

This Instrument Prepared By and Return to:
Angela J. Stanley, Esquire
118 East Jefferson Street, Suite 205
Orlando, FL 32801
Phone 407.705.2722



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**FIRST AMENDMENT TO THE BYLAWS OF
LEGACY AT LAKE JESSAMINE HOMEOWNERS ASSOCIATION, INC.**

The undersigned officers of LEGACY AT LAKE JESSAMINE HOMEOWNERS ASSOCIATION, INC. (herein after referred to as "Association"), the corporation in charge of the operation and control of LEGACY AT LAKE JESSAMINE, according to the Declaration of Covenants and Restrictions for Legacy at Lake Jessamine Homeowners Association, Inc. recorded in Official Records Book 8142, Page 2567, of the Public Records of Orange County, Florida, hereby certify that the following amendments to the Bylaws of Lake Jessamine Homeowners Association, Inc. (recorded in Official Records Book 8142, Page 2618, of the Public Records of Orange County, Florida), were proposed and approved by unanimous vote of the Board of Directors at a board meeting held on October 15, 2014. The undersigned further certifies that the amendments were proposed and approved in accordance with the Bylaws and applicable law as follows:

State of FLORIDA, County of ORANGE
I hereby certify that this is a true copy of
the document as reflected in the Official Records.
MARTHA O. HAYNIE, COUNTY COMPTROLLER
BY: *Martha O. Haynie*
Deputy Comptroller
10/22/14
Dated:

FIRST: Amendment adopted:

Article IV, Section 1, of the Bylaws for Legacy at Lake Jessamine Homeowners Association, Inc., is hereby amended as follows (additions are indicated by **bold underlining** and deletions are indicated by ~~strike-outs~~):

Article IV. MEETINGS OF THE MEMBERS

Section 1. Annual Meetings. The first annual meeting of the Association shall be held within one year from the date of incorporation of the Association and each subsequent regular annual meeting of the Members shall be held on ~~the same day of the same month of each year thereafter.~~ ~~If the day for the annual meeting of the Members is a legal holiday, the meeting will~~

be held at the same hour on the first day following which is not a legal holiday a date and time set forth by the Board of Directors of which the date and time may change from time to time so long as an Annual Meeting is held in a fiscal year. Business transacted at the Annual Meeting shall include the election of Board of Directors of the Association.

SECOND: Amendment adopted:

Article V, Sections 1 and 2, of the Bylaws for Legacy at Lake Jessamine Homeowners Association, Inc., is hereby amended as follows (additions are indicated by **bold underlining** and deletions are indicated by ~~strike-outs~~):

Article V. BOARD OF DIRECTORS

Section 1. Board of Directors; Selection; Terms of Office. The affairs of the Association shall be managed by a Board of Directors who shall ~~need not~~ be members of the Association. ~~The initial Board of Directors shall consist of three (3) Directors who shall be selected by the Declarant. The Declarant shall have the sole right to appoint and remove any member or members of the Board of Directors of the Association pursuant to Article II of the Declaration so long as Declarant shall own ten percent (10%) or more of the Lots in the Property. Within three (3) months after Declarant owns less than ten percent (10%) of the Lots in the Property, the members of the Board shall be determined as set forth in Article VI herein. Declarant shall be entitled to elect at least one member of the Board of Directors as long as Declarant holds for sale in the ordinary course of business at least five percent (5%) of the Lots in the Property.~~

Section 2. Vacancies in the Board of Directors shall be filled by ~~Declarant until Declarant has no authority to appoint Directors and thereafter~~ by the majority of the remaining Directors, or by a sole remaining Director, and any such appointed Director shall serve for the remaining term of his predecessor.

