

State of Florida



Department of State

I certify that the attached is a true and correct copy of the Articles of Incorporation of INDIGO UNIT #8 OWNERS ASSOCIATION, INC., a corporation organized under the Laws of the State of Florida, filed on January 29, 1988, as shown by the records of this office.

The document number of this corporation is N24572.

Given under my hand and the
Great Seal of the State of Florida,
at Tallahassee, the Capital, this the
3rd day of February, 1988.



Jim Smith
Jim Smith
Secretary of State

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ARTICLES OF INCORPORATION
OF
INDIGO UNIT #8 OWNERS ASSOCIATION, INC.

The undersigned subscribers, desiring to form a corporation not-for-profit under Chapter 617, Florida Statutes, as amended, hereby adopt the following Articles of Incorporation:

ARTICLE I
NAME

The name of this corporation shall be INDIGO UNIT #8 OWNERS ASSOCIATION, INC., which is hereinafter referred to as the "Association".

ARTICLE II
NON-PROFIT CORPORATION

The Association is not organized for profit and no part of the net earnings, if any, shall inure to the benefit of any member or individual person, firm or corporation.

ARTICLE III
PRINCIPAL OFFICE

The principal office of the Association is located at 149 South Ridgewood Avenue, Daytona Beach, Volusia County, Florida, 32014.

ARTICLE IV
REGISTERED AGENT

Mezdi R. Birdie, whose address is 4031-C South Nova Road, Port Orange, Florida 32014, is hereby appointed the initial Registered Agent of this Association.

ARTICLE V
PURPOSE

The objectives and purposes for which the Association is formed are herewith declared to be as follows:

1. Purpose The purpose for which the Association is organized is to provide an entity to carry out and accomplish the purposes described for it in the instrument entitled "Declaration of Covenants, Conditions, Easements and Restrictions, Indigo Unit #8 (the Declaration together with all Amendments thereto shall be hereinafter referred to as the "Declaration"), as well as the Plat of Indigo #8 to be recorded in the Public Records of Volusia County, Florida; and to undertake such management, maintenance, operation, ownership, and other duties with respect to the subdivision designated as Indigo Unit #8, including, but not limited to, the management of the common areas and facilities.
2. The promotion of the health, safety and welfare of its members and the unification of their energy and efforts toward the creation, maintenance and preservation of a safe, harmonious, attractive, architecturally controlled and comfortable residential community to be located upon the real property known as Indigo Unit #8, situate in Daytona Beach, Volusia County, Florida, described in Addendum "A" annexed hereto and made a part hereof (hereinafter referred to as the "Property"), and any additions thereto which may hereinafter be brought within the jurisdiction of the Association.
3. The assumption of financial responsibility for mutually incurred and common expenses of the members of the Association which are for the betterment of the property served by the Association or supplementary to any governmental services which

may be provided to such property or in furtherance of the health, safety and welfare of the members of the Association.

ARTICLE VI
POWERS

1. The Association shall have all of the common law and statutory powers of a corporation not-for-profit which are not in conflict with the terms of these Articles and the Declaration of Covenants, Conditions, Easements and Restrictions for Indigo Unit #8, which are to be recorded with respect to the property in the public records of Volusia County, Florida.

2. The Association shall also have all of the powers necessary to implement the aforesaid objectives and purposes of the Association including, but not limited to, the following powers:

A. To contract for the management of the Association and delegate to the party with whom such contract has been entered the powers and duties of the Association except those which require a specific approval of the Board of Directors or members.

B. To fix, levy and collect assessments, dues and other charges in accordance with the By-Laws of the Association and the Declaration and to collect and enforce the payment of the same by any lawful means including those provided in the Declaration, and to pay all expenses in connection therewith including attorneys' fees and court costs, if any.

C. To use the proceeds of any dues, charges and assessments in the exercise of its powers and duties including, but not limited to, the payment of all common expenses, including those for the maintenance and repair of Common Areas, office and other expenses incident to the conduct of the business of the Association, all insurance premiums, licenses, taxes or governmental charges levied or imposed against the Association or its property, if any.

D. To acquire (by gift, purchase or otherwise), own, repair, manage, hold, improve, build upon, operate, maintain, convey, sell, lease, transfer or otherwise dispose of real or personal property in connection with the affairs of the Association, including the right to reconstruct improvements after casualty or otherwise and to construct additional or different improvements.

E. To borrow money with the assent of a majority of the members of the Association who are present at a duly called special or annual meeting, and mortgage, pledge, deed in trust or hypothecate any or all of the real or personal property owned by the Association as security for money borrowed or debts incurred.

