

# STATE OF NORTH CAROLINA



Department of The  
Secretary of State

To all whom these presents shall come, Greetings:

I, **ELAINE F. MARSHALL**, Secretary of State of the State of North Carolina, do hereby certify the following and hereto attached to be a true copy of

## ARTICLES OF CORRECTION

OF

**HARBOR LANDING HOMEOWNERS ASSOCIATION, INC.**

the original of which was filed in this office on the 15<sup>th</sup> day of February, 2000.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my official seal at the City of Raleigh, this 15<sup>th</sup> day of February, 2000.



*Elaine F. Marshall*

Secretary of State

200469003

State of North Carolina  
Department of the Secretary of State

ID # 0514303  
FILED  
10:00 AM  
FEB 15 2000

ARTICLES OF CORRECTION

Effective 12-13-99  
ELAINE F. MARSHALL  
SECRETARY OF STATE  
NORTH CAROLINA

Pursuant to §55-1-24 or §55A-1-24 of the General Statutes of North Carolina, the undersigned corporation hereby submits these Articles of Correction for the purpose of correcting a document filed by the Secretary of State.

1. The name of the corporation is: Harbor Landing Homeowners Association, Inc.

2. On the 13 day of December, 1999, ~~20~~, the corporation filed:

a. The following described document: Articles of Incorporation

-OR-

b. The attached document (Check here  if applicable).

3. This document was incorrect in the following manner (specify the incorrect statement and the reason it is incorrect or the manner in which the execution was defective):

See attachment for the incorrect statements and the reason each of the statements is incorrect.

4. The incorrect matters stated in Item 3 above should be revised as follows (the corrected document may be attached):

See attachment for the revision to the incorrect matters stated in Item 3 above.

This the 9th day of February, 2000

Harbor Landing Homeowners Association, Inc.

Name of Corporation

Maxine W. Turner  
Signature

Maxine W. Turner, Secretary

Type or Print Name and Title

NOTES:

1. Filing fee is \$10. This document and one conformed copy of these articles must be filed with the Secretary of State.

2. For effective date of these Articles of Correction, see N.C.G.S. §55-1-24(e) or §55A-1-24(e).

(Revised January 2000)

CORPORATIONS DIVISION

P.O. BOX 29622

(Form BN-02)  
RALEIGH, NC 27626-0622

**Attachment to  
Articles of Correction**

3. a. In Article 7, Subarticle (b) was marked indicating that the corporation will not have members. This was incorrect in that the corporation will have members.

b. In Subparagraph (a) i of Article 9, the term "Harbour Landing" was spelled incorrectly.

c. In Subparagraph (a) ii of Article 9, the term "Harbour Landing" was again spelled incorrectly.

d. In Subparagraph (f) of Article 9, the term "ELLIOT PLACE" was an incorrect reference to the name of the subdivision as well as "New Hanover County Registry" being an incorrect reference to the appropriate county of recordation.

4. a. That Article 7 (a) is hereby checked to indicate that the corporation will have members.

b. That Subparagraph (a) i of Article 9 is hereby corrected to read as follows:

"To perform any and all acts necessary in the management of the affairs of the property owners of the subdivision known as "Harbor Landing", a map of which is or will be duly recorded in the Warren County Registry; to manage the affairs of the corporation; or any other activities designed to promote the welfare of the corporation; and to perform any other lawful act that the Board of Directors may deem appropriate for the benefit of the corporation."

c. That Subparagraph (a) ii of Article 9 is hereby corrected to read as follows:

"To operate and manage common areas of the subdivision known as "Harbor Landing", a map of which is or will be duly recorded in the Warren County Registry."

d. That Subparagraph (f) of Article 9 is hereby corrected to read as follows:

"The qualification for membership in the corporation, and the voting rights of its members, shall be delineated in the Covenants, Conditions and Restrictions of HARBOR LANDING, duly recorded in the Warren County Registry and in the by-laws of the corporation, and the members of the corporation shall have only such voting rights as may be provided in such instruments."

# STATE OF NORTH CAROLINA



Department of The  
Secretary of State

**To all whom these presents shall come, Greetings:**

**I, ELAINE F. MARSHALL**, Secretary of State of the State of North Carolina, do hereby certify the following and hereto attached to be a true copy of

**ARTICLES OF INCORPORATION  
OF  
HARBOR LANDING HOMEOWNERS ASSOCIATION, INC.**

the original of which was filed in this office on the 13th day of December, 1999.



**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my official seal at the City of Raleigh, this 13th day of December, 1999.

*Elaine F. Marshall*

*Secretary of State*

09 2 8 4 7 0 6 4

State of North Carolina  
Department of the Secretary of State

CORP ID # 0514303

FILED  
4:59PM  
DEC 13 1999

ARTICLES OF INCORPORATION  
NONPROFIT CORPORATION

Effective  
ELAINE F. MARSHALL  
SECRETARY OF STATE  
NORTH CAROLINA

Pursuant to §55A-2-02 of the General Statutes of North Carolina, the undersigned corporation does hereby submit these Articles of Incorporation for the purpose of forming a nonprofit corporation.

