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Shelby Cnty Judge of Probate, AL  
09/27/2010 09:29:26 AM FILED/CERT

STATE OF ALABAMA

DOMESTIC NON-PROFIT CORPORATION

ARTICLES OF AMENDMENT TO ARTICLES OF INCORPORATION GUIDELINES

INSTRUCTIONS (PLEASE TYPE)

FILE THE ORIGINAL AND TWO COPIES IN THE COUNTY WHERE THE ORIGINAL ARTICLES OF INCORPORATION ARE FILED. IF THE AMENDMENT CHANGES THE NAME, THE SECRETARY OF STATE'S FEE IS \$10. OTHERWISE, THERE IS NO FEE FOR FILING A NON-PROFIT AMENDMENT. THE PROBATE JUDGE'S MINIMUM FEE FOR FILING AN AMENDMENT IS \$10.

PURSUANT TO THE PROVISIONS OF THE ALABAMA NONPROFIT CORPORATION ACT, THE UNDERSIGNED HEREBY ADOPTS THE FOLLOWING ARTICLES OF AMENDMENT.

Article I The name of the corporation:

Oak Park Residential Association Inc.

Article II The following amendment was adopted:

Developer to relinquish all rights (notwithstanding general membership rights as owner of a lot or dwelling within the Oak Park Residential Development).

Article III The date of the meeting of the members where the amendment was adopted, a quorum was present, and the amendment received at least two-thirds of the votes entitled to be cast:

Article IV If there was no meeting, attach a statement that such amendment was adopted by written consent and signed by all members entitled to vote.

Article V If there are no members or no members are entitled to vote, attach a statement indicating this fact, the date of the Board of Directors meeting at which the amendment was adopted, and that the amendment was adopted by the vote of a majority of the directors in office.

