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Shelby Cnty Judge of Probate, AL
04/19/2011 12:45:32 PM FILED/CERT

ARTICLES OF INCORPORATION

OF

BULLEY CREEK FARM HOMEOWNERS ASSOCIATION, INC.

An Alabama Not For Profit Corporation

By these Articles, the undersigned hereby associate themselves for the purpose of forming a corporation not for profit under the laws of the State of Alabama, and certify as follows:

FIRST: The name of the corporation is **BULLEY CREEK FARM HOMEOWNERS ASSOCIATION, INC.**

SECOND: The street address of the initial registered office of the corporation is 30474 Hwy 25, Wilsonville, AL 35186. The initial registered agent at that address is James McCormick.

THIRD: This Association does not contemplate pecuniary gain or profit to the members, and the specific purposes for which it is formed are to provide for maintenance, preservation, and architectural control of the residence Lots and Common Area within that certain subdivision known as Bulley Creek Farms, as enlarged from time to time in accordance with the Declaration of Covenants filed in the Office of the Judge of Probate of Shelby County, Alabama; to represent, to promote and to protect the residents and homeowners; to foster civic pride; and to work for the common welfare and betterment of the neighborhood within its boundaries; to promote the health, safety, and welfare of the residents within the above described property, and any additions thereto as may hereafter be brought within the jurisdiction of this Association for this purpose 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 that certain Declaration of Covenants, Conditions, and Restrictions, hereinafter called the "Declaration," applicable to the property and recorded or to be recorded in the Office of the Judge of Probate of Shelby County, Alabama, and as the same may be amended from time to time as therein provided, said Declaration being incorporated herein as if set forth at length;
- (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 in connection therewith and all office and other expenses incident to the conduct of the business of the Association, including all licenses, taxes, or governmental charges levied or imposed against the property of the Association;



- (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;
- (d) Borrow money, and with the assent of two-thirds (2/3) of the members, 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 any public agency, authority, or utilities for such purposes and subject to such conditions as may be agreed to by the members. No such dedication or transfer shall be effective unless an instrument has been signed by two-thirds (2/3) of the members, agreeing to such dedication, sale or transfer.
- (f) Participate in mergers and consolidations with other nonprofit corporations organized for the same purpose or annex additional residential property and Common Area, provided that any such merger, consolidations, or annexation shall have the assent of two-thirds (2/3) of the members.
- (g) Have and exercise any and all powers, rights, and privileges that a corporation organized under the Alabama Non-Profit Corporation Act of the State of Alabama by law may now or hereafter have or exercise.

FOURTH: Each person or entity who is a record owner of a fee or undivided fee interest in any Lot within the property legally described in Article Three shall be members of the Association. Membership shall be appurtenant to and may not be separated from ownership of any lot.

FIFTH: The association shall have one class of voting membership:

Class A: Class A members shall be all Owners and shall be entitled to one vote for each Lot owned. When more than one person holds an interest in any Lot, all such persons shall be members. The vote for such Lot shall be exercise as they determine, but in no event shall more than one vote be cast with respect to any Lot.

SIXTH: The number of directors constituting the initial board of directors of the corporation shall be five (5), and the names and addresses of the persons who are to serve as directors until the first annual meeting of the shareholders or until their successors are elected and shall qualify, are as follows:

Name	Address
James McCormick	139 Barnsley Street Wilsonville, AL 35186
Debra King	314 Old Millhouse Lane Columbiana, AL 35051
William Harvey Simpson	105 Barnsley Street Wilsonville, AL 35186
Judy Freeman	271 Hwy 416 Wilsonville, AL 35186
E.L. McCarty	115 North 1 st Street Alabaster, AL 35007

SEVENTH: A change in the number of Directors of the Corporation shall be made either by amendment to these Articles of Incorporation or the Bylaws of the Corporation.

EIGHT: The name and address of each incorporator is:

Name	Address
James McCormick	139 Barnsley Street Wilsonville, AL 35186
Debra King	314 Old Millhouse Lane Columbiana, AL 35051

NINTH: The Association may be dissolved with the assent given in writing and signed by not less than two-thirds (2/3) of each class of members. Upon 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 purposes similar to those for which this Association was created. In the event that such dedication is refused acceptance, such assets shall be granted, conveyed and assigned to any nonprofit corporation, association, trust or other organization to be devoted to such similar purposes.

