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# ARTICLES OF INCORPORATION OF HURSTBOURNE SPRINGS CONDOMINIUMS COUNCIL OF CO-OWNERS, INC.

The undersigned incorporator, David B. Buechler, hereby adopts the following Articles of Incorporation in accordance with the provisions of Chapter 273 of the Kentucky Revised Statutes.

## ARTICLE I

The name of the non-profit, non-stock corporation is Hurstbourne Springs Condominiums Council of Co-Owners, Inc. and the mailing address of the principal office is 625 Meidinger Tower, Louisville, Kentucky 40202.

## ARTICLE II

Said corporation is organized to promote the social welfare and serve the common good and general welfare of its members, and shall include administering the Master Deed and Declaration of Condominium Property Regime of Hurstbourne Springs Condominiums, as amended from time to time, relating to that condominium regime in Jefferson County, Kentucky.

## ARTICLE III

No part of the net earnings of the Corporation shall inure to the benefit of, or be distributable to, its members, trustees, officers, or other private persons, except that the Corporation shall be authorized and empowered to pay reasonable compensation of services rendered and to make payments and distribution in furtherance of the purposes set forth in Article II hereof. No substantial part of the activities of the Corporation shall be for the carrying on of propaganda, or otherwise attempting to influence legislation and the Corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaigns on behalf of or in opposition to any candidate for political office.

## ARTICLE IV

The address of the initial registered office of the Corporation is 625 Meidinger Tower, Louisville, Kentucky 40202 and the name of the initial registered agent at such address is David B. Buechler.

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# **ARTICLE V**

Upon the dissolution of the Corporation, assets shall be distributed to one or more organizations, as designated by the Board of Directors at that time, to be used in such a manner as in the judgment of the Board of Directors will best accomplish the general purposes of the Corporation.

# **ARTICLE VI**

The name and mailing address of the incorporator is David B. Buechler, 625 Meidinger Tower, Louisville, Kentucky 40202.

# **ARTICLE VII**

The number of directors to constitute the initial Board of Directors is three. The names and mailing addresses of the persons whom shall serve as initial directors are as follows:

	<u>Name</u>	Mailing Address
1.	Stephen E. Poe	625 Meidinger Tower, Louisville KY 40202
2.	David B. Buechler	625 Meidinger Tower, Louisville KY 40202
3.	Anita C. Kuhn	625 Meidinger Tower, Louisville, KY 40202

The initial director shall serve until their successors are appointed as determined by the Corporation's Bylaws.

# **ARTICLE VIII**

Pursuant to KRS 273.248 the Corporation hereby eliminates the personal liability of a director of the Corporation from monetary damages for breach of his or her duties as a director; provided that this provision will not operate to eliminate or limit the liability of the director in the following circumstances:

1. Any transaction in which the director's personal financial interest is in conflict with the financial interests of the Corporation;

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- 2. Any act or omission not in good faith or which involves intentional misconduct or are known to the director to be a violation of law; and
  - 3. Any transaction in which the director derives an improper personal benefit.

IN WITNESS WHEREOF, I have signed these Articles of Incorporation in triplicate originals this <u>6</u> day of <u>October</u>, 1995.

	Genelles
	David B. Buechler
COMMONWEALTH OF KENTUCKY	)
COUNTY OF JEFFERSON )	)SS
The foregoing Articles of Incorpt on <u>October 6</u> , 1995, by David B. Bu	pration were acknowledged and swom to before me echler.
	1.101/12

Notary Public, State-at-Large, KY

Commission expires: 10/18/95

This Instrument Prepared By:

David B. Buechler 625 Meidinger Tower Louisville, Kentucky 40202

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Vmkw C:\SH01114

> Document No: 1995129368 Lodged By: BUECHLER

Recorded On: Oct 20, 1995 11:06:53 A.M.

Total Feesi

\$9,00

County Clerk: Rebecca Jackson

Deputy Clerk: CHERYL

END OF DOCUMENT



#### CERTIFICATE OF RESERVATION OF SIDEWALK EASEMENT

The undersigned owner hereby grants, declares, establishes and reserves easements for Pedestrian access along and across that portion of the property outlined by dashed lines and marked "Sidewalk Easement" on the plat attached hereto and made a part hereof. Access along and across the above described easement shall not be obstructed by any fence, wall or other permanent structure which may be placed within the described easement, except that Grantor, for itself and the unit owners in Hurstbourne Springs condominiums and the Hurstbourne Springs Condominiums Council of Co-Owners, Inc., reserves the right to leave in the easement area certain signature wall and landscaping features that are currently relocated therein and to maintain, repair and replace those features, so long as the sidewalk in the easement area remains passable.

BEING part of the property acquired by Grantor by deed dated December 29, 1998, of record in Deed Book 7160, Page 88, in the office of the Clerk of Jefferson County, Kentucky.

WITNESS the signature of Owner on the above date.

