

CFN 2006149626 05-17-2006 01:56 pm

OR Book/Page: 5647 / 1246

This Instrument Prepared by and Returned to:  
 Baytree Community Association, Inc.  
 P.O. Box 100130  
 Palm Bay, FL 32910-0130

**Scott Ellis**

Clerk Of Courts, Brevard County

#Pgs: 3	#Names: 2	
Trust: 2.00	Rec: 25.00	Serv: 0.00
Doc: 0.00		Excise: 0.00
Mtg: 0.00		Int Tax: 0.00

**CERTIFICATE OF AMENDMENT TO AMENDED AND RESTATED BY-LAWS OF  
 BAYTREE COMMUNITY ASSOCIATION, INC.**

KNOW ALL MEN BY THESE PRESENTS:

The undersigned, as President and Secretary of Baytree Community Association, Inc. (hereinafter the "Association"), pursuant to Florida Statutes and the Amended and Restated By-Laws of Baytree Community Association, Inc., recorded in Official Records Book 5533, Page 0494, *et seq.*, of the Public Records of Brevard County, Florida, (hereinafter referred to as the "By-Laws"), hereby certifies that an Amendment to the Amended and Restated By-Laws of Baytree Community Association, Inc. (hereinafter referred to as "Amendment"), which Amendment is attached hereto and by reference made a part hereof, was duly adopted on the 23<sup>rd</sup> day of March 2006. Said Amendment was approved pursuant to Article XIII, Section 5 of the By-Laws at a Special meeting of the Voting Members.

Notice was given for the Special meeting stating the purpose, time, date and location of the meeting. The Amendment was approved by a majority vote of those Voting Members present at the Special meeting of the Voting Members of said Association.

With the exception of the above described Amendment, all other terms and conditions of the By-Laws shall remain in full force and effect.

In WITNESS WHEREOF, the Association has caused these presents to be executed in its name, this 23<sup>rd</sup> day of March 2006.

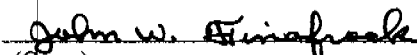
Signed, sealed and delivered in the presence of:

Baytree Community Association, Inc.

President, Baytree Community Association, Inc.

  
 Signature

Maie Thibodeaux  
 Print Name

  
 (Sign)

JOHN W. FINAFROCK  
 (Print)

Marie Thibodeaux

Signature

Marie Thibodeaux

Print Name

Attest:

Secretary, Baytree Community Association, Inc.

Joanne Waltman

(Sign)

JOANNE WALTMAN

(Print)

State of Florida  
County of Brevard

The foregoing instrument was acknowledged before me this 23<sup>rd</sup> day of March, 2006 by John Finafrock as President and Joanne Waltman as Secretary of Baytree Community Association, Inc., a Florida corporation, on behalf of the corporation, both who are personally known to me.

{Seal}

Marie Thibodeaux

Marie Thibodeaux, Notary Signature  
State of Florida, At Large

My Commission Expires: 2-10-08



**Marie Thibodeaux**  
Commission #DD289848  
Expires: Feb 10, 2008  
Bonded Thru  
Atlantic Bonding Co., Inc.

**AMENDMENT TO THE AMENDED AND RESTATED BY-LAWS OF  
BAYTREE COMMUNITY ASSOCIATION, INC.**

The Amended and Restated By-laws of Baytree Community Association, Inc., which were duly adopted on November 18, 2002 and again on August 9, 2005, are hereby amended as follows (additions are indicated by underlining; deletions are indicated by ~~strike-throughs~~):

Article VI, Section 3. Qualifications for Election. All Directors shall be Members of good standing within the Community and shall not ~~have to be a~~ also hold office as a Neighborhood Voting Member-, Alternate Voting Member, or CDD Board Member. Once elected or appointed as a Director, Members serving as a Voting Member or Alternate Voting Member must resign as Neighborhood Voting Members. A Voting Member or Alternate Voting Member, when nominated for election as a Director shall recuse themselves from voting in the general election. No more than two Directors shall be from any one Neighborhood. There shall be no more than one Director, Voting Member, or Alternate Voting Member elected from any one household.