1. The name of the corporation is: Harbor Landing Homeowners Association, Inc.

2. \_\_\_\_\_ (Check only if applicable.) The corporation is a charitable or religious corporation as defined in NCGS §55A-1-40(4).

3. The street address and county of the initial registered office of the corporation is:

Number and Street 10800 Sikes Place Suite 250

City, State, Zip Code Charlotte, North Carolina 28277 County Mecklenburg

4. The mailing address *if different from the street address* of the initial registered office is:

5. The name of the initial registered agent is:

Maxine W. Turner

6. The name and address of each incorporator is as follows:

Maxine W. Turner  
3300 Stevens Mill Road  
Matthews, North Carolina 28104

7. (Check either a or b below.)

- a. \_\_\_ The corporation will have members.
- b.  The corporation will not have members.

8. Attached are provisions regarding the distribution of the corporation's assets upon its dissolution.

9. Any other provisions which the corporation elects to include are attached.

10. The street address and county of the principal office of the corporation is:

10800 Sikes Place Suite 250 Charlotte, N.C. 28277 County Mecklenburg

11. The mailing address *if different from the street address* of the principal office is:

12. These articles will be effective upon filing, unless a later time and/or date is specified: \_\_\_\_\_

This is the 2<sup>nd</sup> day of December, 1999.

Harbor Landing Homeowners  
Association, Inc.

Maxine W. Turner  
*Signature of Incorporator*

Maxine W. Turner  
*Type or print Incorporator's name and title, if any*  
Incorporator

NOTES:

1. Filing fee is \$60. This document and one exact or conformed copy of these articles must be filed with the Secretary of State.

ARTICLE 9.

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(a) The purpose or purposes for which the Corporation is organized are:

i. To perform any and all acts necessary in the management of the affairs of the property owners of the subdivision known as "Harbour Landing", a map of which is or will be duly recorded in Warren County Registry; to manage the affairs of the Association; or any other activities designed to promote the welfare of the Association; and to perform any other lawful act that the Board of Directors may deem appropriate for the benefit of the Association.

ii. To operate and manage common areas of the subdivision known as "Harbour Landing", a map of which is or will be duly recorded in Warren County Registry.

iii. To engage in any lawful act or activity permitted by N.C.G.S. Chapter 55A and the applicable provisions of the Internal Revenue Code for a Corporation with the above stated purpose.

(b) Directors. The number of directors constituting the board of directors of the corporation shall be provided in the by-laws of the corporation. The number of directors constituting the initial board of directors shall be four (4). The names and addresses of the persons who shall serve as initial directors until their successors are elected or qualified are:

<u>Name</u>	<u>Address</u>
Rita A. Collins	2712 Quail Rush Road Mecklenburg County Charlotte, NC 28226
Maxine Turner	3300 Stevens Mill Road Mecklenburg County Matthews, NC 28104
William Garith Allen	10800 Sikes Place, Suite 250 Mecklenburg County Charlotte, NC 28277
Amon McCormack, Jr.	4112 North Course Drive Mecklenburg County Charlotte, NC 28277

ARTICLE 9.

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(c) Indemnification of Officers and Directors. In accordance with N.C.G.S. Section 55A-8-57, or any successor statute of similar import later enacted, the corporation shall be liable for indemnification of any director or officer or former director or officer of the corporation or any person who may have served at its request as a director or officer of another corporation, partnership, joint venture, trust or other enterprise against liabilities and reasonable litigation expenses, including attorneys' fees, incurred by him in connection with any action, suit, or proceeding in which he is made or threatened to be made a party by reason of being or having been such director or officer, except in relation to matters as to which shall be adjudged in such action, suit or proceeding to have acted in bad faith or to have been liable or guilty by reason of willful misconduct in the performance of duty. The indemnification authorized by this provision shall be in addition to that permitted by N.C.G.S. 55A-8-50 through 55A-8-56, or any successor statute of similar import later enacted, and it is further provided that the corporation shall also be liable for indemnification to the fullest extent allowed under N.C.G.S. 55A-8-50 through 55A-8-56, or any successor statute of similar import later enacted.

(d) Elimination of Director Liability. To the fullest extent allowed by N.C.G.S. Section 55A-2-02 (b) (4) and Section 55A-8-60, or any successor statute of similar import later enacted, except as provided otherwise therein, a person serving as a director, trustee or officer of the corporation shall be immune individually from civil liability or monetary damages, except to the extent covered by insurance, for any act or failure to act arising out of this service, and any such liability is hereby eliminated to the fullest extent which may be accomplished as provided therein.

(e) Notwithstanding any other provision of these articles, this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the purposes of this corporation.

(f) The qualifications for membership in the corporation, and the voting rights of its members, shall be delineated in the Covenants, Conditions and Restrictions of ELLIOT PLACE, duly recorded in the New Hanover County Registry and in the by-laws of the corporation, and the members of the corporation shall have only such voting rights as may be provided in such instruments.

ARTICLE 8.

In the event that the corporation shall be dissolved, the corporation shall adopt a plan of dissolution in accordance with Article 14 of Chapter 55A of the General Statutes of North Carolina, and in accordance with § 55A-14-03 thereof, or any successor statute later adopted, and all assets of the corporation shall be transferred or distributed in accordance with said plan of dissolution.