

1600 Hamilton Place

Articles of Incorporation

NOTICE REGARDING DISCRIMINATORY RESTRICTIONS

(California Government Code § 12956.1)

In accordance with California Government Code § 12956.1, enacted effective January 1, 2000 by Senate Bill 1148, the Association includes with this governing document the following information:

“If this document contains any restriction based on race, color, religion, sex, familial status, marital status, disability, national origin, or ancestry, that restriction violates state and federal fair housing laws and is void, and may be removed pursuant to Section 12956.1 of the Government Code. Lawful restrictions under state and federal laws on the age of occupants in senior housing or housing for older persons shall not be construed as restrictions based on familial status.”



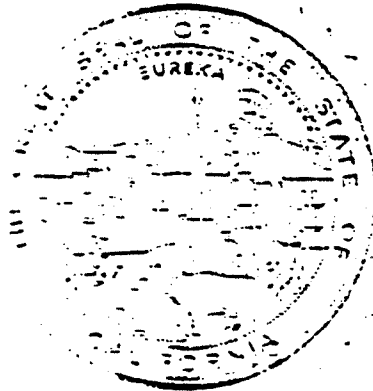
State
of
California

OFFICE OF THE SECRETARY OF STATE

I MARCH FONG EU, Secretary of State of the State of California, hereby certify:

That the annexed transcript has been compared with the record on file in this office, of which it purports to be a copy, and that same is full, true and correct.

IN WITNESS WHEREOF, I execute
this certificate and affix the Great
Seal of the State of California this



March Fong Eu

Secretary of State

ARTICLES OF INCORPORATION

OF

1600 HAMILTON PLACE COMMUNITY ASSOCIATION, INC.

in the office of the Secretary of State
of the State of California
SEP 23 1980
MARCH FONG EL, Secretary of State
Gloria J. Carroll
Deputy

1003075

ARTICLE I

NAME

The name of the corporation (hereinafter called the "Association") is 1600 HAMILTON PLACE COMMUNITY ASSOCIATION, INC.

ARTICLE II

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 such law.

This Association does not contemplate pecuniary gain or profit to the members thereof, and the specific and primary purposes for which it is formed are to provide for management, administration, maintenance, preservation and architectural control of the residence units and common area within that certain real property situated in the City of San Jose, County of Santa Clara, California known as 1600 Hamilton Place and to promote the health, safety and welfare of all the residents within the above-described property and any additions thereto as may hereafter be brought within the jurisdiction of this Association for this purpose, all according to that certain Declaration of Covenants, Conditions and Restrictions, 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 Section 1355 of the California Civil Code.

LAW OFFICES
MILLER, STARR
& REGALLA
CORPORATE BUILDING
SUITE 1400
2901 LAKER PLACE
OAKLAND, CALIF. 94612
TEL. (415) 468-3000

ARTICLE III

LIMIT ON POWERS

Notwithstanding any statement herein to the contrary, the Association shall not, except to an insubstantial degree, engage in any activity or exercise any power that is not in furtherance of its specific and primary purposes. This Association is intended to qualify as a Homeowner's Association under the applicable provisions of the United States Internal Revenue Code, Section 528, and of California Revenue and Taxation Code of California, Section 23701t, as they be amended from time to time. No part of the net earnings of this Association 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.

ARTICLE IV

GOVERNANCE

The rights of members, number of members of and manner of election of the Board of Directors and all other matters concerning the operation and governance of the Association shall be as set forth in the By-Laws.

ARTICLE V

AGENT FOR SERVICE OF PROCESS

The name and address of the Association's initial agent for service of process is: Carl W. Dozier, Genstar Development Inc., a corporation (Broadmoor Homes Northern Division), 6250 Village Parkway, Dublin, California 94566.

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ARTICLE VI

DISSOLUTION

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 its members in accordance with their respective rights therein.

ARTICLE VII

AMENDMENTS

Amendments to these Articles shall require the affirmative vote or written assent of the members as follows:

- A. 1. At least a bare majority of the votes of all members of the Association; and
- 2. At least a bare majority of the votes of members other than the Declarant (as defined in the By-Laws); or
- B. Where the two (2) class voting structure is in effect (as provided in the By-Laws), a majority of each class of members.

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 22nd day of Sept., 1980.



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



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& REGALIA
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