

ARTICLES OF INCORPORATION  
OF  
BRIARHILLS HOMEOWNER'S ASSOCIATION

FILED  
In the Office of the  
Secretary of State of Texas  
JAN 26 1983  
Clerk F  
Corporations Section

We, the undersigned and natural persons of the age of twenty-one years or more, all of whom are citizens of the State of Texas, acting as incorporators of a corporation under the Texas Non-Profit Corporation Act, do hereby adopt the following Articles of Incorporation for such corporation:

ARTICLE I

CORPORATE NAME

The name of the corporation is Briarhills Homeowner's Association.

ARTICLE II

CORPORATE STATUS

The corporation is a non-profit corporation.

ARTICLE III

DURATION

The period of its duration is perpetual.

ARTICLE IV

The corporation is formed for the purposes of providing for maintenance, preservation and architectural control of the properties, residential lots, houses and Community Properties subject to the Covenants, Conditions and Restrictions applicable to that certain tract of land known as Briarhills, Section Five, a subdivision in Harris County, Texas, according to the map or plat thereof recorded in Vol. 293, Page 55 of the Map Records of Harris County, Texas, and any additional properties that may hereafter be brought within the jurisdiction of this Association and to promote the health, safety and welfare of the residents within the above-described property and to:

1. 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 or subdivision named above and recorded or to be recorded in the Official Public Records of Real Property of Harris County, Texas, and as the same may be amended from time to time as therein provided, said Declaration being incorporated herein as if set forth at length;
2. 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; and

3. have and exercise any and all powers, rights and privileges which a corporation organized under the Non-Profit Corporation Act of the State of Texas may by law now or hereafter have or exercise; provided that none of the objects or purposes herein set out shall be construed to authorize the corporation to do any act in violation of said Non-Profit Corporation Act or Part Four of the Texas Miscellaneous Corporation Laws Act, and all such objects or purposes are subject to said Acts.

#### ARTICLE V

The street address of the initial registered office of the corporation is 2727 North Loop West, Suite 200, Houston, Texas 77008, and the name of its initial registered agent at such address is Michael A. Hunt.

#### ARTICLE VI

The affairs of the Association shall be managed by a Board of not less than five (5) Directors, who need not be members of the Association. The number of Directors may be changed by amendment of the Bylaws of the Association. The number of Directors constituting the initial Board of Directors is five, and the names and addresses of the persons who are to serve as the initial Directors are:

James C. Box  
2727 North Loop West, Suite 200  
Houston, Texas 77008

Michael A. Hunt  
2727 North Loop West, Suite 200  
Houston, Texas 77008

J.J. Gallagher  
2727 North Loop West, Suite 200  
Houston, Texas 77008

Mark Kilkenny  
2727 North Loop West, Suite 200  
Houston, Texas 77008

James R. Holcomb  
4550 South Post Oak Place  
Suite 219  
Houston, Texas 77027

#### ARTICLE VII

The name and street address of each incorporator is:

Timothy Horan, Jr.  
2727 North Loop West, Suite 330  
Houston, Texas 77008

Charles A. Nester  
2727 North Loop West, Suite 330  
Houston, Texas 77008

Mark H. Achilles  
2727 North Loop West, Suite 330  
Houston, Texas 77008

#### ARTICLE VIII

#### MEMBERSHIP

Every person or entity who is a record owner of a fee or undivided fee interest in any property which is subject to a maintenance charge assessment by the Association, including contract sellers, such persons or entities being hereinafter referred to as "Owner", 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. No Owner shall have more than one membership. Membership shall be appurtenant to and may not be separated from ownership of the property which is subject to assessment by the Association. Ownership of such property shall be the sole qualification for membership.

#### ARTICLE IX

##### VOTING RIGHTS

The Association shall have two classes of membership:

Class A. Class A members shall be all of those Owners as defined in Article VIII with the exception of the Declarant. Class A members shall be entitled to one vote for each Lot in which they hold the interest required for membership by Article VIII above. When more than one person holds such 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.

Class B. The Class B member shall be the Declarant as defined in the Declaration. The Class B member shall be entitled to three (3) votes for each Lot in which it holds the interest required for membership by Article VIII above; provided, however, that 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 the Class A membership equal the total votes outstanding in the Class B membership, or,
- (b) on January 1, 1991.

Provided, however, that the Class B membership shall be automatically reinstated whenever additional property is subject to the jurisdiction of the Association as provided in the Declaration.

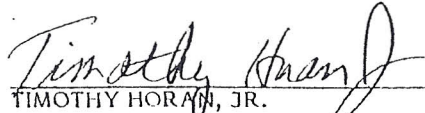
#### ARTICLE X

##### DISSOLUTION

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 or shall be granted, conveyed and assigned to any non-profit corporation, association, trust or other organization to be devoted to such similar purposes. Dissolution of the Association must be approved in writing and signed by not less than two-thirds (2/3rds) of each class of members.

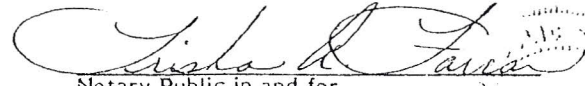
IN WITNESS WHEREOF, we the undersigned, have hereunto set our hands this 25<sup>th</sup> day of January, 1983.

  
TIMOTHY HORAN, JR.


  
CHARLES A. NESTER

  
MARK H. ACHILLES

SWORN TO on January 25<sup>th</sup>, 1983, by the above named incorporators.

  
Notary Public in and for  
The State of T E X A S  
My commission expires: 9-2-85

TRISHA A. FARRAR  
Notary Public, State of Texas  
My Commission Expires September 2, 1985





## Taxable Entity Search Results

## Franchise Tax Certification of Account Status

### This Certification Not Sufficient for Filings with Secretary of State

Do **not** include a certificate from this Web site as part of a filing with the Secretary of State for dissolution, merger, withdrawal, or conversion. The Secretary of State will reject a filing that uses the certification from this site.

To obtain a certificate that is sufficient for dissolution, merger, or conversion, see Publication 98-336d, Requirements to Dissolve, Merge or Convert a Texas Entity.

Certification of Account Status	Officers And Directors Information
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Entity Information:

**BRIARHILLS HOMEOWNER'S  
ASSOCIATION**

 2000 S DAIRY ASHFORD ST STE 590  
HOUSTON, TX 77077-5743

Status:

**IN GOOD STANDING - EXEMPT  
ENTITY**

Registered Agent:

 RCM, INC.  
2000 DAIRY ASHFORD STE. 590  
HOUSTON, TX 77077

Registered Agent Resignation Date:

State of Formation:

File Number:

0064069401

SOS Registration Date:

January 26, 1983

Taxpayer Number:

17600934883

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