FOREST ACRES CIVIC CLUB, INC. 0900472

~~4-1273~~

March 25th, 1964 Cobb County , Amend. Jan. 23, 1969.

John W. Wise, L. R. Grimsey, J. A. Townsend

Non Profit

8/87
6b

DUPLICATE

State of Georgia

STATE OF GEORGIA 1776

OFFICE OF SECRETARY OF STATE

I, Ben W. Fortson, Jr., Secretary of State of the State of Georgia, do hereby certify that the charter of "FOREST ACRES CIVIC CLUB, INC." was on the 23rd day of January, 1969, duly amended under the laws of the State of Georgia by the Superior Court of Cobb County in accordance with the certified copy hereto attached and that a certified copy has been duly filed in the office of the Secretary of State and the fees therefor paid, as prescribed by law.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of office, at the Capitol, in the City of Atlanta, this 28th day of January in the year of our Lord One Thousand Nine Hundred and Sixty Nine and of the Independence of the United States of America the One Hundred and Ninety-third.

Ben W. Fortson Jr.

Secretary of State, Ex-Officio Corporation Commissioner of the State of Georgia.

GEORGIA:
COBB COUNTY:

TO THE SUPERIOR COURT OF SAID COUNTY:

The petition of FOREST ACRES CIVIC CLUB, INC., hereinafter called Petitioner, shows unto the Court the following facts:

1.

The principal office of said Corporation is located in said County, and said Corporation was incorporated under the "Corporation Act of 1938" on the 25th day of March, 1964.

2.

This petition is brought to amend the Charter of said Corporation in the particulars hereinafter set out, this proposed amendment having been favorably voted for and consented to by all of the qualified members of said Corporation at a special meeting called for the purpose, as shown by the certificate of the Secretary of said Corporation attached hereto as Exhibit "A" and made a part hereof.

3.

The particulars in which said Charter is hereby sought to be amended are as follows, to-wit:

(a) That the averments of Paragraph 2 of the Charter be deleted and the following substituted in lieu thereof so that as amended Paragraph 2 of the Charter shall read:

"The object and purpose of said Corporation is to develop, improve and beautify a community designed for safe, healthful and harmonious living; to promote the collective and individual property and civic interests and rights of its members; to promote fellowship and sociality among its members by means of social gatherings and meetings; to promote educational,

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BEN W. FORISON
SECRETARY OF STATE

recreational, physical and social activities of its members; to engage in such activities as shall raise the standards of civic pride, morality and community welfare through educational, recreational and social facilities and to disseminate such knowledge as shall be useful for its members in their work and home life and as shall make them more proficient in their activities as citizens of this State."

(b) That the averments of Paragraph 6 of the Charter be deleted and the following substituted in lieu thereof so that as amended Paragraph 6 of the Charter shall read:

" Membership in said Corporation shall be limited to those persons residing in a geographical area within Cobb County, Georgia, which area is bounded on the North and Northwest by the Interstate Highway Number 285, and bounded on the East by Georgia Highway Number 280, and which Highway is also known as South Cobb Drive, and bounded on the South by the Chattahoochee River, and such other areas in Cobb County, Georgia as the membership from time to time determine. Each membership shall be entitled to only one vote in the affairs of the Corporation."

WHEREFORE, Petitioner prays that the Charter of said Corporation be amended as hereinabove set out in due compliance with the law in such cases made and provided.

s/Jordan H. Prosser
Jordan H. Prosser
Attorney for Petitioner

Suite 501-A
Cobb Federal Building
191 Lawrence Street
Marietta, Georgia 30060
Phone: 428-1541

CERTIFICATE OF SECRETARY OF CORPORATION
RELATING TO RESOLUTION TO AMEND CHARTER

I, JUANITA C. MORGAN, certify that: I am Secretary of FOREST ACRES CIVIC CLUB, INC., a corporation organized and existing under the laws of the State of Georgia, with its principal office in Cobb County, Georgia; that at a special meeting of the members of this corporation held on the 6th day of January, 1969, duly called for the purpose of acting upon a proposal to amend the charter of the corporation, at which meeting more than two-thirds of the members of the corporation entitled to vote were present; And that at which meeting a resolution was unanimously adopted authorizing the amendment to the charter of this corporation sought in the foregoing petition, to which this certificate is attached.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of FOREST ACRES CIVIC CLUB, INC., on this 6th day of January, 1969.

S/ Juanita C. Morgan

Corporate Seal

Secretary

LITTLE FALLS
TRANSFERABLE

ORDER

The foregoing petition of FOREST ACRES CIVIC CLUB, INC., to amend its charter in the particulars therein set out, read and considered.

It appearing that said petition is in accordance with Chapter 22-18 of the Georgia Code Annotated and that the requirements of law in such cases provided have been fully complied with;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that all of the prayers of said petition are hereby granted and the charter of the petitioner is hereby amended in all of the particulars set out in said petition.

The 23rd day of January, 1969.

