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State of Florida



COPY


Department of State

IN THE RECORDS OF
JEFFREY K. BARTON
CLERK CIRCUIT COURT
INDIAN RIVER CO., FLA.

I certify the attached is a true and correct copy of the Articles of Amendment, filed on April 7, 1997, to Articles of Incorporation for OCEANSIDE VILLAGE HOMES ASSOCIATION, INC., a Florida corporation, as shown by the records of this office.

The document number of this corporation is N00819.

COPY


Given under my hand and the Great Seal of the State of Florida, at Tallahassee the Capitol this the Seventh day of April, 1997

Sandra B. Northam
Sandra B. Northam
Secretary of State

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Ret. to: MCKINNON & MCKINNON

FILED

CERTIFICATE OF AMENDMENT

97 APR -7 PM 12: 31

OF

SECRETARY OF STATE
TALLAHASSEE FLORIDA

ARTICLES OF INCORPORATION

COPY
OF
OCEANSIDE VILLAGE HOMES ASSOCIATION, INC.

OCEANSIDE VILLAGE HOMES ASSOCIATION, INC., a Florida corporation, under

its corporate seal and acting by its President and Secretary, does hereby certify that in accordance with the requirements of Article IX of the Articles of Incorporation of Oceanside Village Homes Association, Inc., which provides that the members are not entitled to vote on an Amendment to the Articles of Incorporation, the Board of Directors did unanimously propose and adopt at a special meeting of the directors, duly called, held on the 1st day of April, 1997, the resolution amending the Articles of Incorporation of this corporation as hereinafter set out.

WHEREFORE, it is herewith certified that OCEANSIDE VILLAGE HOMES ASSOCIATION, INC., a Florida corporation, has and does amend its Articles of Incorporation filed in the office of the Secretary of State of the State of Florida as to ARTICLES II and III thereof, so that hereinafter ARTICLE II and ARTICLE III of said Articles of Incorporation shall read as follows:

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ARTICLE II

The corporation shall have all of the powers and privileges granted to corporations not for profit under the law pursuant to which the corporation is chartered and shall have all of the powers reasonably necessary to implement and effectuate the purposes of the corporation, including but not limited to the following:

- (a) To establish, maintain and operate an association not for profit; to assist the political subdivisions of the Town of Indian River Shores and Indian River County, Florida, by

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supplying to the areas embraced within the plats of Johns Island Plat No. 32, according to the plat thereof recorded in Plat Book 11, Pages 56-57, and Johns Island Plat No. 35, according to the plat thereof recorded in Plat Book 11, Page 73, Public Records of Indian River County, Florida, including any Additional Property as defined in the Covenants and Restrictions for the plat of John's Island Plat No. 32 as supplemented by the Declaration of Covenants and Restrictions for Plat of John's Island Plat No. 35, (hereinafter collectively referred to as the Plat) with municipal, utility and maintenance services and to assist in the promotion of public safety and health by providing lighting, improvement and maintenance for the streets and right-of-way areas as shown on said Plat; to provide for drainage facilities; to provide for security protection in conjunction with local law enforcement agencies, and for doing any other thing necessary or desirable, in the interests of safety, health and the protection, comfort and convenience of the residents and citizens of the area included in said Plat and to engage in any other activities as may be to the benefit of those using the dedicated areas embraced within such Plat and the owners of property within the Plat.

(b) To make and establish covenants and restrictions governing the use and maintenance of property located within the Plat.

(c) To amend, modify or change any covenants or restrictions which are established by the corporation pursuant to these Articles of Incorporation.

(d) To enforce the provisions of any covenants or restrictions established by the corporation pursuant to these Articles of Incorporation which are or may be made applicable to the lands embraced within the Plat.

(e) To levy and collect, from time to time, assessments and initiation fees against members of the corporation to defray expenses of maintenance and repair of areas lying within the Plat and other expenses incurred in implementing the corporation's purposes in such manner as may be provided by the Bylaws of the corporation, which assessments and fees shall be payable in annual installments or in such other installments and at such times as may be determined by the Board of Governors of the Corporation, and the association shall have a lien upon any property of a member of the association lying within the Plat for the payment of such assessments and fees; the lien herein provided shall secure the monies due for all assessments and fees levied against a member of the association or any property owned by such member as provided in the Bylaws, together with interest upon delinquent assessments and fees and for all costs and expenses, including a reasonable attorney's fee, which may be incurred by the association in enforcing its lien which shall be enforced by recording in the public records of Indian River County, Florida, a claim of lien and by foreclosure in the same manner as real estate mortgages may be foreclosed in the State of Florida.

