

File

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STATE OF CALIFORNIA



OFFICE OF THE SECRETARY OF STATE

I, *EDMUND G. BROWN JR.*, Secretary of State of the State of California, hereby certify:

That the annexed transcript has been compared with the RECORD on file in this office, of which it purports to be a copy, and that same is full, true and correct.

IN WITNESS WHEREOF, I execute
this certificate and affix the Great
Seal of the State of California this

DEC 30 1971



Edmund G. Brown Jr.
Secretary of State

642234

ENDORSED
FILED

In the Office of the Secretary of State

DEC 29 1971

ARTICLES OF INCORPORATION OF HOME OWNERS
OF KONO TAYEE ESTATES

EDMUND G. BROWN, JR., Secretary of State

By F. COLBY VOSEL
Deputy

ARTICLE I - THE NAME OF THE CORPORATION IS HOME OWNERS OF KONO TAYEE ESTATES.

ARTICLE II - THE PRINCIPAL OFFICE FOR THE TRANSACTION OF THE BUSINESS OF THE CORPORATION IS LOCATED IN LAKE COUNTY, STATE OF CALIFORNIA.

ARTICLE III - THIS CORPORATION IS ORGANIZED PURSUANT TO THE GENERAL NON-PROFIT CORPORATION LAW.

ARTICLE IV -

PURPOSE AND POWERS OF THE CORPORATION. THIS CORPORATION DOES NOT CONTEMPLATE PECUNIARY GAIN OR PROFIT FOR THE MEMBERS THEREOF, AND THE SPECIFIC PRIMARY PURPOSES FOR WHICH IT IS FORMED ARE TO PROVIDE FOR THE MAINTENANCE, PRESERVATION AND ARCHITECTURAL CONTROL OF THE LOTS AND COMMON AREA WITHIN THAT CERTAIN TRACT OF PROPERTY DESCRIBED AS: KONO TAYEE ESTATES PER MAP ON FILE WITH THE COUNTY RECORDER OF LAKE COUNTY, CALIFORNIA, AND 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 CORPORATION FOR THIS PURPOSE.

IN FURTHERANCE OF SAID PURPOSES, THIS CORPORATION SHALL HAVE POWER TO:

A) PERFORM ALL OF THE DUTIES AND OBLIGATIONS OF THE CORPORATION AS SET FORTH IN THAT CERTAIN DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS HERINAFTER CALLED THE "DECLARATION", APPLICABLE TO THE PROPERTY AND RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF LAKE COUNTY, CALIFORNIA;

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 CORPORATION, INCLUDING ALL LICENSES, TAXES OR GOVERNMENTAL CHARGES LEVIED OR IMPOSED AGAINST THE PROPERTY OF THE CORPORATION;

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 CORPORATION;

D) BORROW MONEY, AND ONLY WITH THE ASSENT (BY VOTE OR WRITTEN CONSENT) OF THREE-FOURTHS (3/4THS) OF 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;

Restriction of right
to amend articles
Yes No

E) DEDICATE, SELL OR TRANSFER ALL OR ANY PART OF THE COMMON AREA TO ANY PUBLIC AGENCY, AUTHORITY OR UTILITY 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 THREE-FOURTHS (3/4THS) OF MEMBERS, AGREEING TO SUCH DEDICATION, SALE OR TRANSFER;

F) PARTICIPATE IN MERGERS AND CONSOLIDATIONS WITH OTHER NON-PROFIT CORPORATIONS ORGANIZED FOR THE SAME PURPOSES OR ANNEX ADDITIONAL PROPERTY AND COMMON AREA, PROVIDED THAT ANY MERGER, CONSOLIDATION OR SUCH ANNEXATION SHALL HAVE THE ASSENT BY VOTE OF THREE-FOURTHS (3/4THS) OF MEMBERS OR BY THE WRITTEN CONSENT OF ALL THE MEMBERS;

G) HAVE AND TO EXERCISE ANY AND ALL POWERS, RIGHTS AND PRIVILEGES WHICH A CORPORATION ORGANIZED UNDER THE GENERAL NON-PROFIT CORPORATION LAW OF THE STATE OF CALIFORNIA BY LAW MAY NOW OR HEREAFTER HAVE OR EXERCISE.

