

AMENDMENT TO THE BYLAWS OF THE TIMBERS AT  
CHRISTMAS MOUNTAIN ASSOCIATION

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**AMENDMENT TO THE BYLAWS OF  
THE TIMBERS AT CHRISTMAS MOUNTAIN ASSOCIATION**

**THIS AMENDMENT** is executed this 23<sup>rd</sup> day of March, 1998 by the Board of Directors of The Timbers at Christmas Mountain Association (hereinafter sometimes referred to as the "Board of Directors").

**W I T N E S S E T H**

**WHEREAS**, Declarant did record in the office of the Register of Deeds for Sauk County, Wisconsin on July 26, 1989 in Volume 002, commencing on page 489, as Document No. 57216, that certain Declaration of Covenants, Conditions and Restrictions for The Timbers at Christmas Mountain (hereinafter the "Declaration"); and

**WHEREAS**, The Timbers at Christmas Mountain Association (hereinafter the "Association"), as defined under the aforesaid Declaration, and the Board of Directors thereof desire to amend the Bylaws of the Association as hereinafter set forth; and

**WHEREAS**, pursuant to Article IX of the Bylaws of the Association, the Bylaws may be amended by a majority vote of the Board of Directors of the Association; provided, so long as Declarant is a member of the Association, no Amendment to these Bylaws shall occur unless consented to, in writing by the Declarant; and

**WHEREAS**, this Amendment was presented to the Board of Directors and adopted by an affirmative vote of a majority of all of the members of the Board of Directors then holding office at a special meeting of the Board of Directors of the Association held on the 23<sup>rd</sup> day of March, 1998; and

**WHEREAS**, the Declarant has consented to this Amendment by written consent attached hereto as Exhibit "A" and incorporated herein by this reference;

**NOW, THEREFORE**, the Bylaws of The Timbers at Christmas Mountain Association are hereby amended as follows:

1. Article I, paragraph (c) is deleted in its entirety and the following paragraph is substituted in its place:

(c) Member. The term "Member" shall mean an Owner of an Undivided Interest, Resort Interest or Townhome Interest. Member classes for purposes of rights to use the Property are as provided in the Declaration. The term "Member" shall be comprehensive of an Owner of an Undivided Interest, the Owner of a Resort Interest and the Owner of a Townhome Interest, as might be subject to the Declaration.

2. Article III is amended by inserting after the words "Resort Interest" wherever they appear therein the words "or Townhome Interest."

3. Article IV, Section 2, subparagraph (c) is amended by inserting after the words "Resort Interest" wherever they appear therein the words "or Townhome Interest."

4. Article VI, Section 5 is amended by adding thereto a new paragraph following the last paragraph thereof which shall read as follows:

The voting rights of Owners of Townhome Interests shall be as set forth in this paragraph. Each Owner of a Townhome Interest shall be allocated one vote, the weight of such vote being equivalent to one-sixth (1/6) of the entire vote as might be cast by an Owner of an Undivided Interest in respect to such Undivided Interest. Each vote for each Townhome Interest owned by an Owner of a Townhome Interest is equal in weight to each other vote for each Townhome Interest owned by each Owner of a Townhome Interest. Each Owner of a Townhome Interest shall be entitled to cast a vote appertaining to that Townhome Interest. If a Townhome Interest is owned by more than one person and only one of those persons is present at a meeting of the Association, that person shall be entitled to cast a vote appertaining to the Townhome Interest; however, if a Townhome Interest is owned by more than one person and if more than one of those persons is present, the vote appertaining to that Townhome Interest shall be cast only by the person designated in writing by the joint Owners, or as might otherwise unanimously be agreed to by all Owners of the Townhome Interests. In the event that joint Owners of a Townhome Interest have failed to designate in writing to the Association one individual who shall be entitled to exercise the vote associated with the Townhome Interest, or if there is a dispute concerning the identity of such individual which is brought to the attention of the person presiding over the meeting at the beginning of such meeting, or if the Owners of a Townhome Interest do not consent to how such vote shall be exercised, none of such attempted vote shall be counted for any purpose until a proper designation has been made or until the dispute has been resolved to the satisfaction of the person presiding over the meeting. During any period in which an Owner of a Townhome Interest is in default in the payment of any amount due and owing the Association or the Declarant (including any amount due and owing on such Owner's purchase money promissory note, if any), the vote appertaining to that Townhome Interest shall not be counted for any purpose, including quorum.

5. Article XI, Section 1 of the Bylaws is amended by inserting after the words "Resort Interests" wherever they appear therein the words "or Townhome Interests."