S/ L. C. Hames, Jr.
Judge, Cobb Superior Court

PUBLISHER'S AFFIDAVIT

STATE OF GEORGIA

COUNTY OF COBB

Before me the undersigned, a Notary Public, this day came

Billie M. Foster, personally known to me

who being first duly sworn according to law, says that she is

Treasurer of Times-Journal, Inc.

Publisher of Marietta Daily Journal, the official

newspaper of which Sheriff's advertisements in and for said County are published

and a newspaper of general circulation with its principal place of business in said

county, and that there has been deposited with said newspaper the cost of publishing

four insertions of application for Charter of Amendment FOREST ACRES CIVIC CLUB, INC., once

a week for four successive weeks with the order of the Judge of Cobb Superior Court

thereon.

Billie M. Foster

Sworn to and subscribed

before me this 23rd day

of January, 19 69

Thelma Kemp

NOTARY PUBLIC, COBB COUNTY, GA.
MY COMMISSION EXPIRES OCT. 18, 1971

GEORGIA, COBB COUNTY

I, J. S. Williams Deputy Clerk of the Superior Court of Cobb County, Georgia, do hereby certify that the foregoing is a true and correct copy of the Petition for/Amendment to Charter of "FOREST ACRES CIVIC CLUB, INC." ....., as the same appears on file in this office.

I further certify that all cost has been paid to me, which is in full of all fees and costs of the Clerk of the Cobb Superior Court in connection with said cause.

IN WITNESS WHEREOF I have hereunto set my official hand and affixed the seal of Cobb Superior Court, this 23rd day of January, 19 69.

J S Williams
Deputy Clerk

(Seal)

JORDAN H. PROSSER
ATTORNEY AT LAW
COBB FEDERAL BUILDING
MARIETTA, GEORGIA 30060

POST OFFICE
BOX 372

TELEPHONE
428-1541

January 27, 1969

Honorable Ben W. Fortson, Jr.
Secretary of State
State of Georgia
Atlanta, Georgia 30334

Re: Forest Acres Civic Club, Inc.

Dear Mr. Fortson:

Please find enclosed two (2) copies of the Amendment to Charter of the above named corporation, together with my check in the amount of $5.00 to cover statutory costs.

This Amendment does not concern the name or the stock structure of the corporation.

With best regards, I am,

Yours very truly,

Jordan H. Prosser

Jordan H. Prosser

JHP:bp
Enclosures: (3)

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SECRETARY OF STATE
ATLANTA, GA.

DUPLICATE

State of Georgia

OFFICE OF SECRETARY OF STATE

I, Ben W. Fortson, Jr., Secretary of State of the State of Georgia, do hereby certify that

"FOREST ACRES CIVIC CLUB, INC."

was on the 25th day of March, 1964, duly incorporated under the laws of the State of Georgia by the Superior Court of Cobb County for a period of thirty-five years from said date, in accordance with the certified copy hereto attached, and that a certified copy of the charter of said corporation has been duly filed in the office of the Secretary of State and the fees therefor paid, as provided by law.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of office, at the Capitol, in the City of Atlanta, this 1st day of April in the year of our Lord One Thousand Nine Hundred and Sixty Four and of the Independence of the United States of America the One Hundred and Eighty- eighth.

Ben W. Fortson Jr.

Secretary of State, Ex-Officio Corporation Commissioner of the State of Georgia.

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BEN W. FORTSON
SECRETARY OF STATE

GEORGIA,

COBB COUNTY:

TO THE SUPERIOR COURT OF SAID COUNTY:

The petition of JOHN W. WISE, L. R. GRIMSEY and J. A. TOWNSEND, respectfully shows:

1.

That petitioners desire for themselves, their associates and assigns to be incorporated under the name and style of FOREST ACRES CIVIC CLUB, INC., for a period of 35 years, with privilege of renewal at the expiration of that time.

2.

The object and purpose of said corporation is to improve and beautify through community action FOREST ACRES, a residential subdivision in Cobb County, Georgia.

3.

Petitioners desire for said corporation the right and power to acquire, own, encumber, pledge and sell real and personal property and do all things necessary for the accomplishment of the purposes stated above and authority for said corporation to exercise all of the powers incident to and conferred upon said corporation of like nature by the laws of Georgia, without limitations by reason of the powers specifically outlined herein.

4.

The principal office of said corporation shall be in Cobb County, Georgia.

5.

Said corporation shall have no capital stock and shall not be organized for pecuniary gain or profit. No part of the net earnings of said corporation shall inure to the benefit of any of

the incorporators or any individual. No part of the activity of said corporation shall consist of carrying on propaganda or otherwise attempt to influence legislation.

6.

Membership in said corporation shall be limited to one adult member of each family who owns a lot as described in paragraph 2 above, who has built a home on said lot, or contemplates building a home on a lot, or is residing in a home in such area. Such member of each family shall either own such lot, or have an interest in the lot or be designated by the owner of such lot to hold a membership is this corporation in his stead. Each membership shall be entitled to only one vote in the affairs of the corporation.

