Document No. 2014-00002588

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### \*\*\*\*\* DO NOT REMOVE \*\*\*\*\* THIS PAGE IS PART OF THE INSTRUMENT \*\*\*\*\*

Parties:

SOUTHERN LAKES & LEISURE

to

**PUBLIC** 

## FILED AND RECORDED REAL RECORDS

On: 05/15/2014 at 04:20 PM

Document Number:

2014-00002588

Receipt No. 46876

Amount: \$34.00

By: martha

Janette K. Green, County Clerk
Palo Pinto County, Texas

4 Pages



### STATE OF TEXAS COUNTY OF PALO PINTO

I hereby certify that this instrument was filed on the date and time stamped hereon by me and was duly recorded under the Document Number stamped hereon of the Official Public Records of Palo Pinto County.

Janette K. Green, County Clerk

Record and Return To:

WINSTEAD ELIZABETH A FRANKO 500 WINSTEAD BLDG 2728 N. HARWOOD ST DALLAS, TX 75201 Upon Recording: Return to:

Elizabeth A. Franko, Esq. Winstead PC 500 Winstead Building 2728 N. Harwood Street Dallas, Texas 75201

CROSS-REFERENCE TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR THE POSSUM KINGDOM COMMUNITIES RECORDED IN VOLUME 1431, PAGE 138 OF THE REAL PROPERTY RECORDS OF PALO PINTO COUNTY, TEXAS, AS AMENDED.

# FIRST AMENDMENT TO BYLAWS OF POSSUM KINGDOM PROPERTY OWNERS ASSOCIATION

(a Texas nonprofit corporation)

### FIRST AMENDMENT TO BYLAWS OF POSSUM KINGDOM PROPERTY OWNERS ASSOCIATION

THIS FIRST AMENDMENT TO BYLAWS OF POSSUM KINGDOM PROPERTY OWNERS ASSOCIATION (this "Amendment") is hereby set forth as follows:

#### RECITALS:

- A. Pursuant to <u>Article IX</u>, <u>Section 9.3</u> of the Bylaws of Possum Kingdom Property Owners Association (the "<u>Bylaws</u>"), the Bylaws may be amended by the Declarant, at Declarant's sole discretion and without the approval of the Board of Directors or the Members during the Development Period.
  - B. Declarant desires to amend the Bylaws as follows.

NOW, THEREFORE, for and in consideration of the above and foregoing premises and other good and valuable consideration, the receipt and sufficiency of which consideration is hereby acknowledged and confessed, the Bylaws are hereby amended as follows:

- 1. <u>Number of Directors</u>. <u>Article IV</u>, <u>Section 4.2</u> of the Bylaws is hereby deleted in its entirety and replaced with the following:
  - Section 4.2 <u>Number of Directors</u>. The affairs of the Association shall be governed by the Board of Directors. The Directors shall be five (5) in number. Declarant shall have the right to appoint and remove members of the Board of Directors until the termination of the Declarant Control Period. If Declarant voluntarily surrenders the right to appoint and remove members of the Board of Directors prior to the termination of the Declarant Control, Declarant may require that specified actions of the Board of Directors be subject to Declarant approval until the expiration of the Declarant Control Period.
- 2. <u>Miscellaneous</u>. Except as expressly modified by this Amendment, the terms and provisions of the Bylaws are hereby ratified and shall remain unchanged and in full force and effect. This Amendment shall be construed in accordance with and governed by the applicable laws of the State of Texas. Any capitalized term not otherwise defined in this Amendment shall have the meaning ascribed to such term in the Bylaws or in the Declaration of Covenants, Conditions and Restrictions for the Possum Kingdom Communities, recorded in Volume 1431, Page 138 of the Real Property Records of Palo Pinto County, Texas, as amended (the "<u>Declaration</u>").

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EXECUTED to be effective as of the date first set forth above.

### **DECLARANT**:

SOUTHERN LAKES & LEISURE, LLC d/b/a THE HILLS ABOVE POSSUM KINGDOM LAKE

By:

Oscar Rohne, President

STATE OF TEXAS

COUNTY OF TARRANT

BEFORE ME, the undersigned authority, on this day personally appeared OSCAR ROHNE, known to me to be the person and officer of Southern Lakes & Leisure, LLC, d/b/a THE HILLS ABOVE POSSUM KINGDOM LAKE whose name is subscribed to the foregoing instrument, acknowledged and executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 15th day of May 2014.

[SEAL]

My Commission Expires:

Kathy E. Harri's
Printed/Typed Name of Notary Public