THIRD: Amendment adopted:

Article VI, Sections 1 and 2, of the Bylaws for Legacy at Lake Jessamine Homeowners Association, Inc., is hereby amended as follows (additions are indicated by **bold underlining** and deletions are indicated by ~~strike-outs~~):

Article VI. NOMINATION AND ELECTION OF DIRECTORS

Section 1. Nomination. ~~At such time as the Declarant owns less than % of the Lots in the Property (and with the exception of the one (1) Director Declarant is entitled to elect as set forth in Article V, Section 1 above).~~ Nominations for the election to the Board of Directors shall be

made by a Nominating Committee. Nominations may also be made from the floor at the annual meeting when there are not sufficient enough candidates to meet the number of seats up for election. Any candidate nominated from the floor and elected to the Board of Directors shall within 3 days of being elected complete and submit the authorization for the mandatory background check which will be performed by the Management Company. The cost of the background check will be covered by the Association. Failure to complete and clear the background check will result in the seat being vacated and the remaining Board of Directors shall fill the vacancy as listed in Article V Section 2 of these Bylaws. The Nominating Committee shall consist of a chairman, who shall be a member of the Board of Directors and whose term will not be up for re-election at the next annual meeting and election and two or more members of the Association. The Nominating Committee shall be appointed by the ~~Association~~ Board of Directors prior to each annual meeting of the Members, to serve from the close of such annual meeting until the close of the next annual meeting. The Nominating Committee shall make as many nominations for the election to the Board of Directors as is shall in its discretion determine, but not less than the number of vacancies that are to be filled. Such nominations ~~may~~ shall be made from among Members ~~or non-members~~ who are in good standing with the Association and have no monetary obligation that is 60 days or more delinquent. Nominating Committee shall set a deadline in which candidates are to surrender their intent to be considered for the election to the Board of Directors and to complete a mandatory background check within the set deadline, the cost of the background check will be covered by the Association. No Candidate with a conviction of a crime involving dishonesty, theft, Felony Conviction, or a pending Felony charge will be considered and shall not be permitted to serve on the Board of Directors. Only those candidates who submit all required paperwork and pass the mandatory background check within the deadline shall be considered by the Nominating Committee to be eligible to be included on the Ballot. In the event that no candidates come forward by the deadline, Nominating Committee shall notify the current Board of Directors so that nominations may be accepted from the floor at the annual meeting of the members. This process may change from time to time based on amendments to the Florida Statutes which shall then rule.

Section 2. Election. When the Candidate(s) to be included on the Ballot ~~Board of Directors~~ is chosen by the Nominating Committee, said election to the Board of Directors shall be by secret written ballot. At such election the Members may cast, in respect to each vacancy, as many votes as they are entitled to exercise under the provisions of the Declaration. The persons receiving the largest number of votes shall be elected. In the event that the number of Candidates is equal to the number of seats up for election the election shall be automatic. No such submittal of Ballots shall be required in an automatic election and nominations from the floor will not be required. Cumulative voting is not permitted and votes must be in person at a Members' meeting or by ballots the Members personally cast and/or returned with

their submittal of their sealed return annual meeting mailing. This process may change from time to time based on amendments to the Florida Statutes which shall then rule.

IN WITNESS WHEREOF, Legacy at Lake Jessamine Homeowner's Association, Inc., has caused this Amendment to the Bylaws for Legacy at Lake Jessamine Homeowner's Association, Inc., to be executed in its name on Oct. 22, 2014.

Signed, sealed and delivered in the presence of:

Legacy at Lake Jessamine Homeowner's Association, Inc.

David M. Boerner
Print Name: David M. Boerner

By: Stephen Klosterman
Stephen Klosterman, President
6925 Lake Ellenor Drive,
Suite 115
Orlando, FL 32809

Rosalie Bonsahl
Print Name: ROSALIE BONSAHL

STATE OF FLORIDA
COUNTY OF ORANGE

The foregoing instrument was acknowledged before me this 22nd day of October 2014, by Stephen Klosterman, as President of Legacy at Lake Jessamine Homeowner's Association, Inc., on behalf of said company. He is known to me or has produced _____ as identification.

(NOTARY SEAL)

Angela Stanley
Notary Public
Printed Name: Angela Stanley
My Commission Expires: 1/3/17



ANGELA J. STANLEY
MY COMMISSION # EE 862472
EXPIRES: January 3, 2017
Bonded Thru Budget Notary Services