

# NORTH CAROLINA

## Department of The Secretary of State

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To all whom these presents shall come, Greetings:

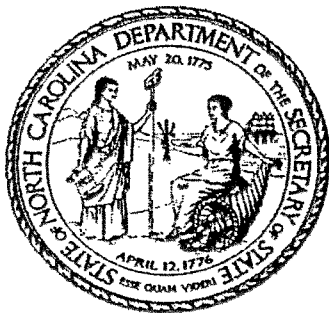
I, **ELAINE F. MARSHALL**, Secretary of State of the State of North Carolina, do hereby certify the following and hereto attached to be a true copy of

### ARTICLES OF INCORPORATION

OF

**WESTGATE OF HOKE HOMEOWNERS ASSOCIATION, INC.**

the original of which was filed in this office on the 15th day of January, 2004.



IN WITNESS WHEREOF, I have hereunto  
set my hand and affixed my official seal at the  
City of Raleigh, this 15th day of January, 2004

*Elaine F. Marshall*

Secretary of State

ARTICLES  
OF  
INCORPORATION

WESTGATE OF HOKE HOMEOWNERS ASSOCIATION, INC.

The undersigned, for the purposes of forming a nonprofit corporation under the provisions of the North Carolina Nonprofit Corporation Act, Chapter 55A of the General Statutes of North Carolina and the several amendments thereto, states:

I.

The name of the corporation is Westgate of Hoke Homeowners Association, Inc.

II.

The period of duration of the Corporation is perpetual.--

III.

The purposes for which the Corporation is organized are to engage in all lawful activities for which corporations may be organized under N.C. Gen. Stat. § 55A-7, including but not limited to the following: to manage and protect the interest and common property of the property owners in Westgate development in Hoke County, North Carolina.

In order to prosecute properly the objects and purposes, above set forth, the Corporation shall have full power and authority to purchase, lease, and otherwise acquire, hold, mortgage, convey, and otherwise dispose of all kinds of property, both real and personal, both in this State and in all other states, territories, and dependencies of the United States, and generally to perform all acts that may be deemed necessary or expedient for the proper and successful prosecution of the objects and purposes for which the Corporation is created.

IV.

The Corporation is to have the following class or classes of members: The owners of each lot in Westgate community located in Hoke County, North Carolina.

V.

The Corporation is to have no capital stock.

VI.

The initial registered office of the Corporation shall be located at 559 Executive Centre, Suite 101, in the City of Fayetteville, Cumberland County, North Carolina 28305

and the initial registered agent of the Corporation at such address is D. Ralph Huff, III who is a resident of North Carolina.

VII.

The street address and mailing address of the principal office of the Corporation is at 559 Executive Centre, Suite 101, Fayetteville, North Carolina 28305.

VIII.

The number of Directors constituting the initial Board of Directors shall be three, and the names and addresses of the persons who are to serve as the Initial Directors are as follows:

Ronald S. Huff  
2929 Breezewood Avenue, Suite 200  
Fayetteville, NC 28303

D. Ralph Huff  
2929 Breezewood Avenue, Suite 200  
Fayetteville, NC 28303

Watson G. Caviness  
559 Executive Centre, Suite 101  
Fayetteville, NC 28305

IX.

In the event of the dissolution of the Corporation, no director or officer shall be entitled to any distribution or division of its remaining property or its proceeds, and the balance of all money and other property received by the Corporation from any source, after the payment of all debts and obligations of the Corporation, shall be disposed of exclusively for the purposes of the Corporation in such manner or to such organization or organizations organized and operated for substantially the same purposes as this Corporation or exclusively for charitable, educational, religious, or scientific purposes as shall at the time qualify as an exempt organization or organizations under section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future United States Internal Revenue Law), as the Board of Directors shall determine.

X.

No part of the income of the Corporation shall inure to the benefit of any director or officer of the Corporation or any private person (except that reasonable compensation may be paid for services rendered to or for the Corporation affecting one or more of its purposes). No substantial part of the activities of the Corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the Corporation shall not participate in or otherwise intervene (including the publishing or distribution of statements) in any political campaign on behalf of any candidate for public office.

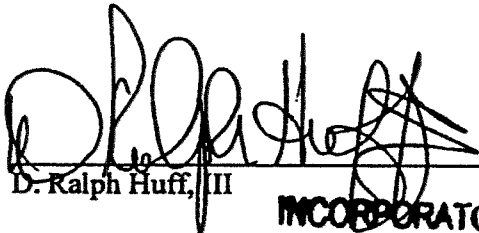
XI.

The Corporation shall have all the powers granted nonprofit corporations under the laws of the State of North Carolina. Notwithstanding any other provision of these Articles, this Corporation hereby elects tax-exempt status under § 528 of the Internal Revenue Code of 1986. This Corporation shall not carry on any activities prohibited by a Corporation electing tax-exempt statutes under § 528, or any corresponding sections or provisions of any future United States Internal Revenue Law. It is further provided that no distributions of income of the Corporation are to be made to members, directors or officers of the corporation; provided, however, that members of the Corporation may receive a rebate of any excess dues and assessments previously paid.

XII.

The incorporator of this Corporation, D. Ralph Huff, is a natural person over the age of eighteen years and residents of Fayetteville, Cumberland County, North Carolina, whose address is 2929 Breezewood Avenue, Suite 200, Fayetteville, NC 28303.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, this 8th day of January, 2003.

  
D. Ralph Huff, III (SEAL)  
INCORPORATOR