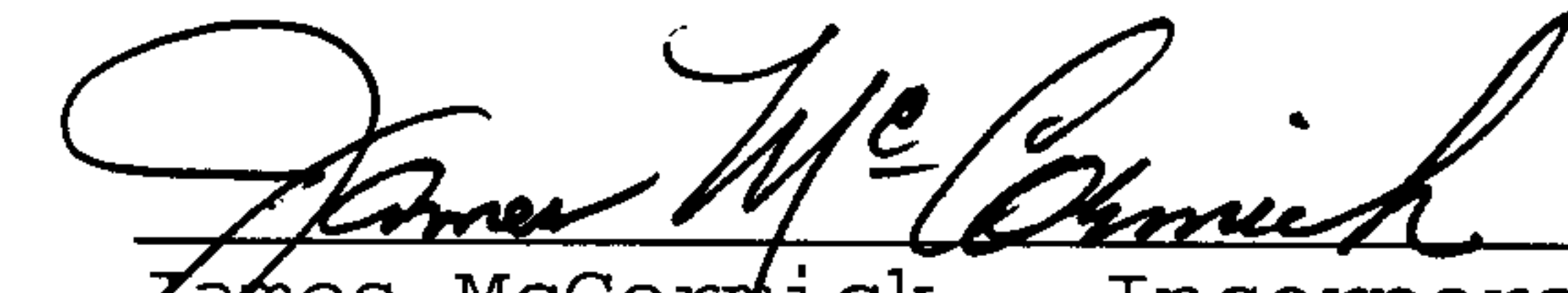
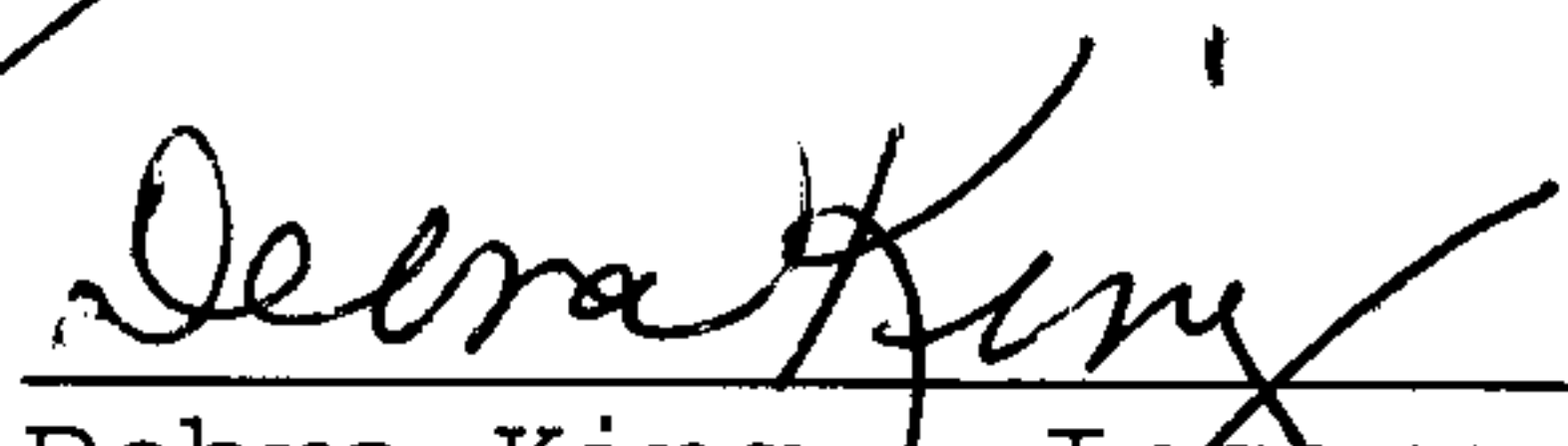
TENTH: The corporation shall exist perpetually.



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ELEVENTH: Amendment of these Articles shall require the assent of two-thirds (2/3) of the entire membership.

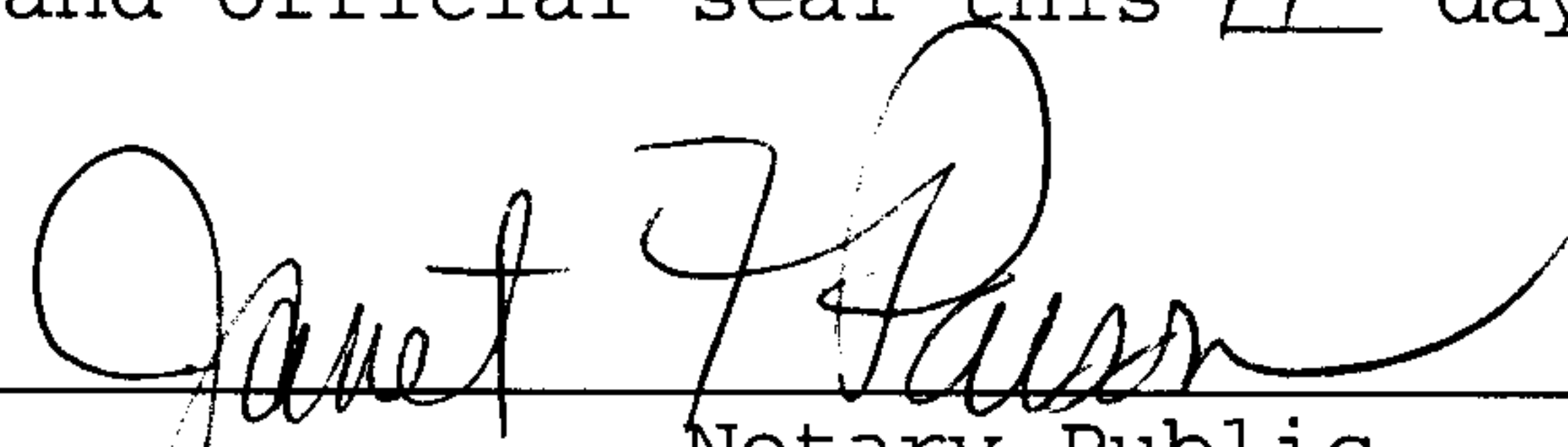
Dated: April 4, 2011


James McCormick - Incorporator

Debra King - Incorporator

State of Alabama
Shelby County

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that James McCormick and Debra King, whose names are signed to the foregoing Articles of Incorporation, and who are known to me, acknowledged before me on this day that, being informed of the contents of such instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 14th day of April, 2011.