7.

The governing body of the corporation shall consist of a Board of not less than three Directors. The incorporators herein shall be the first members of said Board of Directors. The number of Directors and the method of their selection shall be governed by the by-laws of the corporation.

8.

The names and addresses of the petitioners are as follows:

John W. Wise, 115 Elmwood Circle, Route #1,
Smyrna, Georgia

L. R. Grimsey, 117 Elmwood Circle, Smyrna,
Georgia

J. A. Townsend, 228 Elmwood Circle, Smyrna,
Georgia.

WHEREFORE, petitioners pray to be incorporated under the name and with the powers, privileges and limitations aforesaid.

WILLIAM N. ROBINSON
Attorney for Petitioners

206 Roswell Street, Suite 203
Marietta, Georgia
Telephone 427-6563

ORDER

The petition of John W. Wise, L. R. Grimsey and J. A. Townsend to be incorporated as a non-profit corporation under the name and style of FOREST ACRES CIVIC CLUB, INC. for a period of 35 years presented, read and considered.

It appearing that the applicants are entitled to make this application and that the petition is legitimately within the purview and intent of the laws of Georgia, and that all said laws have been complied with;

It is ordered and adjudged that the prayers of the petition be and the same are hereby granted, and the applicants, their associates and successors, are hereby incorporated and made a body corporate under the name and style of FOREST ACRES CIVIC CLUB, INC., for a period of 35 years, and said corporation is hereby vested with a corporate charter embracing all the rights, powers, privileges and immunities prayed for and enumerated in the petition, together with all rights, powers, privileges and immunities that can legally be possessed and enjoyed by such corporation created by a Superior Court under the laws of Georgia.

Granted this 25th day of March, 1964.

(S)

Albert J. Henderson

JUDGE, COBB SUPERIOR COURT

PUBLISHER'S AFFIDAVIT

STATE OF GEORGIA

COUNTY OF COBB

Before me the undersigned, a Notary Public, this day came

Margaret H. Smith, personally known to me,

who being first duly sworn according to law, says that she is

Comptroller of Times-Journal, Inc.

Publisher of The Marietta Daily Journal, the official

newspaper of which Sheriff's advertisements in and for said County are published and a newspaper of general circulation with its principal place of business in said county, and that there has been deposited with said newspaper the cost of publishing four insertions of application for Charter of FOREST ACRES CIVIC CLUB, INC., once a week for four successive weeks with the order of the Judge of Cobb Superior Court thereon.

Margaret H. Smith

Sworn to and subscribed

before me this 25th day

of March, 19 64

Zhena Kemp

NOTARY PUBLIC, COBB COUNTY, GEORGIA
MY COMMISSION EXPIRES OCTOBER 19, 1967

GEORGIA, COBB COUNTY

I, ROBERT L. DOSS, DEPUTY

XXXXXXXXXXXXXXXX Clerk of the Superior Court of Cobb County, Georgia, do hereby certify that the foregoing is a true and correct copy of the Petition for Charter of "FOREST ACRES CIVIC CLUB, INC."

_____, as the same appears on file in this office.

I further certify that all cost has been paid to me, which is in full of all fees and costs of the Clerk of the Cobb Superior Court in connection with said cause.

IN WITNESS WHEREOF I have hereunto set my official hand and affixed the seal of Cobb Superior Court, this 25th day of March, 19 64

Robert L. Doss
Deputy Clerk

(Seal)

Norman Robinson, Atty. 206 Roswell St., Marietta, Ga.

DUPLICATE

State of Georgia

OFFICE OF SECRETARY OF STATE

I, Ben W. Fortson, Jr., Secretary of State of the State of Georgia, do hereby certify that the name

"FOREST ACRES CIVIC CLUB, INC."

is not the name of any other existing corporation now registered in this office, as prescribed by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of office, at the Capitol, in the City of Atlanta, this 12th day of March, in the year of our Lord One Thousand Nine Hundred and Sixty Four and of the Independence of the United States of America the One Hundred and Eighty-Eighth.

Ben W. Fortson Jr.

SECRETARY OF STATE, EX-OFFICIO CORPORATION COMMISSIONER OF THE STATE OF GEORGIA.

PD. 4-1-64

WILLIAM N. ROBINSON
Attorney at Law
206 ROSWELL STREET · SUITE 203
MARIETTA, GEORGIA
JAMES E. HARDY, ASSOCIATE
TELEPHONE 427-6563

March 30, 1964

Honorable Ben W. Fortson
Secretary of State
State Office Building
Atlanta, Georgia

RE: Forest Acres Civic Club, Inc.

Dear Sir,

Please find enclosed my check in the amount of $6.00; $1.00 for name certificate and $5.00 for annual registration. Also find enclosed two copies of petition to charter.

Please forward to me a charter to the above corporation as soon as possible.

Very truly yours,

WILLIAM N. ROBINSON

WNR/jps

Enc.

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BEN W. FORTSON
SECRETARY OF STATE