ARTICLE V -

MEMBERSHIP. EVERY PERSON OR ENTITY WHO IS A RECORD OWNER OF A FEE OR UNDIVIDED FEE INTEREST IN ANY LOT WHICH IS SUBJECT BY COVENANTS OF RECORD TO ASSESSMENT BY THE CORPORATION SHALL BE A MEMBER OF THE CORPORATION. MEMBERSHIP SHALL BE APPURTENANT TO AND MAY NOT BE SEPARATED FROM OWNERSHIP OF ANY LOT WHICH IS SUBJECT TO ASSESSMENT BY THE CORPORATION.

ARTICLE VI -

VOTING RIGHTS. THE CORPORATION SHALL HAVE ONE CLASS OF VOTING MEMBERSHIP: 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 EXERCISED AS THEY AMONG THEMSELVES DETERMINE, BUT IN NO EVENT SHALL MORE THAN ONE VOTE BE CAST WITH RESPECT TO ANY LOT.

ARTICLE VII -

BOARD OF DIRECTORS. THE AFFAIRS OF THIS CORPORATION SHALL BE MANAGED BY A BOARD OF FIVE (5) DIRECTORS, WHO NEED NOT BE MEMBERS OF THE CORPORATION. THE NUMBER OF DIRECTORS MAY BE CHANGED BY AMENDMENT OF THE BY-LAWS OF THE CORPORATION. THE MEMBERS SHALL ELECT THE DIRECTORS AT EACH ANNUAL MEETING FOR A TERM OF ONE YEAR AND THE DIRECTORS SHALL CONTINUE TO SERVE UNTIL THEIR SUCCESSORS ARE ELECTED. THE NAMES AND ADDRESSES OF THE PERSONS WHO ARE TO ACT IN THE CAPACITY OF DIRECTORS UNTIL THE SELECTION OF THEIR SUCCESSORS ARE:

A. L. BRUNER

24829 PALOMARES RD.
HAYWARD, CALIF. 94546

MACK D. FRYE

P. O. Box 130
GLENHAVEN, CALIF. 95443

O. R. LAMBERT

43 CORA DR. (P.O. Box 759)
LUCERNE, CA 95458

WILLIAM W. ELLIS

P. O. Box 413
GLENHAVEN, CALIF. 95443

WILLIAM W. ATTEBERRY

1121 REVERE DR.
SUNNYVALE, CALIF.

ARTICLE VIII -

DEDICATION - DISSOLUTION. THE PROPERTY OF THIS CORPORATION IS IRREVOCABLY DEDICATED TO RECREATIONAL PURPOSES, AND NO PART OF THE NET INCOME OR ASSETS OF THIS ORGANIZATION SHALL EVER INURE TO THE BENEFIT OF ANY DIRECTOR, OFFICER OR MEMBER THEREOF, OR TO THE BENEFIT OF ANY PRIVATE PERSON. UPON THE DISSOLUTION OR WINDING UP OF THE CORPORATION, ITS ASSETS REMAINING AFTER PAYMENT, OR PROVISIONS FOR PAYMENT, OF ALL DEBTS AND LIABILITIES OF THIS CORPORATION, SHALL BE DISTRIBUTED TO A NON-PROFIT FUND, FOUNDATION, OR CORPORATION WHICH IS ORGANIZED AND OPERATED EXCLUSIVELY FOR RECREATIONAL PURPOSES AND WHICH HAS ESTABLISHED ITS TAX EXEMPT STATUS UNDER SECTION 501 (c) (3) OF THE INTERNAL REVENUE CODE.