Date: 8-26-2010

Richard L. Leventny  
Signature of President or Vice President

STATE: ALABAMA

Gene R. May  
Signature of Secretary or Assistant Secretary

COUNTY: JEFFERSON

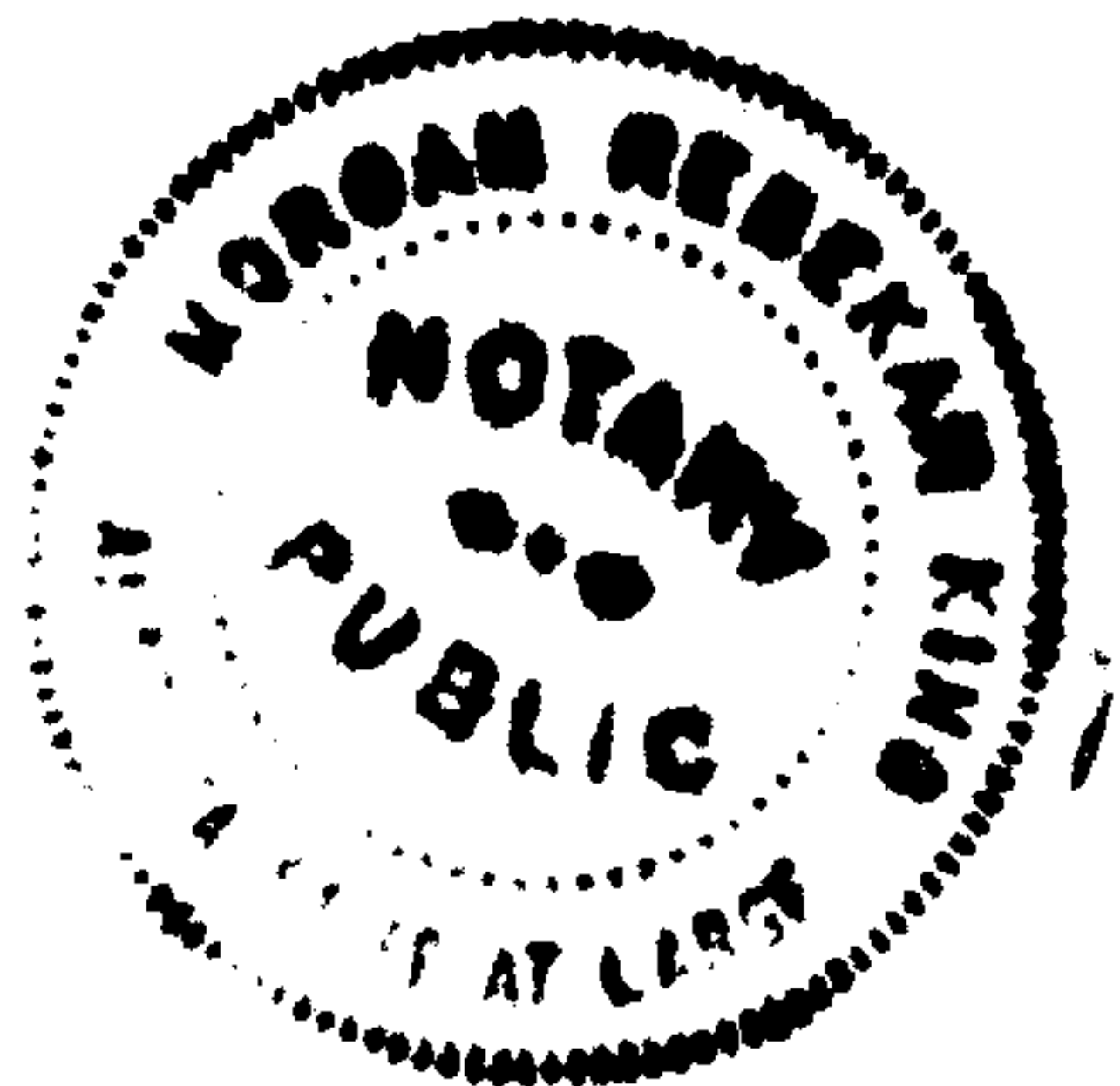
BEFORE ME THE UNDERSIGNED AUTHORITY IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED Richard Leventny WHO BEING BY ME FIRST DULY SWORN, DOTH DEPOSE AND SAY THAT HE/ SHE IS THE President OF Oak Park Residential Assn., AN ALABAMA CORPORATION, AND THAT THE FOREGOING STATEMENTS CONTAINED IN THIS AMENDMENT ARE TRUE, FULL AND CORRECT.

Richard L. Leventny  
SIGNATURE OF OFFICER ABOVE

SUBSCRIBED AND SWORN TO BEFORE ME ON THIS THE 2 DAY OF September, IN WITNESS

WHEREOF I HERETO SUBSCRIBE MY NAME AND AFFIX THE SEAL OF MY OFFICE.

Monroe Rebecca King  
SIGNATURE OF NOTARY  
MY COMMISSION EXPIRES: Nov 13, 2011  
BONDED THRU NOTARY PUBLIC UNDERWRITERS  
MY COMMISSION EXPIRES



**ARTICLE V STATEMENT REGARDING VOTING MEMBERS**

No general members of the Oak Park Residential Association are currently entitled to vote on amendments to the articles of incorporation. Only Board of Director members can currently vote on such amendments. During the Board of Director meeting held on 8-31-2010, the proposed amendments to the articles of incorporation were voted on and adopted by a majority vote of the directors in office.