F. To purchase insurance upon the Common Areas of the property as described in the Declaration and upon any recreational facilities and insurance for the protection of the Association and its members.

G. To make, augment and amend reasonable regulations respecting the use of the Common Areas described or referred to in the Declaration including any recreational facilities made available.

H. To employ personnel and engage such professional assistance as may be necessary to perform

the services required for the proper operation of the Association and its properties.

I. To exercise, undertake and accomplish all of the rights, duties and obligations which may be granted to or imposed upon the Association pursuant to the Declaration and any Declaration supplementary thereto.

J. To organize, promote and support undertakings and activities for the benefit and general welfare of the residents of Indigo Unit #8, Daytona Beach, Volusia County, Florida.

3. Property of Association All funds and the titles of all properties acquired by the Association, and their proceeds, shall be held for the benefit of the members of the Association in accordance with the provisions of the Declaration, these Articles of Incorporation and the By-Laws.

4. Title Upon Dissolution In the event of the dissolution of the Association, title to all real property shall vest in the abutting lot owners as at common law, subject, however, to the same easements and rights of use by the residents of Indigo Unit #8 as existed prior to dissolution. Upon dissolution of the Association, all money and other personal property of the Association shall, as may be practicable, be distributed in the same manner as votes are apportioned among lot or parcel owners.

ARTICLE VII MEMBERSHIP AND VOTING RIGHTS IN THE ASSOCIATION

The qualifications of the members, the manner of their admission to membership and termination of such membership, and voting by members shall be as stated in the Declaration at Article XIV, and as follows:

Membership Every person or entity who is a record owner of a fee simple interest or undivided interest in fee simple in any lot or dwelling unit which is subject to assessment by the Association shall be a member of the Association; provided, that any such person or entity who holds such interest merely as a security for the performance of an obligation shall not be a member. The members in this Association shall also become members and pay the dues levied by a Master Homeowners Association such as Indigo Property Owners Association, Inc. which may or may not be formed as a Florida Corporation not for profit, if and when such entity is formed.

Voting Rights The Association shall have two (2) classes of voting membership:

Class A Class A members shall be every person or entity who is a record owner of a fee simple or undivided fee simple interest in any lot or dwelling unit which is subject to assessment by the Association. Class A members shall be entitled to one (1) vote for each lot or dwelling unit and in no event shall more than one (1) vote be cast with respect to any lot or dwelling unit.

Class B The Class B member shall be the Developer, as that term is defined in the Declaration. The Class B member shall have seven (7) votes for each lot or dwelling unit owned by said Class B member, provided however, that notwithstanding any provision in the Declaration, these Articles or the By-Laws to the contrary, the Developer shall have the right to elect a majority of the Board of Directors of the Association until such time as the Developer no longer holds the title to any portion of the Property known as Indigo

Unit #8 or any additional Property brought under the provisions of this Association.

The Class B membership shall cease and become converted to Class A membership on the twentieth (20) anniversary of the date of the Declaration. The Class B member shall, however, retain the right to assign to the Association at any time, and in its discretion, the voting rights it holds in the Association by virtue of its status as a Class B member. Upon such written assignment, the Class B membership shall cease and become converted to Class A membership.

Quorum and Voting Authority Save and except for the specific quorum requirements set forth in the Declaration the quorum for any action of the Association shall be the presence at the meeting of the members of the Association, or of proxies entitled to cast more than fifty percent (50%) of all the votes of both classes of membership taken together. A vote of the majority of the quorum as determined hereinabove shall determine the action of the Association. Furthermore, if the required quorum is not forthcoming at any meeting, another meeting may be called, subject to the requirement that written notice of said meeting be sent to all members at least ten (10) days in advance of the meeting setting forth the purpose of the meeting. The required quorum at any such subsequent meeting shall be one-half (1/2) of the required quorum at the preceding meeting, provided that no such subsequent meeting shall be held more than sixty (60) days following the preceding meeting.

Termination of Membership Immediately upon the divestment of a member's interest in a lot, regardless of the means by which such ownership may be divested, such owner's membership shall terminate. Any successor owner shall be entitled to membership after provided written notice to the Association of such ownership interest. At the request of the Association, the successor owner shall provide the Association with a certified copy of the instrument evidencing his ownership interest.

Interest of Members in Assets of Association The interest of a member in the funds and assets of the Association cannot be assigned, hypothecated or transferred in any manner except as an appurtenance to his unit. The funds and assets of the Association belong solely to the Association subject to the limitation that the same be expended, held or used for the benefit of the membership and for the purposes authorized herein, in the Declaration and the By-Laws which may be hereafter adopted.

