

1541929

FILED
In the office of the Secretary of State
of the State of California

83

ARTICLES OF INCORPORATION
OF
FAIRWOOD PARK II HOMEOWNERS ASSOCIATION

SEP 17 1986

March Fong Eu
MARCH FONG EU, Secretary of State

ARTICLE I
NAME

The name of the corporation (hereinafter called the "Association") is FAIRWOOD PARK II HOMEOWNERS ASSOCIATION.

ARTICLE II
AGENT FOR SERVICE OF PROCESS

The name of the Association's initial agent for service of process is: Charles W. Davidson. The address of its initial agent is: 255 W. Julian Street, Suite 200, San Jose, California 95110-2406.

ARTICLE III
PURPOSES OF THE ASSOCIATION

This corporation is a nonprofit mutual benefit corporation organized under the Nonprofit Mutual Benefit Corporation Law.

The purpose of this corporation is to engage in any lawful act or activity for which a corporation may be organized under the Nonprofit Mutual Benefit Corporation Law of the State of California.

This Association does not contemplate pecuniary gain or profit to the members thereof, and the specific primary purposes for which it is formed are to provide for management, administration, maintenance, preservation and architectural control of the residential units and common area within a certain tract of property situated in the City of San Jose, County of Santa Clara, California, and to promote the health, safety and welfare of all the residents within the property and any additions thereto as may hereafter be brought within the jurisdiction of this Association for this purpose, all according to that certain Enabling Declaration Establishing a Plan for Condominium Ownership, hereinafter called the "Declaration" recorded or to be recorded with respect to said property in the Office of the Recorder of Santa Clara County, as required by §1352 of the California Civil Code.

Notwithstanding any of the above statements of purposes and powers, this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the specific purpose of this corporation.

ARTICLE IV
DISSOLUTION

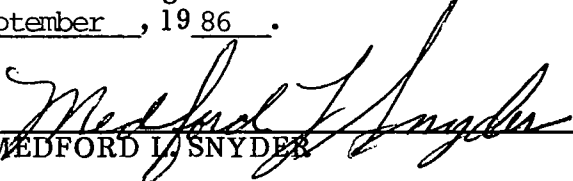
This Association is intended to qualify as a homeowners' association under the applicable provisions of the Internal Revenue Code, and of the Revenue and Taxation Code of California. No part of the net earnings of this organization shall inure to the benefit of any private individual, except as expressly provided in those sections with respect to the acquisition, construction, or provision for management, maintenance, and

care of the Association property, and other than by a rebate of excess membership dues, fees, or assessments. So long as there is any unit, or parcel for which the Association is obligated to provide management, maintenance, preservation or control, the Association shall not transfer all or substantially all of its assets or file a certificate of dissolution without the approval of one hundred percent (100%) of the members. In the event of the dissolution, liquidation, or winding up of the Association, upon or after termination of the project, in accordance with provisions of the Declaration, its assets remaining after payment, or provision for payment, of all debts and liabilities of the Association, shall be divided among and distributed to the members in accordance with their respective rights therein.

**ARTICLE V
AMENDMENTS**

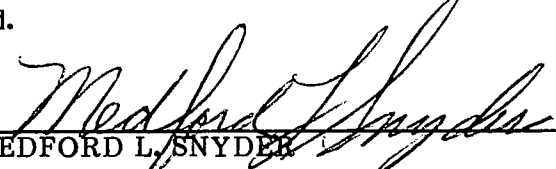
These Articles may be amended only by the affirmative vote of a majority of the Board, and by the affirmative vote (in person or by proxy) of members representing a majority of the voting power of the Association and a majority of the votes of members other than Declarant, or where the two (2) class voting structure is still in effect (as provided in the Bylaws), a majority of each class of membership. However, the percentage of voting power necessary to amend a specific clause or provision shall not be less than the prescribed percentage of affirmative votes required for action to be taken under that clause.

IN WITNESS WHEREOF, for the purposes of forming this corporation under the laws of the State of California, the undersigned has executed these Articles of Incorporation this 15th day of September, 1986.



MEDFORD L. SNYDER

I declare that I am the person who executed the above Articles of Incorporation, and such instrument is my act and deed.



MEDFORD L. SNYDER

FAIRWOOD PARK

August 22, 1986

The Secretary of State
Sacramento, CA

Clear Lake Development Co. has the permission of Fairwood Park Homeowners Association to incorporate the homeowners association for the condominium project located at Capitol and Lanfair in San Jose under the name of Fairwood Park II Homeowners Association.

Yours truly,



Ralph Jackson
President

GKC/s

WORD.FWII.name