

# **CORPORATE CERTIFICATE** POINT AQUARIUS PROPERTY OWNERS ASSOCIATION

The undersigned certifies that he is the Attorney-in-Fact for Point Aquarius Property Owners Association (the "Association"). The Association is the property owners' association for Point Aquarius and Summerchase Section One, subdivisions in Montgomery County, Texas, according to the maps or plats thereof recorded in the Map Records of Montgomery County, Texas (the "Subdivision").

The Association is a Texas non-profit corporation, and attached to this certificate is a true and correct copy of the Point Aquarius Property Owners Association Articles of Incorporation.

Signed this 30<sup>44</sup> day of April, 2013.

POINT AQUARIUS PROPERTY OWNERS ASSOCIATION

BRYAN P. FOWLER, Attorney-in-Fact

STATE OF TEXAS

§

COUNTY OF MONTGOMERY

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SWORN TO AND SUBSCRIBED BEFORE ME on the 30th day of April, 2013, by BRYAN P. FOWLER, Attorney-in-Fact for POINT AQUARIUS PROPERTY OWNERS ASSOCIATION, a Texas non-profit corporation.

NOTARY PUBLIC, State of Texas

THE STATE OF TEXAS

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**COUNTY OF MONTGOMERY** 

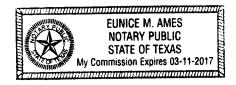
**EUNICE M. AMES NOTARY PUBLIC** STATE OF TEXAS My Commission Expires 03-11-2017

This instrument was acknowledged before me on the 30 day of April, 2013, by BRYAN P. FOWLER, Attorney-in-Fact for Point Aquarius Property Owners Association, a Texas non-profit corporation, on behalf of said corporation.

TARY PUBLIC, State of Tex

AFTER RECORDING RETURN TO:

The Fowler Law Firm 300 West Davis, Suite 510 Conroe, Texas 77301



FILED Secretary of Microsofthe Range AUG 22 1980

### ARTICLES OF INCORPORATION

Corporation Division

OF

POINT AQUARIUS PROPERTY OWNERS ASSOCIATION

We, the undersigned citizens of the United States of America, being over the age of majority and desiring to form a non-profit corporation under the laws of the State of Texas, do hereby certify:

#### ARTICLE I

#### NAME

The name of said corporation shall be POINT AQUARIUS PROPERTY OWNERS ASSOCIATION.

# ARTICLE II

# PRINCIPAL OFFICE AND AGENT

The place in the State of Texas where the principal office is to be located is Point Aquarius, Conroe, Montgomery County, Texas.

The name and address of the Statutory Agent upon whom process against the corporation may be served is:

C T CORPORATION SYSTEM 811 Dallas Avenue Houston, Texas 77002

#### ARTICLE III

# PURPOSES

(a) The specific and primary purpose of this corporation shall be to administer, carry out and enforce all rights, powers and duties provided by that certain Restrictions and Covenants applicable to the following sections of Point Aquarius Subdivision, as the same are recorded in the public records of Montgomery County, Texas:

Section	{	ì	Book	ı	Page
1			744		74
2			744		92
3			753		630
6			777		917

(the "Restrictions") and all amendments thereto and By-laws of this Association in effect from time to time, for the benefit of lotowners of land located in the unincorporated portions of Montgomery County, Texas known as Point Aquarius.

- (b) To have and to exercise any and all powers, rights and privileges and engage in all lawful activities which a corporation organized not for profit under the laws of the State of Texas may exercise or engage in now or hereafter and to do any and all things herein set forth to the same extent as a natural person might or could do.
- without limiting the generality thereof, the corporation shall have the power to own, hold, contract for, lease, buy, sell, use, occupy, acquire, convey, exchange, mortgage, pledge, encumber, transfer, exchange, amdrdispose of real and personal property; to receive and invest money; to borrow and lend money whether secured or unsecured; to issue bonds, notes, mortgages, deeds of trust, checks, bills of exchange and other securities and commercial paper; to acquire, own and hold shares of stock, bonds, securities and other investments; to sue and to be sued; and to have and use a corporation seal.

# ARTICLE IV

# NON-STOCK CORPORATION

The corporation is to be composed of members, is not authorized to issue shares of stock, and no dividends, gains or pecuniary profits as such shall be declared or distributed to the members.

214.

#### ARTICLE V

## TERM

The period of duration of this corporation shall be perpetual.

#### ARTICLE VI

### INCORPORATORS

The names and addresses of the incorporators of this corporation are:

William N. Morris Route 1, Box 569 Willis, Texas 77378

Harley F. Erickson Point Aquarius Route 1 Willis, Texas 77378

James Steele, Esq. Crews & Field 100 Interstate 45 North Conroe, Texas 77301

#### ARTICLE VII

#### DIRECTORS

The management of the Association shall be vested in a board of directors consisting of such number as may be provided in the by-laws from time to time. Until otherwise so provided, the board of directors shall initially consist of one (1) member. All members of the board of directors shall be voting members in good standing of the corporation. The names and addresses of the first board of directors, to serve until election of a permanent board at the organizational or first annual meeting of the members, are as follows:

William N. Morris Route 1, Box 569 Willis, Texas 77378 Harley F. Erickson Point Aquarius Route 1 Willis, Texas 77378

James Steele, Esq. Crews & Field 100 Interstate 45 North Conroe, Texas 77301

#### ARTICLE IX

#### MEMBERSHIP

The authorized number and qualifications of members of this Association, the different classes of membership, if any, the property, voting and other rights and privileges of the members and the liability of the members for dues and assessments and the method of collection thereof, shall be set forth in the Restrictions and the by-laws of this Association. There may be issued to each member a certificate of membership, which shall not be assignable and shall be transferable only in accordance with the by-laws.

# ARTICLE X

## BY-LAWS

The board of directors shall have the right to make, adopt, alter and repeal such by-laws as its directors may deem appropriate.

### ARTICLE XI

#### LIMITATION OF LIABILITY

The private property of the members of this corporation shall not be liable for its corporate debts or obligations.

#### ARTICLE XII

#### AMENDMENTS

These Articles may be amended in the manner provided by the applicable statutes of the State of Texas in force at the time of such amendment.

IN WITNESS WHEREOF, we, the undersigned incorporators, have hereunto subscribed our names as of August 11, 1980.

William N Morris

Joly to Vu

James Steele Esq.

State of Texas )

County of Montgomery)

ss:

I, Sandra Sue Colvin , a notary public do hereby certify that on this 11th day of August , 19 80 , personally appeared before me, William N. Morris, Harley F. Erickson and James Steele, Esq., who each being by me first duly sworn, severally declared that they are the persons who signed the foregoing document as incorporators, and that the statements therein contained are true.

Notary Public

Montgomery County, Texas

(Notariàl Seal)

# **FILED FOR RECORD**

05/02/2013 3:54PM

COUNTY CLERK MONTGOMERY COUNTY, TEXAS

# STATE OF TEXAS COUNTY OF MONTGOMERY

I hereby certify this instrument was filed in file number sequence on the date and at the time stamped herein by me and was duly RECORDED in the Official Public Records of Montgomery County, Texas.

05/02/2013

County Clerk

Montgomery County, Texas