ARTICLE IX DIRECTORS

Section 1. Management by Directors The property, business and affairs of the Association shall be managed by a Board of Directors, which shall consist of not less than three (3) nor more than ten (10) persons. A majority of the Directors in office shall constitute a quorum for the transaction of business. The By-Laws shall provide for meeting of directors, including an annual meeting.

Section 2. Original Board of Directors The names and addresses of the first Board of Directors of the Association, appointed by the Developer, shall be as follows:

Sandra Burke	1925 Poinsettia Drive Daytona Beach, Florida 32014
Kathleen D. Blad	276 Cumberland Avenue Ormond Beach, Florida 32074

Gary J. Moothart

100 Bent Tree Drive, #16
Daytona Beach, Florida 32014

Section 3. Election of Members of Board of Directors

Except for the first Board of Directors, directors shall be elected by the members of the Association at the Annual Meeting of the membership as provided by the By-Laws of the Association, and the By-Laws may provide for the method of voting in the election and for removal from office of directors. All directors shall be members of the Association residing in Indigo Unit #8 development or shall be authorized representatives, officers, or employees of corporation members of the Association, provided that such limitations shall not apply to directors appointed by the Developer.

Section 4. Duration of Office Subject to the

limitations contained in Article VII, the first Board of Directors shall hold office until the number of Class A votes exceed the number of Class B votes and thereafter until qualified successors are duly elected and have taken office. Except for the first Board of Directors, members elected to the Board of Directors shall hold office until they resign or until the next succeeding annual meeting of members, and thereafter until qualified successors are duly elected and have taken office.

Section 5. Vacancies If a director elected by the general membership shall for any reason cease to be a director, the remaining directors so elected may elect a successor to fill the vacancy for the balance of the unexpired term.

ARTICLE X
OFFICERS

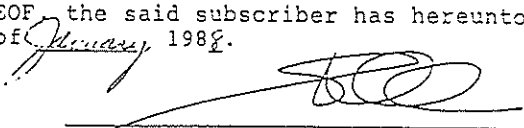
Section 1. Officers Provided For The Association shall have a President, a Vice President, a Secretary and a Treasurer, and such other officers as the Board of Directors may from time to time elect. One person may simultaneously hold two (2) offices, except President and Secretary.

Section 2. Election and Appointment of Officers

Subject to the limitations contained in Article VII, the first officers of the Association shall serve until the number of Class A votes exceeds the number of Class B votes and until qualified successors are fully elected and have taken office. Except for the first officers, the officers of the Association, in accordance with any applicable provisions of the By-Laws, shall be elected by the Board of Directors for terms of one (1) year and until qualified successors are fully elected and have taken office. The By-Laws may provide for the method of voting in the election, for the removal from office of officers, for filling vacancies, and for the duties of the officers. The President and Vice President shall be directors; other officers may or may not be directors of the Association. If the office of President shall become vacant for any reason, or if the President shall be unable or unavailable to act, any Vice President shall automatically succeed to the office or perform its duties and exercise its powers. If an office other than that of the President shall become vacant for any reason, the Board of Directors may elect or appoint an individual to fill such vacancy.

Section 3. First Officers The names and addresses of the first officers of the Association, and until successors are duly elected and have taken office, shall be as follows:

IN WITNESS WHEREOF, the said subscriber has hereunto
set her hand this 14th day of January 1988.

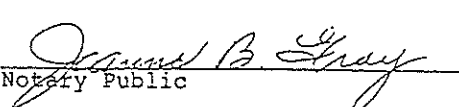


Sandra Burke

STATE OF FLORIDA

COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me
this 14th day of January 1988, by SANDRA BURKE.



Notary Public

My Commission Expires:

Notary Public, State of Florida
My Commission Expires April 13, 1991
Created thru Notary.com - Insurance Inc.

