

PRESENTED
FOR
REGISTRATION

Nov 21 12 17 PM '83

KENNETH C. WILKINS
REGISTER OF DEEDS
WARE COUNTY, NC

BOOK 3200 PAGE 524



*Mail to Bob Wilson
PO 10096 Raleigh
NC 27605*

State of North Carolina

Department
of the
Secretary of State

To all to whom these presents shall come, Greeting:

I, Thad Eure, Secretary of State of the State of North Carolina, do hereby certify the following and hereto attached (9 sheets) to be a true copy of

ARTICLES OF INCORPORATION

OF

VILLAGE GLENN HOMEOWNERS ASSOCIATION, INC.

and the probates thereon, the original of which was filed in this office on the 21st day of November, 1983, after having been found to conform to law.

In Witness Whereof, I have hereunto set my hand and affixed my official seal.

Done in Office, at Raleigh, this 21st day of November in the year of our Lord 1983.



Thad Eure
Secretary of State
Clayton Smith
Deputy Secretary of State

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ARTICLES OF INCORPORATION

OF

THAD EURE

SECRETARY VILLAGE GLENN HOMEOWNERS ASSOCIATION, INC.
NORTH CAROLINA

We, the undersigned natural persons of the age of twenty-one (21) years or more, do hereby associate ourselves into a non-profit corporation under the laws of the State of North Carolina, as contained in Chapter 55A of the General Statutes of North Carolina, entitled "Non-Profit Corporation Act", and the several amendments thereto, do hereby make, sign, and acknowledge these Articles of Incorporation, and to that end do hereby set forth:

ARTICLE I

The name of the corporation is Village Glenn Homeowners Association, Inc., hereinafter called the "Association".

ARTICLE II

The principal and registered office of the Association is located at 2836 Wayland Drive, Raleigh, North Carolina 27612.

ARTICLE III

Lloyd O. Goode, Jr., whose address is 2836 Wayland Drive, Raleigh, Wake County, North Carolina 27612 is hereby appointed the initial registered agent of this Association.

ARTICLE IV

PURPOSE AND POWERS OF THE ASSOCIATION

This Association does not contemplate pecuniary gain or profit to the members thereof, 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 tract or property described as follows:

Being all of those tracts or parcels of land designated as "Block 1, Units 1A-1D", "Block 2, Units 2A-2C", "Block 3, Units 3A-3C", "Block 4, Units 4A & 4B", "Block 5, Units 5A-5D", "Block 6, Units 6A-6D", "Block 7, Units 7A-7D", and "Block 8, Units 8A & 8B", together with the area designated as "Common Area", including the area of Village Glenn Drive (Private Drive), containing a total area of 2.60 acres, according to map entitled "Village Glenn, Phase 1-A, A Townhouse Community, Wake County, North Carolina", dated June 2, 1983, prepared by Kenneth Close, Inc., Engineers and recorded in Book of Maps 1983, Page 730, Wake County Registry, North Carolina.

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 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 Wake County Register of Deeds and as to 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 class 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;

(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 two-thirds (2/3) of each class of members, agreeing to such dedication, sale or transfer;

(f) participate in mergers and consolidations with other nonprofit corporations organized for the same purposes or annex additional residential property and Common Area, provided that any such merger, consolidation or annexation shall have the assent of two-thirds (2/3) of each class of members;

(g) have and to exercise any and all powers, rights and privileges which a corporation organized under the Non-Profit Corporation Law of the State of North Carolina 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 Association, including contract sellers, shall be a member of the Association. The foregoing is not intended to include persons or entities who hold an interest merely as security for the performance of an obligation. Membership shall be appurtenant to and may not be separated from ownership of any Lot which is subject to assessment by the Association.

ARTICLE VI

VOTING RIGHTS

The Association shall have two classes of voting membership:

Class A. Class A members shall be all Owners with the exception of the Declarant 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. No fractional vote shall be allowed.

Class B. The Class B member(s) shall be the Declarant (as defined in the Declaration), and shall be entitled to three (3) votes for each Lot owned. The Class B membership shall cease and be converted to Class A membership on the

happening of either of the following events, whichever occurs earlier:

(a) when the total votes outstanding in Class A membership equal the total votes outstanding in Class B membership shall be reinstated if thereafter and before the time stated in Subparagraph (b) below, such additional lands are annexed to the Properties without the assent of Class A members on account of the development of such additional lands by the Declarant, all as provided for in Article VII, Section 2 of the Declaration, or

(b) on June 28, 1988.

ARTICLE VII

BOARD OF DIRECTORS

The affairs of this Association shall be managed by a Board of nine (9) Directors, who need not be members of the Association. The number of directors may be changed by amendment of the By-Laws of the Association. The names and addresses of the persons who are to act in the capacity of directors until the selection of their successors are:

<u>NAME</u>	<u>ADDRESS</u>
James C. Branch	2836 Wayland Drive Raleigh, North Carolina 27612
Lloyd O. Goode, Jr.	2836 Wayland Drive Raleigh, North Carolina 27612
Bill Faucette	3701 Lake Boone Trail Raleigh, North Carolina 27607

Robert W. Wilson, Jr.	615 Oberlin Road Raleigh, North Carolina 27605
Kathleen Pepi Southern	615 Oberlin Road Raleigh, North Carolina 27605
Lyn Martin	Village Glenn Drive Raleigh, North Carolina
Mary E. Koener	Village Glenn Drive Raleigh, North Carolina
Josephine Cialone	Village Glenn Drive Raleigh, North Carolina
Charlotte H. Goodwin	Village Glenn Drive Raleigh, North Carolina

At the first annual meeting the members shall elect three directors for a term of one year, three directors for a term of two years and three directors for a term of three years; and at each annual meeting thereafter the members shall elect three directors for a term of three years.

ARTICLE VIII

DISSOLUTION

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.

ARTICLE IX

DURATION

The corporation shall exist perpetually.

ARTICLE X

AMENDMENTS

Amendment of these Articles shall require the assent of seventy-five percent (75%) of the entire membership.

ARTICLE XI

FHA/VA APPROVAL

As long as there is a Class B membership, and provided the plan of development of the property has received prior FHA or VA approval, the following actions will require the prior written approval of the Federal Housing Administration or the Veterans Administration: annexation of additional properties, mergers and consolidations, mortgaging of Common Area, dedication of Common Area, dissolution and amendment of these Articles.

ARTICLE XII

INCORPORATORS

<u>Name</u>	<u>Address</u>
Robert W. Wilson, Jr.	615 Oberlin Road Raleigh, North Carolina
Gail Houston	615 Oberlin Road Raleigh, North Carolina
Geraldine J. Kelly	615 Oberlin Road Raleigh, North Carolina

IN WITNESS WHEREOF, for the purpose of forming this

corporation under the laws of the State of North Carolina, we the undersigned, constituting the incorporators of this Association, have executed these Articles of Incorporation this 17 day of November, 1983.

Robert W. Wilson
Geraldine J. Kelly
Gail Houston

STATE OF NORTH CAROLINA
COUNTY OF WAKE

THIS IS TO CERTIFY, that on the 17th day of November, 1983, before me, a Notary Public, personally appeared Robert W. Wilson, Jr., Gail Houston and Geraldine J. Kelly, who I am satisfied are the persons named in and who executed the foregoing Articles of Incorporation, and I having first made known to them the contents thereof, they did acknowledge that they signed and delivered the same as their voluntary act and deed for the uses and purposes therein expresses.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal, this the 17 day of November,

Bonnie W. White
Notary Public

