

ARTICLE XI

Distribution of Assets on
Dissolution or Final Liquidation

Upon the Dissolution of the Corporation, the Board of Directors shall, after paying or making provisions for the payment of all the liabilities of the Corporation, dispose of all the assets of the Corporation exclusively for religious, charitable or educational purpose as shall at the time qualify as an exempt organization(s) under Section 501 (c) (3) of the Internal Revenue Code of 1986, or any other corresponding provision of any future United States Internal Revenue Law, as the Board of Directors shall determine.

ARTICLE XII

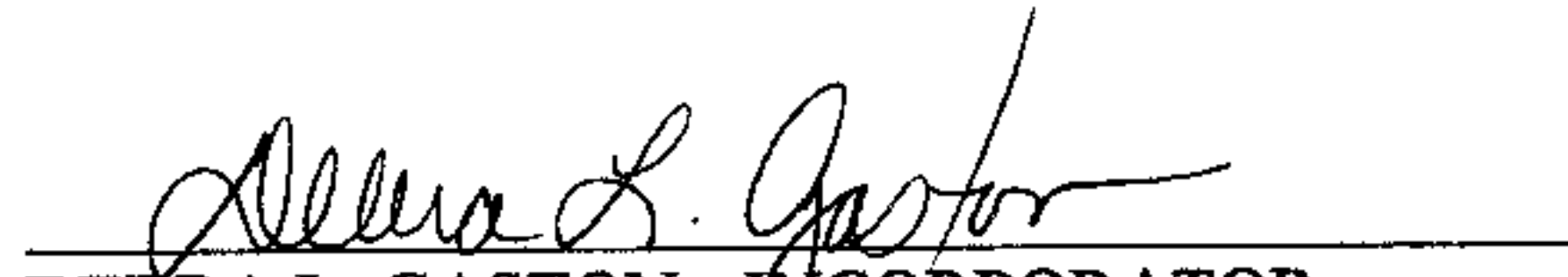
Amendments

Amendments to these Articles of Incorporation shall be adopted at a meeting of the Board of Directors upon receiving the vote of a majority of the Directors in office.

ARTICLES OF INCORPORATION
PAGE 5

IN WITNESS WHEREOF, the undersigned incorporator has hereunto subscribed
his signature to these ARTICLES OF INCORPORATION this the 14 day of
MARCH, 1994.


ERICK R. JOHNSON - INCORPORATOR


DEBRA L. GASTON - INCORPORATOR


DANIEL G. MYERS - INCORPORATOR


DEANA C. RICHARDSON - INCORPORATOR

State of Alabama

SHELBY

County

CERTIFICATE OF INCORPORATION

OF

APACHE RIDGE HOMEOWNERS ASSOCIATION, INC.

The undersigned, as Judge of Probate of SHELBY County, State of Alabama, hereby certifies that duplicate originals of Articles of INCORPORATION of APACHE RIDGE HOMEOWNERS ASSOCIATION, INC., duly signed and verified pursuant to the provisions of Section NON-PROFIT of the Alabama Business 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 APACHE RIDGE HOMEOWNERS ASSOCIATION, INC., and attaches hereto a duplicate original of the Articles of INCORPORATION.

GIVEN Under My Hand and Official Seal on this the 16th day of

MARCH, 19 94.



Judge of Probate

Inst # 1994-08574

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