Ruth L. Hunt  
Signature of President or Vice President

Date: 8-26-2010

STATE OF ALABAMA  
JEFFERSON COUNTY

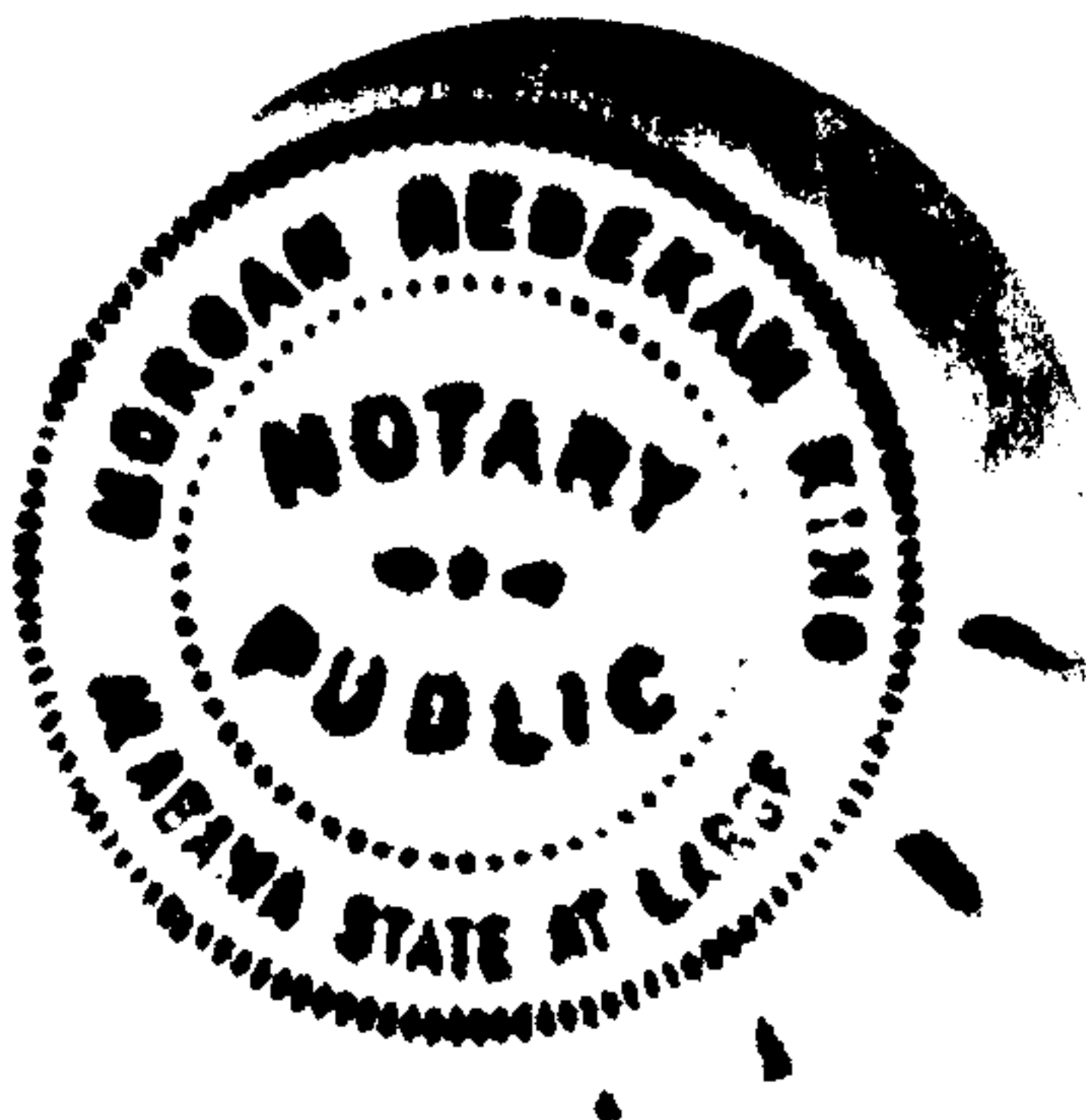
Sworn to and subscribed before me on this the 2 day of September, 2010.

Morgan Rebekah King

NOTARY PUBLIC

My Commission Expires: \_\_\_\_\_

NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: Nov 12, 2011  
BOUNDED THRU NOTARY PUBLIC UNDERWRITER



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# AMENDMENT TO OAK PARK RESIDENTIAL ASSOCIATION, INC.

## ARTICLES OF INCORPORATION

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**THIS AMENDMENT TO OAK PARK RESIDENTIAL ASSOCIATION, INC. ARTICLES OF INCORPORATION** (this "Amendment") is made as of the 30 day of June, 2010 by **Oak Park, L.L.C**, an Alabama Limited Liability Company (the "Developer").