6. Article XI, Section 2 of the Bylaws is amended by inserting after the words "Resort Interest" wherever they appear the words "or Townhome Interest."

7. Article XI, Section 3 of the Bylaws is amended by inserting after the words "Resort Interests" wherever they appear the words "or Townhome Interests."


8. Article XII, Section 5 of the Bylaws is amended by changing the title thereof to the following: "Notice of Transfer of Undivided Interest, Resort Interest or Townhome Interest."

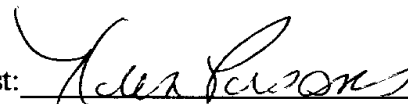
9. Article XII, Section 5 of the Bylaws is further amended by inserting after the words "Resort Interest" wherever they appear the words "or Townhome Interest."

10. Article XII, Section 6 of the Bylaws is amended by inserting after the words "Resort Interest" wherever they appear the words "or Townhome Interest."

**IN WITNESS WHEREOF**, the undersigned Officers of The Timbers at Christmas Mountain Association hereby certify that the above Amendment to the Bylaws of The Timbers at Christmas Mountain Association was duly adopted by a majority vote of all the members of the Board of Directors and consented to in writing by the Declarant.

**THE TIMBERS AT CHRISTMAS  
MOUNTAIN ASSOCIATION**

By:   
Randy L. Keim, President

Attest:   
Karen Parsons, Secretary

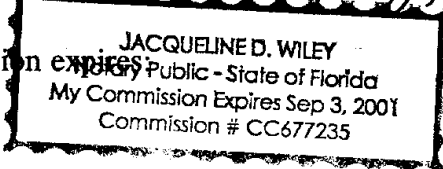
[CORPORATE SEAL]

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STATE OF Florida  
COUNTY OF Lee

I, Jacqueline D. Wiley, a notary public in and for the State and County aforesaid, do certify that Randy L. Keim, President and Karen Parsons, Secretary whose names are assigned to the writing above, bearing date on the 23<sup>rd</sup> day of March, 1998, have acknowledged the same before me on behalf of The Timbers at Christmas Mountain Association, the signator to the aforesaid writing, such writing being an Amendment to the Bylaws of The Timbers at Christmas Mountain Association in my County aforesaid.

Given under my hand and seal this 23<sup>rd</sup> day of March, 1998.

Jacqueline D. Wiley  
Notary Public  
My commission expires  
JACQUELINE D. WILEY  
Notary Public - State of Florida  
My Commission Expires Sep 3, 2001  
Commission # CC677235

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EXHIBIT "A"

CONSENT AND APPROVAL OF DELLONA ENTERPRISES, INC.  
TO THE AMENDMENT TO THE BYLAWS OF  
THE TIMBERS AT CHRISTMAS MOUNTAIN ASSOCIATION

Dellona Enterprises, Inc., a Wisconsin corporation, as Declarant of The Timbers at Christmas Mountain pursuant to the Declaration of Covenants, Conditions and Restrictions for The Timbers at Christmas Mountain recorded in the office of the Register of Deeds for Sauk County, Wisconsin on July 26, 1989 in Volume 002, commencing on page 489, as Document No. 57216, pursuant to Article IX of the Bylaws of The Timbers at Christmas Mountain Association, hereby consents to the foregoing Amendment to the Bylaws of The Timbers at Christmas Mountain Association.

This 23<sup>rd</sup> day of March, 1998.

DELLONA ENTERPRISES, INC.,  
a Wisconsin corporation,

By: Randy L. Keim  
Randy L. Keim, President

Attest: Karen Parsons  
Karen Parsons, Secretary

[CORPORATE SEAL]

STATE OF Florida  
COUNTY OF Lee

I, Jacqueline D. Wiley, a notary public in and for the State and County aforesaid, do certify that Randy L. Keim, President and Karen Parsons, Secretary whose names are assigned to the writing above, bearing date on the 23<sup>rd</sup> day of March, 1998, have acknowledged the same before me on behalf of Dellona Enterprises, Inc., the signator to the aforesaid writing, such writing being a Consent and Approval of Dellona Enterprises, Inc. to the Amendment to the Bylaws of The Timbers at Christmas Mountain Association in my County aforesaid.

Given under my hand and seal this 23<sup>rd</sup> day of March, 1998.

Jacqueline D. Wiley  
Notary Public

My commission expires SEP 3 2001  
JACQUELINE D. WILEY  
Notary Public - State of Florida  
My Commission Expires Sep 3, 2001  
Commission # CC677235