2. Article III shall be amended to read as follows:

ARTICLE III

Membership in the corporation shall be established by the acquisition of the fee title to real property lying within the confines of the plat of John's Island Plat No. 32 and Plat No. 35 as such platted areas are shown in the plat duly recorded in the public records of Indian River County, Florida as well as the acquisition of fee title to any additional property as defined in the Covenants and Restrictions.

IN WITNESS WHEREOF, said corporation has caused this certificate to be executed in its name by its President, attested by its Secretary and its corporate seal hereto affixed, by due authority, this 1 day of April, 1997.

OCEANSIDE VILLAGE HOMES
ASSOCIATION, INC.

COPY

BY: Jerome Bennett
President

ATTEST: [Signature]
Admin. Secretary

(CORPORATE SEAL)

STATE OF FLORIDA
COUNTY OF INDIAN RIVER

The foregoing instrument was acknowledged before me this 1 day of April, 1997, by Jerome Bennett the President of OCEANSIDE VILLAGE HOMES ASSOCIATION, INC., a Florida corporation, on behalf of the corporation. He is personally known to me or who has produced [Signature] as identification.

Dianne L. Brooks
Notary Public.



Dianne L. Brooks
My Commission CC613618
Expires January 27, 2001

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CONSENT TO AMENDMENT TO
ARTICLES OF INCORPORATION AND JOINDER

The undersigned owners of fee title to real property located within the confines of the plat of John's Island, Plat 35, according to the Plat thereof recorded in Plat Book 11, Page 73, in and for Indian River County, Florida, hereby consent to and join in the Amendment to the Articles of Incorporation of Oceanside Village Homes Association, Inc. to which this document is attached and hereby agree to bound thereby for themselves and their successors and assigns.

John J. Kenney, Jr.
John J. Kenney, Jr.

Carolyn M. Kenney
Carolyn Kenney

Joseph J. Fahey
Joseph J. Fahey

Barrie T. Fahey
Barrie Fahey

W. Hayden Thompson
W. Hayden Thompson

Jucinda C. Thompson (Cindy Thompson)
Cindy Thompson

Robert J. Mason
Robert J. Mason

Jean P. Messex
Jean P. Messex

Marvin Messex
Marvin Messex

William P. Scully
William P. Scully

Marlynn Scully
Marlynn Scully

Robert J. Gunton
Robert J. Gunton

Beth Gunton
Beth Gunton

John E. Peterson
John E. Peterson

Barbara Peterson
Barbara Peterson

H. Bridgeman Griswold
H. Bridgeman Griswold

OR 148PGU548

Rex L. Brophy

Rex L. Brophy

Virginia W. Brophy (Sissy Brophy)

Sissy Brophy

*Charles C. Ervin by
Caroline K. Ervin POA*

Charles C. Ervin

Caroline F. Ervin

Caroline Ervin

Jerome Bennett

Jerome Bennett, Trustee

Julie Bennett

Julie Bennett, Trustee

David Garfield

David Garfield

Lynette J. Garfield

Lynette
Lynette

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OR 1148PG0549

Catherine Carpenter

Attys will probably want following info for my signing for Clark's ^{cke}

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1. Mecklenburg County, NC
dated 08/06/81
Filed: Mecklenburg County, NC
Book 4460, Page 132
August 12, 1981

2. St. Lucie County, FL
dated 03/23/84
Filed: St. Lucie County, Florida
Book 427, Page 1221
March 27, 1984

3. Indian River, FL
dated 12/05/85

*

Filed: Indian River County
Book 723, Page 378
December 5, 1985

Filed: Fulton County, Georgia
Book 9887, Page 373
December 27, 1985

Filed: Mecklenburg County, NC
Book 5150, Page 81
December 30, 1985

Filed: York County, SC
Volume 859, Page 93
December 30, 1985

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