ARTICLE IX -

DURATION. THE CORPORATION SHALL EXIST PERPETUALLY.

ARTICLE X -

AMENDMENTS. AMENDMENT OF THESE ARTICLES SHALL REQUIRE THE ASSENT BY VOTE OR WRITTEN CONSENT OF MEMBERS REPRESENTING 75% OR MORE OF THE VOTING POWER.

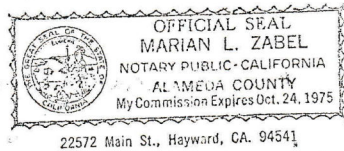
IN WITNESS WHEREOF, FOR THE PURPOSE OF FORMING THIS CORPORATION UNDER THE LAWS OF THE STATE OF CALIFORNIA, WE, THE UNDERSIGNED, CONSTITUTING THE INCORPORATORS OF THIS CORPORATION HAVE EXECUTED THESE ARTICLES OF INCORPORATION THIS DAY OF November, 1971.

William W. Ellis
Mack D. Frye
O. R. Lambert
William W. Atteberry
A. L. Bruner

STATE OF CALIFORNIA }
COUNTY OF ALAMEDA } ss.

ON Nov. 29, 1971 BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED A. L. BRUNER, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED THAT HE EXECUTED THE SAME.

WITNESS MY HAND AND OFFICIAL SEAL.

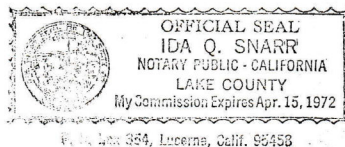


Marian L. Zabel
MARIAN L. ZABEL
NOTARY PUBLIC IN AND FOR SAID STATE

STATE OF CALIFORNIA }
COUNTY OF Lake } ss.

ON Nov. 24, 1971 BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED MACK D. FRYE, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED THAT HE EXECUTED THE SAME.

WITNESS MY HAND AND OFFICIAL SEAL.

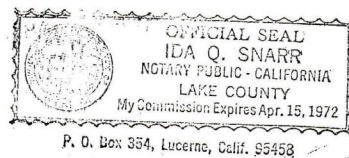


Ida Q. Snarr
IDA Q. SNARR, Notary Public Lake County
NOTARY PUBLIC IN AND FOR SAID STATE

STATE OF CALIFORNIA }
COUNTY OF Lake } ss.

ON Nov 24, 1971 BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED O. R. LAMBERT, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED THAT HE EXECUTED THE SAME.

WITNESS MY HAND AND OFFICIAL SEAL.

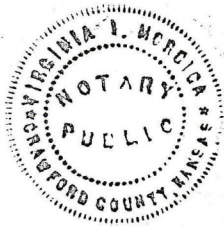


Ida Q. Snarr
IDA Q. SNARR, Notary Public Lake County
NOTARY PUBLIC IN AND FOR SAID STATE

KANSAS
STATE OF CALIFORNIA }
COUNTY OF CRAWFORD } ss.

ON November 18, 1971 BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED WILLIAM W. ELLIS KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED THAT HE EXECUTED THE SAME.

WITNESS MY HAND AND OFFICIAL SEAL.

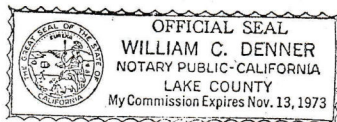


Virginia I. Mordica
NOTARY PUBLIC IN AND FOR SAID STATE

STATE OF CALIFORNIA }
COUNTY OF Lake } ss.

ON NOVEMBER 26, 1971 BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED WILLIAM W. ATTEBERRY, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED THAT HE EXECUTED THE SAME.

WITNESS MY HAND AND OFFICIAL SEAL.



P. O. Box 23, Clearlake Oaks, Calif. 95423

William C. Denner
NOTARY PUBLIC IN AND FOR SAID STATE