

STATE OF ALABAMA

DOMESTIC NONPROFIT CORPORATION
CERTIFICATE OF FORMATION



20170728000271430 1/4 \$159.00
Shelby Cnty Judge of Probate, AL
07/28/2017 01:14:56 PM FILED/CERT

PURPOSE: In order to form a Nonprofit Corporation under Section 10A-1-3.05 and 10A-3-3.02 of the Code of Alabama 1975 this Certificate Of Formation and the appropriate filing fees must be filed with the Office of the Judge of Probate in the county where the corporation's initial registered office is located. **The information required in this form is required by Title 10A.**

INSTRUCTIONS: Mail one (1) signed original and two (2) copies of this completed form and the appropriate filing fees to the Office of the Judge of Probate in the county where the corporation's registered office is/will be located. Contact the Judge of Probate's Office to determine the county filing fees. **Make a separate check or money order payable to the Secretary of State for the state filing fee of \$100.00** and the Judge of Probate's Office will transmit the fee along with a certified copy of the Certificate to the Office of the Secretary of State within 10 days after the Certificate is issued. Once the Secretary of State's Office has indexed the filing the information will appear at www.sos.alabama.gov under the Government Records tab and the Business Entity Records link – you may search by entity name. Your notification of filing was provided by the Probate Judge's Office via a stamped copy and the Secretary of State's Office does not send out a copy. You may pay the Secretary of State fees by credit card if the county you are filing in will accept that method of payment (see attached). Your corporation will not be indexed if the credit card does not authorize and will be removed from the index if the check is dishonored.

(For County Probate Office Use Only)

This form must be typed or laser printed.

1. The name of the corporation: Chelsea Highlands Residential Homeowners Association
2. **A copy of the Name Reservation certificate from the Office of the Secretary of State must be attached.**
3. This nonprofit corporation (MUST check one):

☒ has Members or ☐ has no Members

This form was prepared by: (type name and full address)

Richard W. Theibert, 2125 Morris Ave Birmingham, AL 35203

(For SOS Office Use Only)

DOMESTIC NONPROFIT CORPORATION CERTIFICATE OF FORMATION

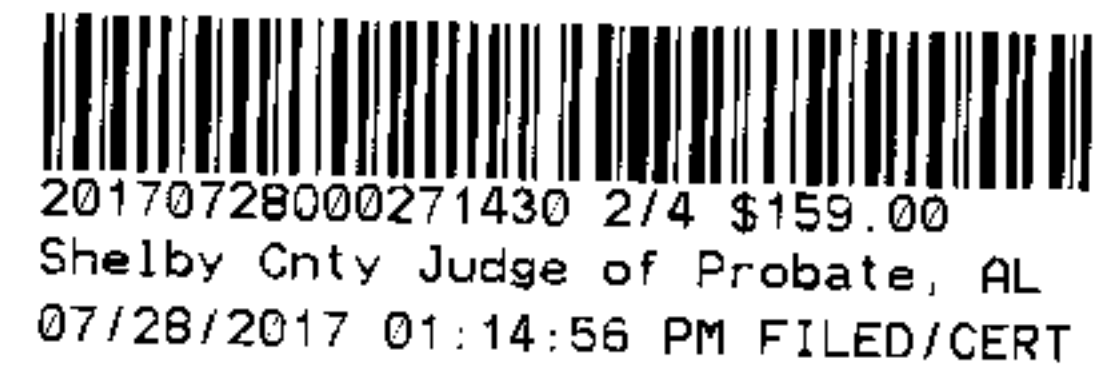
4. Street (**No PO Boxes**) address of principal office of the corporation: 3360 Davey Allison Boulevard, Hueytown,
AL 35023

Mailing address of principal office (if different from street address): _____

5. The name of the Registered Agent: Jason Spinks

6. Street (**No PO Boxes**) address of Registered Agent (if different from principal office address):
N/A

Mailing address of Registered Agent (if different from street address): _____
N/A



7. Purpose for which corporation is formed: Homeowners association
_____; the
purpose includes the transaction of any lawful business for which nonprofit corporations may be
incorporated in Alabama under Title 10A, Chapter 3 of the Code of Alabama.

