

CERTIFICATE OF INCORPORATION

OF

MORGAN STREET BIRCH RUN HOMEOWNERS ASSOCIATION, PHASE II, INC.

UNDER SECTION 402 OF THE NOT-FOR-PROFIT CORPORATION LAW

The undersigned, for the purpose of forming a corporation under Section 402 of the Not-For-Profit Corporation Law, does hereby certify:

FIRST: The name of the corporation is: MORGAN STREET BIRCH RUN HOMEOWNERS ASSOCIATION, PHASE II, INC.

SECOND: That the corporation is a corporation as defined in subparagraph (a) (5) of Section 102 of the Not-For-Profit Corporation Law.

THIRD: The purposes for which the corporation is formed are:

To own, operate, manage and control certain community and recreational facilities in the City of Saratoga Springs, County of Saratoga, State of New York, as a homeowner's association and to do any act or thing incidental to or connected with the foregoing purposes or in advancement thereof, but not for the pecuniary profit or financial gain of its members, directors or officers except as permitted under Article 5 of the Not-For-Profit Corporation Law.

FOURTH: The Corporation shall be a type A corporation under Section 201 of the Not-For-Profit Corporation Law.

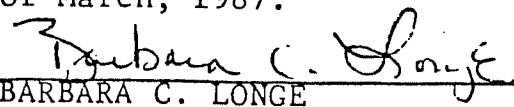
FIFTH: The office of the corporation is to be located in the County of Saratoga, State of New York.

SIXTH: The Secretary of State is designated as agent of the corporation upon whom process against it may be served. The post office address to which the Secretary of State shall mail a copy of any process against the corporation served upon him is Morgan Street Birch Run Homeowners Association, Phase II, P. O. Box ^{# 145A} Saratoga Springs, New York, 12866.

SEVENTH: There are three directors of the corporation, namely, Barbara C. Longe, residing at 27 Underwood Drive, Saratoga Springs, New York, 12866; Thomas F. Longe, residing at 27 Underwood Drive, Saratoga Springs, New York, 12866; and Werver Diekmann, residing at 155 Elm Grove Avenue, Troy, New York, 12180.

EIGHTH: The subscribers are of the age of eighteen years or over.

IN WITNESS WHEREOF, this Certificate has been signed by the subscribers this 30th day of March, 1987.



BARBARA C. LONGE
27 Underwood Drive
Saratoga Springs, N.Y. 12866

Thomas F. Longe
THOMAS F. LONGE
27 Underwood Drive
Saratoga Springs, N.Y. 12866

Werner Diekman
WERNER DIEKMAN
155 Elm Grove Avenue
Troy, New York 12180

STATE OF NEW YORK

SS:

COUNTY OF SARATOGA

On this 30th day of March, 1987, before me, the subscriber, personally appeared BARBARA C. LONGE to me personally known and known to me to be the same person described in and who executed the within instrument, and she duly acknowledged to me that she executed the same.

Robert O. Morehouse
Notary Public

ROBERT O. MOREHOUSE
Notary Public
State of New York, Saratoga County
My Comm. Expires ~~Mar. 00, 19~~
Reg. # 4839749

Oct. 31, 1989

STATE OF NEW YORK
COUNTY OF SARATOGA

SS:

On this 30th day of March, 1987, before me the subscriber, personally appeared THOMAS F. LONGE to me personally known and known to me to be the same person described in and who executed the within Instrument, and he duly acknowledged to me that he executed the same.

Robert O. Morehouse
Notary Public

STATE OF NEW YORK
COUNTY OF SARATOGA

SS:

ROBERT O. MOREHOUSE
Notary Public
State of New York, Saratoga County
My Comm. Expires Mar. 30, 1989 Oct. 31, 1989
Reg. # 4839749

On this 30th day of March, 1987, before me the subscriber, personally appeared WERNER DIEKMAN, to me personally known and known to me to be the same person described in and who executed the within Instrument, and he duly acknowledged to me that he executed the same.

Robert O. Morehouse
Notary Public

ROBERT O. MOREHOUSE
Notary Public
State of New York, Saratoga County
My Comm. Expires Mar. 30, 1989 Oct. 31, 1989
Reg. # 4839749

NYS DEPARTMENT OF STATE

FILING RECEIPT INCORPORATION (NOT FOR PROFIT)

CORPORATION NAME

MORGAN STREET BIRCH RUN HOMEDOWNERS ASSOCIATION, PHASE II, INC.

<u>DATE FILED</u> 04/03/87	<u>DURATION & COUNTY CODE</u> P SARA	<u>FILM NUMBER</u> B479459-5	<u>CASH NUMBER</u> 919393
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<u>NUMBER AND KIND OF SHARES</u>	<u>LOCATION OF PRINCIPAL OFFICE</u>
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RECEIVED APR 10 1987

TYPE: A

<u>ADDRESS FOR PROCESS</u> S/S: THE CORPORATION P.O. BOX #145A SARATOGA SPRINGS NY 12866	<u>REGISTERED AGENT</u>
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FEES AND/OR TAX PAID AS FOLLOWS:

AMOUNT OF CHECK \$ <u>00110.00</u>	AMOUNT OF MONEY ORDER \$ _____	AMOUNT OF CASH \$ _____
\$ <u>6.00</u> DOLLAR FEE TO COUNTY	\$ 050.00 FILING	\$ 00000.00 TAX
<u>FILER NAME AND ADDRESS</u> LAWRENCE R. HAMILTON 511 ROADWAY SARATOGA SPRINGS NY 12866	\$ _____ CERTIFIED COPY	\$ _____ CERTIFICATE
	TOTAL PAYMENT \$ <u>010.00</u>	MISCELLANEOUS \$ <u>0000110.00</u>
	REFUND OF \$ <u>00050.00</u>	TO FOLLOW

380804-003 (8/84)

GAIL S SHAFFER - SECRETARY OF STATE