### WITNESSETH:

**WHEREAS**, Developer recorded the Oak Pak Residential Association, Inc. Articles of Incorporation (the "Articles") dated March 22, 1998 and recorded in Instrument # 1998-10002 on March 23, 1998 in the Probate Office of Shelby County, Alabama; and

**WHEREAS**, Developer under Paragraph 6(a) of the said Articles, has the right to amend the Articles "so long as the Developer owns any Lot or Dwelling in the Development,"

**NOW, THEREFORE**, the Articles are hereby amended as follows:

1. Paragraph 6. MEMBERS: Is amended as follows: "The members of the association shall consist of all Owners. Membership in the Association shall be appurtenant to, and may not be separated from, ownership of a Lot or Dwelling. Developer shall be entitled to all voting rights attributable to any Lots and Dwellings owned by the Developer." Notwithstanding anything provided herein or in the Bylaws of the Association to the contrary, effective simultaneously with the recording of this Amendment, the following paragraphs are hereby deleted and shall no longer be effective; 6.(a) (i), (ii), (iii), (iv), (v), (vi), (b) (i), (ii), (iii); (b) Removal. Paragraphs (c) Powers and (d) Conflicts of Interest shall remain as written.
2. Paragraph 8. DISTRIBUTION OF ASSETS UPON DISSOLUTION: The following paragraph is deleted: 8.(a) (i).
3. Paragraph 11. AMENDMENT: Is deleted in its entirety and shall now read as follows:

"These Articles of Incorporation may be amended, subject to the terms and provisions of the Declaration, by the affirmative vote of at least two thirds (2/3) of the votes cast at a duly called meeting of the membership with a quorum being present.

4. It is the intention of the Developer and Oak Pak Residential Association, Inc. that the Developer shall relinquish all its rights. (Notwithstanding its general membership rights as owner of a lot or dwelling within the Oak Park Residential Development). Any language to the contrary contained in the Articles and not amended in these amendments to the articles shall be considered amended as such.



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**IN WITNESS WHEREOF**, Developer has caused this Amendment to the Articles to be duly executed as of the day and year first above written.

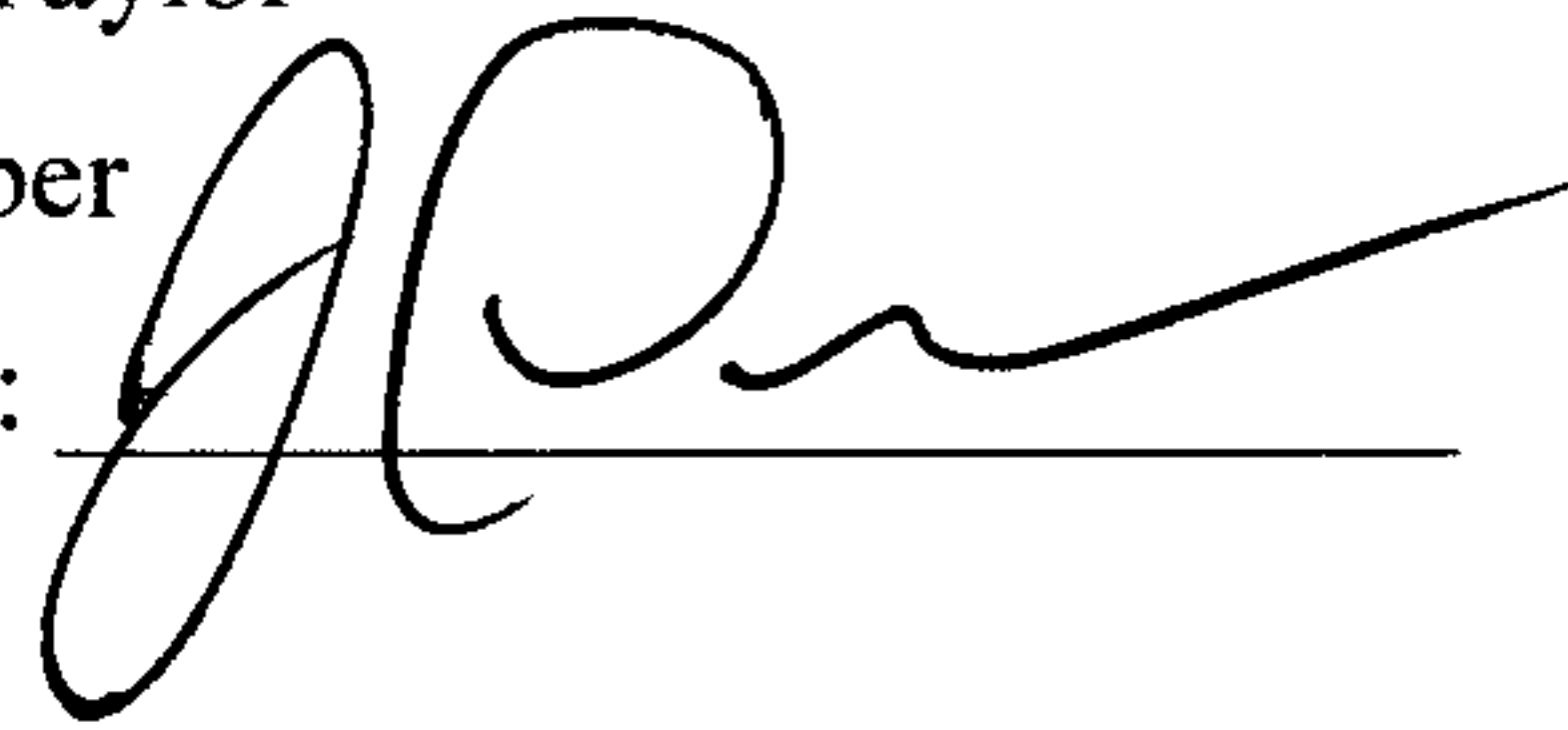
OAK PARK L.L.C.