Notary Public

My commission expires:

10/16/2012

State of Alabama Shelby County

Certificate of Corporation

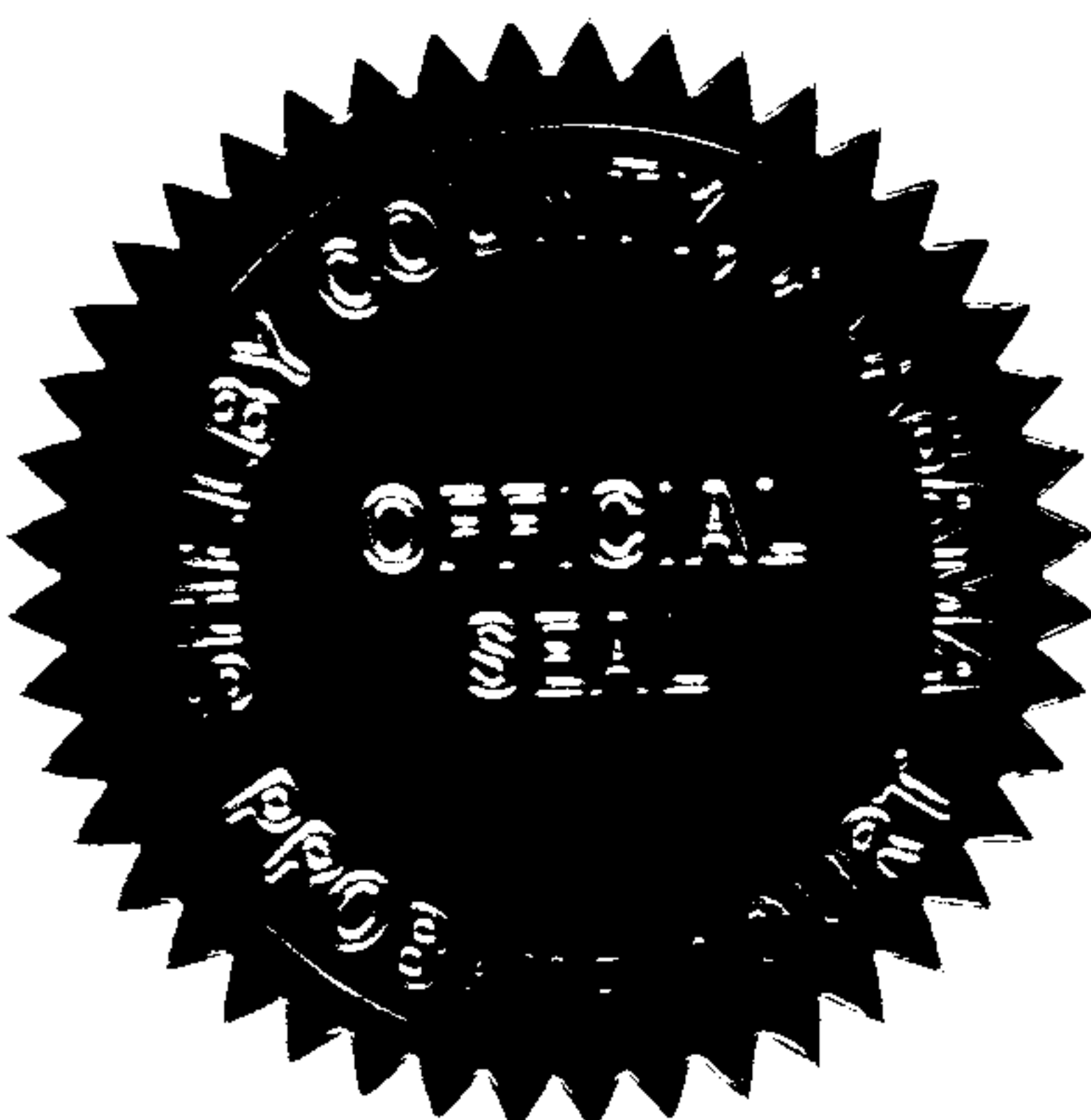
Of

BULLEY CREEK FARM 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 **BULLEY CREEK FARM 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 **BULLEY CREEK FARM HOMEOWNERS ASSOCIATION, INC.**, and attaches hereto a duplicate original of the Articles of Incorporation.

Given under my hand and Official Seal on
this the 19th day of April, 2011




James W. Fuhrmeister
Judge of Probate