OWNER:

HS DEVELOPER

COMMONWEALTH OF KENTUCKY

COUNTY OF JEFFERSON

The foregoing instrument was acknowledged before me on February 7, 2003, by Stephen E. Poe, manager of HS Developers, LLC, a Kentucky limited liability company, on behalf of the company.

)SS

This instrument prepared by:

David B. Buechler

Salyers & Buechler, P.S.C. The 1000 Building, Suite 204

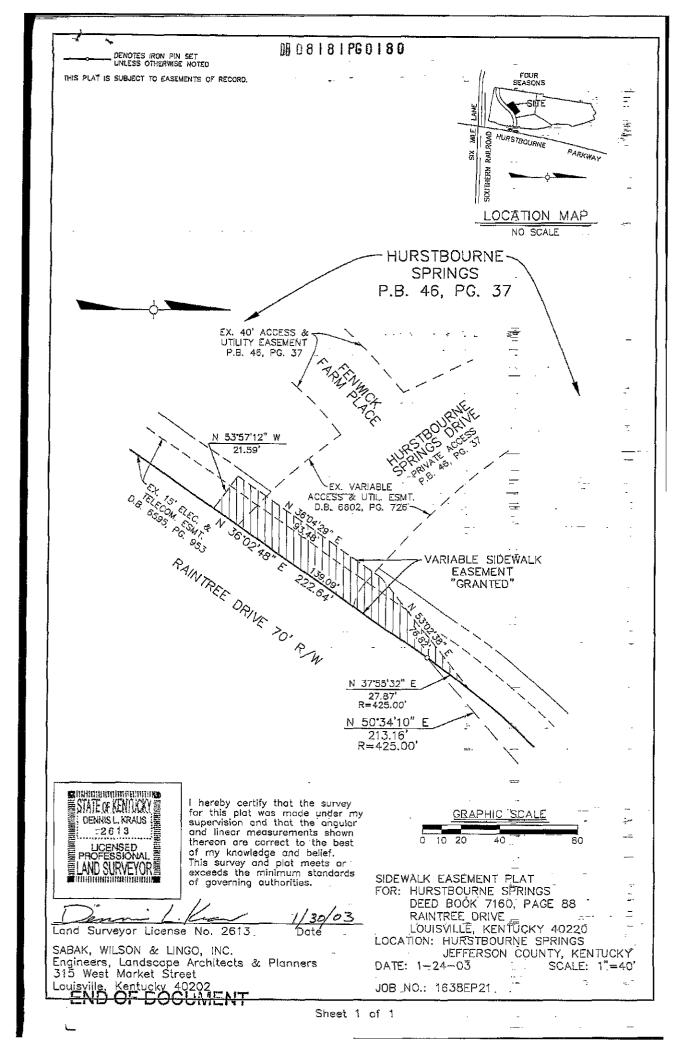
6200 Dutchmans Lane

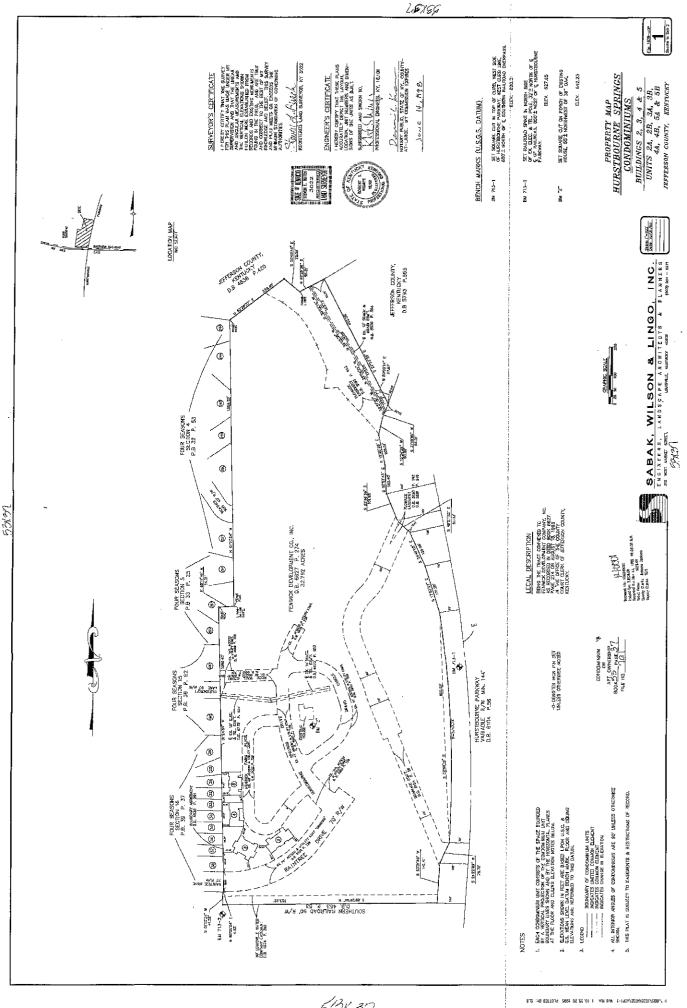
Louisville, Kentucky 40205

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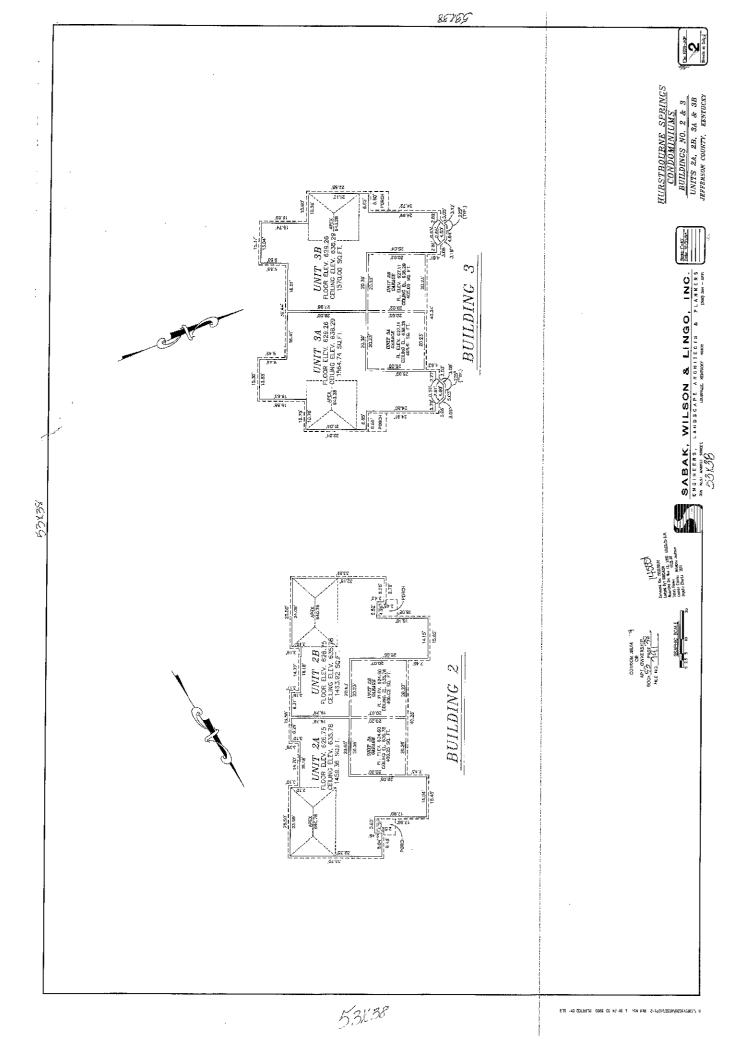
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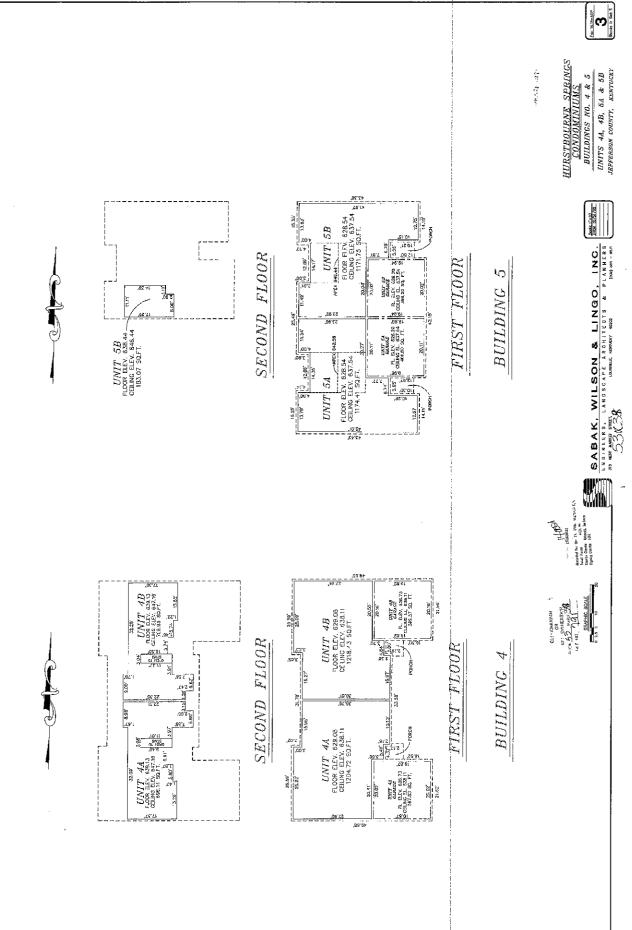




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