An Alabama limited liability company

By: Dan Taylor

Its: Member

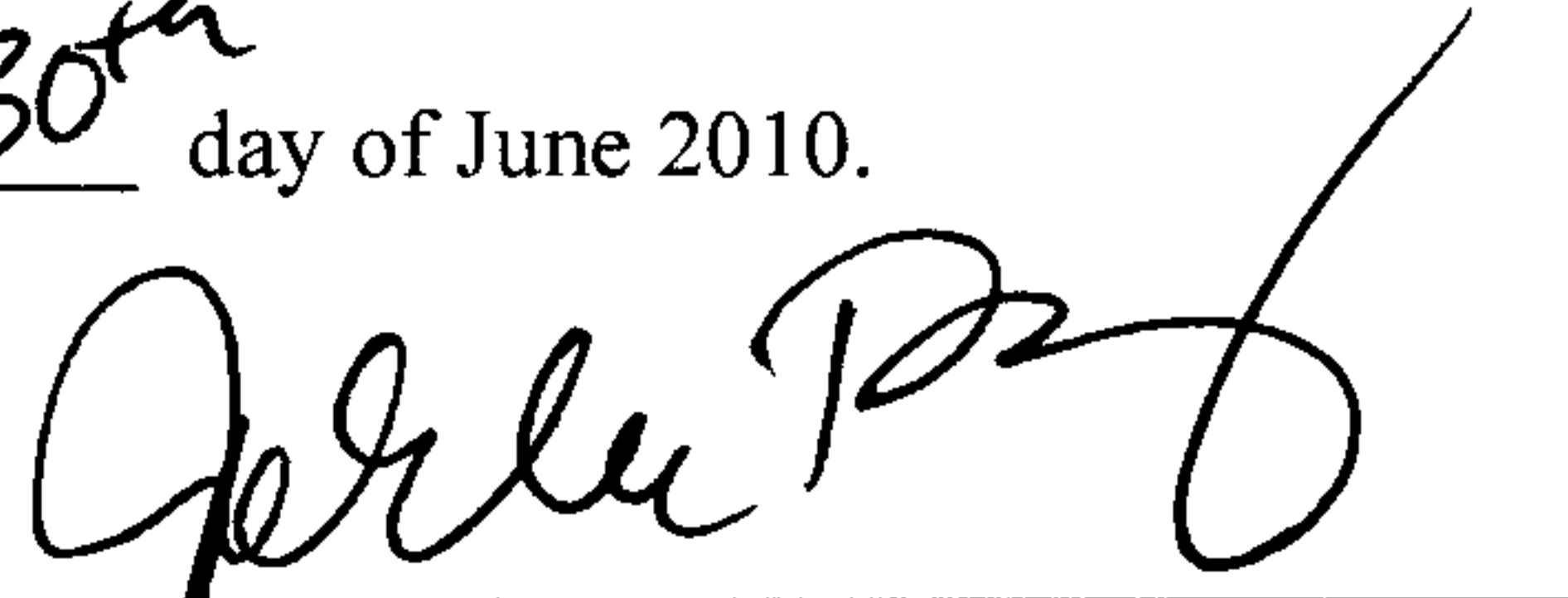
Signature: \_\_\_\_\_



STATE OF ALABAMA)  
COUNTY OF SHELBY)


I, the undersigned, a Notary Public in and for said State and County, hereby certify that **Dan Taylor** of **Oak Park L.L.C.**, who as such and for and on behalf of said company, acknowledged that he/she signed and delivered the above and foregoing instrument on the day and in the year therein stated as its act and