

This instrument prepared by
and to be returned to:
Louis Caplan, Esquire
Sachs, Sax & Klein, P.A.
301 Yamato Road, Suite 4150
Boca Raton, FL 33431

12/10/2003 15:26:18 20030761715
OR BK 16298 PG 0490
Palm Beach County, Florida

**CERTIFICATE OF AMENDMENT
TO THE
BYLAWS AND ARTICLES OF INCORPORATION OF
MILLPOND HOMEOWNERS ASSOCIATION, INC.**

The original Declaration of Covenants and Restrictions for Millpond was recorded in the Public Records of Palm Beach County, Florida, at Official Records Book 3054, at Page 0947. The original Bylaws of Millpond Homeowners Association, Inc., were recorded in Official Records Book 3054, at Page 0966, in the Public Records of Palm Beach County, Florida.

DATED this 20 day of NOV., 2003.

WITNESSES:

Ellen Lohr
Signature
Ellen Lohr
Print Name
David E. Rosen
Signature
DAVID E. ROSEN
Print Name

**MILLPOND HOMEOWNERS
ASSOCIATION, INC.**

By: Wolfgang Kurpiers
Wolfgang Kurpiers, President
By: William J. Leary
William Leary, Secretary

STATE OF FLORIDA)
) ss:
COUNTY OF PALM BEACH)

The foregoing instrument was acknowledged before me this 20th day of November, 2003, by Wolfgang Kurpiers, as President, and William Leary, as Secretary, of Millpond Homeowners Association, Inc., who are Personally Known ☒ or Produced Identification ☐.

Type of Identification Produced: _____.

(SEAL)

Mary Kimberly
NOTARY PUBLIC, State of Florida
at Large



Mary Kimberly
My Commission CC938668
Expires May 21, 2004

EXHIBIT "A"

**AMENDMENTS
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OF
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As indicated herein, words underlined are added and words ~~struck through~~ are deleted.

**** Substantial rewording of By-Laws and Articles of Incorporation. See Article V of the By-Laws and Article VI, Section A of the Articles of Incorporation for present text.**

Item 1: Article V of the By-Laws, entitled Election of Directors, shall be deleted in its entirety and replaced by an entirely new Article V as follows:

V. ELECTION OF DIRECTORS

1. The members of the Board of Directors shall be elected by a plurality of the votes cast by written ballot or voting machine. Proxies, whether limited or general, shall in no event be used in electing the Board of Directors, either in general elections or elections to fill vacancies caused by recall, resignation, or otherwise. The composition of the Board of Directors shall be as provided in Article VI of the Articles of Incorporation, as amended by the Board of Directors from time to time.
2. Nominations for the election of Board members may be made by a nominating committee if one is appointed by the Board. Additionally, a homeowner can become a nominee by providing his/her intent, in writing, to the Board or its management agent. Finally, nominations may be made from the floor at the meeting at which the election is to be held.
3. Any candidate shall have the right to submit a resume, not to exceed one (1) page, which must be submitted not less than twenty (20) days before a scheduled election. The Association shall include this resume in the fourteen (14) day notice to the homeowners. The Association shall not be responsible for any representations made in the resume from the candidate owner.
4. Not less than thirty (30) days before a scheduled election, the Association shall mail or deliver to each unit owner entitled to a vote, a first notice of the date of the election.

5. Not less than fourteen (14) days before a scheduled election, the Association shall mail or deliver to each unit owner entitled to vote, a second notice of the election, together with a ballot which shall list all of the nominated candidates for the Board of Directors. If an owner desires to vote by absentee ballot, he or she shall return the absentee ballot, in an envelope provided by the Association, to the Secretary of the Association prior to the meeting at which the election is to be held.

Item 2. Article VI of the Articles of Incorporation, entitled Board of Directors, Section A shall be deleted in its entirety and replaced by a new Section A as follows:

- A. The affairs of the Association shall be managed by a Board of Directors consisting of five (5) Directors. Commencing with the election at the 2004 annual meeting, the two directors who were elected at the 2003 annual meeting shall continue to serve one (1) additional year until the 2005 annual meeting. The three remaining Directors shall be up for election at the 2004 annual meeting. The three Directors elected at the 2004 annual meeting shall serve for a term of two (2) years through the 2006 annual meeting. At all subsequent elections, Directors shall be elected for a term of two (2) years.

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