INSTR 5675996 OR 5601 PG 1843 E-RECORDED 2/25/2019 1:59 PM PAGES 2 CLERK OF THE CIRCUIT COURT AND COMPTROLLER, COLLIER COUNTY FLORIDA REC \$18.50

Instrument prepared by and return to: Steven M. Falk, Esq. Falk Law Firm, P.A. 7400 Tamiami Trail No., Suite 103 Naples, FL 34108 (239) 596-8400

(Space above line for recording information)

CERTIFICATE OF AMENDMENT

THE UNDERSIGNED, being the duly elected and acting President of Mahogany Bend Association, Inc., a Florida corporation not for profit, f/k/a The Lodgings Association, Inc., does hereby certify that the required number of members approved the amendments to the Amended and Restated Bylaws attached hereto as Exhibit "A" at the duly noticed and held Annual Meeting held on February 13, 2019, at which a quorum was present. The original Declaration of Covenants, Restrictions and Easements for The Lodgings was recorded in O.R. Book 1111, Page 1722, Public Records of Collier County, Florida and the Amended and Restated Declaration of Covenants, Restrictions and Easements for The Lodgings (a/k/a Mahogany Bend) was recorded in O.R. Book 2633, Page 1638, Public Records of Collier County, Florida.

The legal description for the community is The Lodgings of Wyndemere Section One, according to the plat thereof recorded in Plat Book 13, Page 8, Public Records of Collier County, Florida.

IN WITNESS WHEREOF, the undersigned has hereunto set his/her hand and the seal of the corporation.

| Witness Print Name: Ob ODMINA Witness Print Name: Marjoric f. Cele | By: Faul C Cherleman Print Name: Proceedings of the President President |
|---|--|
| as President of Mahogany Bend Association, Inc., the | this 19th day of <u>FEBRUACY</u> , 2019, by <u>PAUL C. CHRESTEDSED</u> corporation described in the foregoing instrument, who is (who would be a converged on the same under authority vested in him/her by |

State of Florida

Printed Name of Notary Public

My Commission expires:

Serial Number

SUZANNE E. GEPHART

MY COMMISSION # GG 177856 EXPIRES: May 22, 2022 londed Thru Notary Public Underwriters

EXHIBIT "A"

AMENDMENTS TO BYLAWS MAHOGANY BEND ASSOCIATION, INC.

Additional language indicated by <u>underlining</u>. Deleted language indicated by hyphens.

Section 4.3 of the Bylaws is amended as follows:

4.3 Nominations and Elections. At each annual meeting the members shall elect as many Directors as there are regular terms of Directors expiring or vacancies to be filled. The Nominating Committee shall operate and conduct its meetings in accordance with Section 4.19 below and shall submit its recommended nominees for the office of Director in time to be included with notice of the annual meeting; any other eligible person may be nominated as a candidate from the floor at the annual meeting, and votes shall be east by secret ballot. Directors shall be elected by secret ballot (using a double envelope system) at the annual meeting. Prior to any election of directors, the Association shall solicit candidates and any eligible person may place his or her name in nomination, in accordance with those procedures established by the Board of Directors. If the number of candidates exceeds the number of seats to be filled, an election shall be required. After indicating the name(s) of the candidate(s) for which the member has voted, the ballot must be placed in an inner envelope with no identifying markings and mailed or delivered to the Association in an outer envelope bearing identifying information reflecting the name of the member, the property address for the parcel for which the vote is being cast, and the signature of the member casting that ballot. If the eligibility of the member to vote is confirmed and no other ballot has been submitted for that parcel, the inner envelope shall be removed from the outer envelope bearing the identification information, placed with the ballots which were personally cast, and opened when the ballots are counted. A nominating committee and nominations from the floor are prohibited. If more than one ballot is submitted for a parcel, the ballots for that parcel shall be disqualified. Any vote by ballot received after the closing of the balloting may not be considered. Directors shall be elected by a plurality of the votes cast at the annual meeting. In the election of Directors, there shall be appurtenant to each parcel as many votes for Directors as there are Directors to be elected. No member may cast more than one vote for any person nominated as a Director for each parcel owned by the member, it being the intent hereof that voting for Directors shall be non-cumulative. The candidates receiving the highest number of votes shall be declared elected, except that a run-off shall be held to break a tie vote.

Sections 4.19 and 4.20 of the Bylaws are deleted in their entircty.



Crystal K. Kinzel

Clerk of the Circuit Court and Comptroller

Official Receipt

<u>Customer</u> <u>Deputy Clerk</u> <u>Clerk Office Location</u>

Auri Burnham SIMPLIFILE LC 5072 N 300 W PROVO, UT 84604-5652

Maritza Orengo Maritza.Orengo@CollierClerk.com (239) 252-7242 Collier County Govt. Center Building LA, 2nd Floor 3315 Tamiami Trl E Ste 102 Naples, Florida 34112-4901

1 Document Recorded

| DOC TYPE | INSTRUMENT | BOOK | PAGE | AMOUNT |
|--------------|------------|-----------------------------|-------------|-----------|
| Restrictions | 5675996 | 5601 | 1843 | \$18.50 |
| | | TOTAL AMOUNT DUE | | \$18.50 |
| | | Deposit Account#: S-41050 _ | | (\$18.50) |
| | | | BALANCE DUE | \$0.00 |

Note:

2/25/2019 1:59:11 PM Maritza Orengo: Batch Name: 149730

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