8. Period of duration shall be perpetual unless stated otherwise by an attached exhibit.

9. The name(s) of the Incorporator(s): Richard W. Theibert, Najjar Denaburg, P.C.

Street (**No PO Boxes**) address of Incorporator(s): 2125 Morris Ave., Birmingham, AL 35203

Mailing address of Incorporator(s) – (if
different from street address): _____
Attach a listing if more Incorporators need to be added (type “see attached” in the name line).

10. The number of Directors constituting the initial Board of Directors is 3. (Minimum of 3 under section
10A-3-2.09) The initial Directors names and addresses must be listed in this Certificate of Formation.

Director's Name: Jason Spinks
Street (**No PO Boxes**) address of Director: 351 Triple B Drive, Montevallo, AL 35115

Mailing address of Director(s) - (if different
from street address): _____

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Director's Name: William B. Cashion

Street (**No PO Boxes**) address of Director: 1398 5th Ave., Pleasant Grove, AL 35127

Mailing address of Director(s) - (if different
from street address):

Director's Name: Lakin Chase Spinks

Street (**No PO Boxes**) address of Director: 1713 Arrow Drive, Alabaster, AL 35007

Mailing address of Director(s) - (if different
from street address):

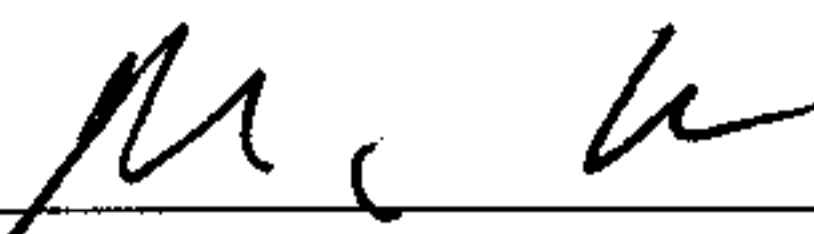
Attach listing if more Directors need to be added (type "see attached" in the name line for the first Director on this form).

11. Unless an attachment to this Certificate of Formation provides that a change in the number of directors shall be made only by amendment to the Certificate of Formation, a change in the number of directors made by amendment to the bylaws shall be controlling. In all other cases, whenever a provision of the Certificate of Formation is inconsistent with a bylaw, the provision of the Certificate of Formation shall be controlling.

☐ Attached are any other provisions that are not inconsistent with law relating to organization, ownership, governance, business, or regulation of the internal affairs of the nonprofit corporation, including any provisions for distribution of assets on dissolution or final liquidation.

07 / 26 / 2017

Date (MM/DD/YYYY)


Signature as required by 10A-1-3.04

Richard W. Theibert
Typed Name of Above Signature

Attorney
Typed Title/Capacity to Sign under 10A-1-3.04



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John H. Merrill
Secretary of State

P.O. Box 5616
Montgomery, AL 36103-5616

STATE OF ALABAMA

I, John H. Merrill, Secretary of State of Alabama, having custody of the Great and Principal Seal of said State, do hereby certify that

pursuant to the provisions of Title 10A, Chapter 1, Article 5, Code of Alabama 1975, and upon an examination of the entity records on file in this office, the following entity name is reserved as available:

Chelsea Highlands Residential Homeowners Association

This name reservation is for the exclusive use of Richard Theibert, 2125 Morris Ave., Birmingham, AL 35203 for a period of one year beginning July 26, 2017 and expiring July 26, 2018



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RES766591

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State, at the Capitol, in the city of Montgomery, on this day.

July 26, 2017

Date

John H. Merrill

Secretary of State