STATE OF TEXAS

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**COUNTY OF TRAVIS** 

## AMENDMENT TO BYLAWS OF GARDENS AT COVERED BRIDGE HOMEOWNERS ASSOCIATION

<u>Document reference</u>. Reference is hereby made to those certain <u>Bylaws of Gardens at Covered Bridge Homeowners Association</u>, filed as Document No. 2006077739 in the Official Public Records of Travis County, Texas (the "Bylaws").

Reference is further made to that certain <u>Declaration of Gardens at Covered Bridge Condominium</u>, filed as Document No. 2006077738 in the Official Public Records of Travis County, Texas (together with any amendments thereto, the "Declaration").

WHEREAS the owners of condominium units subject to the Declaration are automatically made members of Gardens at Covered Bridge Homeowners Association (the "Association");

WHEREAS the Association is governed in accordance with the Bylaws; and

WHEREAS Section 13.2 of the Bylaws provides the means by which the Bylaws can be amended by vote of the members of the Association, and the members have voted in compliance with such procedures to amend the Bylaws as provided below;

THEREFORE the Bylaws have been, and by these presents are, amended as follows:

## By amending and restating Article 2, Section 2.1 (Number and Term of Office) so that it reads in its entirety as follows:

"2.1 <u>NUMBER AND TERM OF OFFICE</u>. After the Declarant Control Period, the board will consist of five persons. The number of directors may be changed by amendment of these Bylaws, but may not be less than three. Upon election, each director will serve a term of two years. A director takes office upon the adjournment of the meeting or balloting at which he is elected or appointed and, absent death, ineligibility, resignation, or removal, will hold office until his successor is elected or appointed."

Subject solely to the amendment provided above, the Bylaws remain in full force and effect.

AGREED TO and ADOPTED by the members of the Association on the 16th day of December, 2008.

EFFECTIVE DATE: Given that the members present at the meeting, in person or by proxy, at which this Bylaws amendment was adopted owned more than 20 percent of the units subject to the Declaration but less than two-thirds (2/3rds) of such units, Section 13.3 of the Bylaws provides that this Bylaws amendment is effective after both of the following events have occurred: (i) this Bylaws amendment has been recorded in the Official Public Records of Travis County, Texas, and (ii) 10 days have passed since each owner of a condominium unit subject to the Declaration has received a copy of this amendment.

GARDENS AT COVERED BRIDGE HOMEOWNERS ASSOCIATION

## Certification

I, Staria Kennewa, in my capacity as President of Gardens at Covered Bridge Homeowners Association, do hereby certify that this amendment was noticed and approved in accordance with Section 13.2 of the Bylaws, and that, as of the date of this filing, all owners of condominium units subject to the Declaration have been provided a copy of this amendment instrument, as required in Section 13.3 of the Bylaws.

Name:

Stave Kennemer

Title: President

## **Acknowledgement**

STATE OF TEXAS

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**COUNTY OF TRAVIS** 

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above



Notary Public State of Teyas

After recording, please return to: Niemann & Heyer, L.L.P. Attorneys At Law Westgate Building, Suite 313 1122 Colorado Street Austin, Texas 78701

File server: CLIENTS: Gardens @CvrdBridge: Bylaws Amend 12-08 V2. doc

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DANA DEBEAUVOIR COUNTY CLERK

TRAVIS COUNTY TEXAS