did for the purposes therein mentioned, after first having been duly authorized to do so.

Given under my hand and official seal this 30<sup>th</sup> day of June 2010.

  
NOTARY PUBLIC

My Commission Expires: 4-22-2014

This instrument prepared by:  
David M. Sigler, SHAPIRO & PICKETT, L.L.P.  
651 Beacon Parkway West, Suite 115  
Birmingham, Alabama 35209

  
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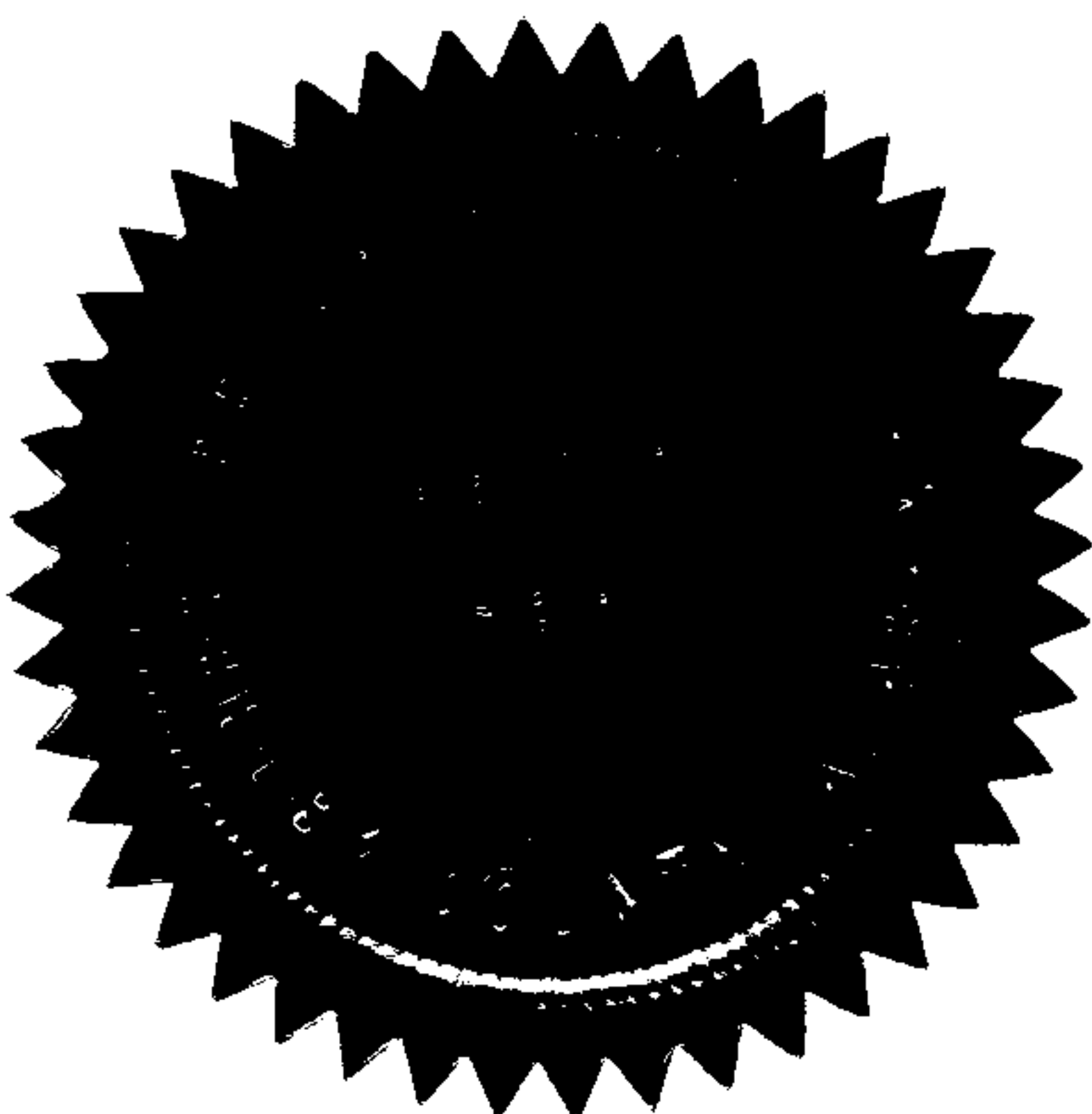
# State of Alabama Shelby County