FILED
REG JAN 29 PM 12:42
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

LEGAL DESCRIPTION

Parcel 'G' of Indigo Unit #6, as per map recorded in Map Book 42, Page 7, of the Public Records of Volusia County, Florida, and also a portion of Section 15, Township 15 South, Range 32 East, Volusia County, Florida, all being more particularly described as follows: As a point of reference, commence at a concrete monument marking the Southwest corner of said Section 15, Township 15 South, Range 32 East; thence run S 89°52'46" E, along the South line of said Section 15, a distance of 397.77' to a point in the Easterly right-of-way line of U.S. Highway 1-95 (a 300-foot right-of-way); thence run N 16°53'41" W, along the Easterly right-of-way line of said U.S. Highway 1-95, a distance of 846.15' to a point therein; thence departing said Easterly right-of-way line of U.S. Highway 1-95, run N 63°41'09" E a distance of 42' to the POINT OF BEGINNING of this description; thence run N 47°06'34" W a distance of 158.94' to a point; thence run N 16°40'19" W a distance of 359.98' to a point; thence run N 73°19'41" E a distance of 506.19' to a point; thence run S 68°19'08" E a distance of 1019.43' to a point; thence run N 61°47'51" E a distance of 463.15' to a point; thence run S 81°33'15" E a distance of 211.58' to a point; thence run S 08°26'45" W a distance of 317.04' to the Point of Beginning of a curve to the right, said curve having a radius of 277.75' and a central angle of 26°03'03"; thence run Northerly and Westerly, along said curve, a distance of 126.29', having a tangent distance of 64.25', a chord distance of 25.20', and a chord bearing of S 21°28'17" W, to the Point of Tangency thereof; thence run S 34°29'48" W a distance of 8.02' to a point; thence run S 55°30'12" E a distance of 190.00' to a point; thence run S 34°29'48" W a distance of 92.00' to a point; thence run S 55°30'12" E a distance of 92.00' to the Point of curvature of a curve to the left, said curve having a radius of 25.00' and a central angle of 90°00'00"; thence run Northerly and Easterly, along said curve, a distance of 39.27', having a tangent distance of 25.00', a chord distance of 35.36', and a chord bearing of N 34°48' E, to the Point of tangency thereof, said point lying in the Westerly line of Indigo Unit #7, as per map recorded in Map Book 40, Pages 175 and 176, of the Public Records of Volusia County, Florida, said point also being in the Westerly right-of-way line of Indigo Drive, an 80 foot Right-of-Way as shown on said plat; thence run S 34°29'48" W, along said Westerly line of Indigo Unit #7, a distance of 100.00' to the Southeastern corner of Parcel 'G', of said Indigo Unit #6; thence departing said Westerly right-of-way of Indigo Drive, run along the Northeasterly line of said Parcel 'G', being a curve concave Southwesterly and having a radius of 25.00', a central angle of 90°00'00", a tangent distance of 25.00', a chord distance of 35.36', and a chord bearing of N 10°30'12" W, to the Point of Tangency thereof; thence continue along the Northerly line of said Indigo Unit #6, N 55°30'12" W, a distance of 250.00' to a concrete monument; thence run S 57°15'30" W, along the Westerly line of said Indigo Unit #6, a distance of 246.53' to a concrete monument, said point also lying in a curve concave Southwesterly and having a radius of 829.28'; thence run along the Westerly line of said Indigo Unit #6, run Northerly and Westerly, along said curve, a distance of 207.43', through a central angle of 14°19'54", having a tangent distance of 104.26', a chord distance of 206.89', and a chord bearing of N 31°49'27" W to the Point of Compound Curvature of a curve concave Southerly and having a radius of 500.10'; thence run Northerly and Westerly, along said curve, a distance of 499.12', or through a central angle of 57°11'43", having a tangent distance of 272.58', a chord distance of 478.65', and a chord bearing of N 67°35'13" W to the Point of Tangency thereof; thence run S 83°48'55" W a distance of 664.82' to a point; thence run N 80°24'34" W a distance of 10.34' to the POINT OF BEGINNING of this description, said parcel containing 21.96 acres, more or less.

CERTIFICATE DESIGNATING PLACE OF BUSINESS OR
DOMICILE FOR THE SERVING OF PROCESS
WITHIN THIS STATE, NAMING AGENT UPON WHOM
PROCESS MAY BE SERVED

FILED
JUN 29
1962

Pursuant to Fla. Stat. Ch. 48.091, the following is
submitted in compliance with said Act:

That Sandra Burke, Kathleen D. Blad and Gary J. Moothart desiring to organize under the laws of the State of Florida and under the proposed name of INDIGO UNIT #8 OWNERS ASSOCIATION, INC. with its principal office as indicated in the Articles of Incorporation at the City of Port Orange, Volusia County, Florida, has named Mezdi R. Birdie, at 4031-C South Nova Road, Port Orange, County of Volusia, State of Florida, as its Agent to accept service of process within this State.

ACKNOWLEDGMENT:

Having been named to accept service of process for the above-stated corporation, at place designated in the Certificate, I hereby accept to act in this capacity, and agree to comply with the provisions of said Act relative to keeping open said office.

By: 
Mezdi R. Birdie