

Form 202

Secretary of State
 P.O. Box 13697
 Austin, TX 78711-3697
 FAX: 512/463-5709

Filing Fee: \$25



**Certificate of Formation
 Nonprofit Corporation**

**Filed in the Office of the
 Secretary of State of Texas
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Article 1 - Corporate Name

The filing entity formed is a nonprofit corporation. The name of the entity is :

Elm Creek South Subdivision Property Owners' Association

Article 2 – Registered Agent and Registered Office

A. The initial registered agent is an organization (cannot be corporation named above) by the name of:

OR

B. The initial registered agent is an individual resident of the state whose name is set forth below:

Name:

Terry C. Carson

C. The business address of the registered agent and the registered office address is:

Street Address:

21170 Texas Hwy 127 Concan TX 78838

Consent of Registered Agent

A. A copy of the consent of registered agent is attached.

OR

B. The consent of the registered agent is maintained by the entity.

Article 3 - Management

A. Management of the affairs of the corporation is to be vested solely in the members of the corporation.

OR

B. Management of the affairs of the corporation is to be vested in its board of directors. The number of directors, which must be a minimum of three, that constitutes the initial board of directors and the names and addresses of the persons who are to serve as directors until the first annual meeting or until their successors are elected and qualified are set forth below.

Director 1: **Jay Sutherland**

Title: **Director**

Address: **2601 Blueberry Rd. Anchorage AK, USA 99503**

Director 2: **Terry C. Carson**

Title: **Director**

Address: **PO Box 155 Concan TX, USA 78838**

Director 3: **Adam Jenschke**

Title: **Director**

Address: **144 Homer Drive Kerrville TX, USA 78028**

Article 4 - Organization Structure

A. The corporation will have members.

or

B. The corporation will not have members.

Article 5 - Purpose

The corporation is organized for the following purpose or purposes:

Managing affairs of the Elm Creek South Subdivision in Uvalde County, Texas duly recorded covenants, conditions and restrictions which include the collection and expenditure of regular assessments from Members.

Supplemental Provisions / Information

[The attached addendum, if any, is incorporated herein by reference.]

Effectiveness of Filing

A. This document becomes effective when the document is filed by the secretary of state.

OR

B. This document becomes effective at a later date, which is not more than ninety (90) days from the date of its signing. The delayed effective date is:

Initial Mailing Address

Address to be used by the Comptroller of Public Accounts for purposes of sending tax information.

The initial mailing address of the filing entity is:

**2601 Blueberry Rd.
Anchorage, AK 99503
USA**

Organizer

The name and address of the organizer are set forth below.

Charles W. Downing 201 N. Getty St., Suite C, Uvalde, Texas 78801

Execution

The undersigned affirms that the person designated as registered agent has consented to the appointment. The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized under the provisions of law governing the entity to execute the filing instrument.

Charles W. Downing

Signature of organizer.

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