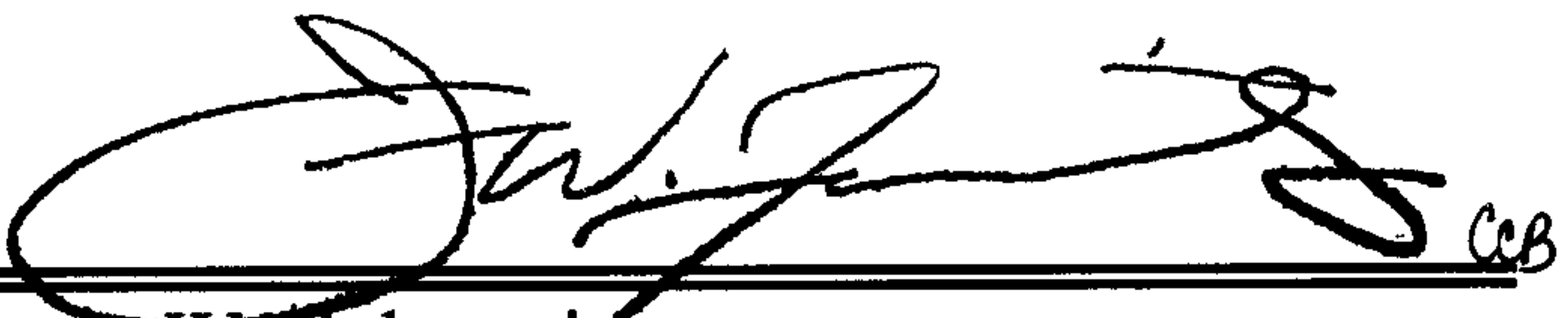
## Certificate of Incorporation Amendment Of OAK PARK RESIDENTIAL ASSOCIATION, INC.


The undersigned, as Judge of Probate of Shelby County, State of Alabama, hereby certifies that duplicate originals of Articles of Incorporation of OAK PARK RESIDENTIAL 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 OAK PARK RESIDENTIAL ASSOCIATION, INC., and attaches hereto a duplicate original of the Articles of Incorporation.

Given under my hand and Official Seal on  
this the 27TH day of SEPTEMBER, 2010.



  
James W. Fuhrmeister  
Judge of Probate

  
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