

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2017 006153

2017 JAN 26 PM 2:37

SECOND AMENDMENT TO BY-LAWS OF
BRIAR COVE PAIRED COTTAGES ASSOCIATION
MICHAEL B. BROWN
RECORDER

This Second Amendment to the By-Laws of Briar Cove Paired Cottages Association ("Amendment") is made this 22 day of July, 2016 by the Briar Cove Paired Cottages Association, Inc., ("Association") and Indiana not-for-profit corporation, pursuant to the approval of the owners.

I. RECITALS

- A. On June 13, 2003, Briar Cove Development, LLC, recorded a Declaration of Covenants, Conditions, Restrictions and Easements for Briar Cove Paired Cottages Association, which document was recorded as Documents No. 2003-064808, in the Office of Recorder of Lake County, Indiana.
- B. On February 16, 2010, Association recorded a First Amendment to the By-Laws for Briar Cove Paired Cottage Association, in the office of the Lake County Recorder as Document No: 2010-008425.
- C. Article VI, Section 6 of the By-Laws provides that the By-Laws may be changed, modified or rescinded by an instrument in writing setting forth such change, modification or rescision, signed and acknowledged by the Board, the Owners having at least two-thirds (2/3) of the total membership.

II. AMENDMENT

- A. The Association, as authorized by the Owners, desire to amend the referenced portion of Article III by adding Section 18 of the By-Laws as follows: "Good Standing. Only Association Members in good standing will be eligible for candidacy as a Director either by vote of Association Members or appointment by the Board of Directors. Good standing will be defined as (1) not being in a state of sanction as a result of the Enforcement procedures in Article XII of the Declaration, (2) being in compliance with the Association's Rules and Regulations, and (3) being current with Association Assessment or Special Assessment charges levied; current defined as no more than thirty (30) days in arrears. An Association Member's good standing shall be among the discretionary factors considered by the Nominating Committee."
- B. In all other respects all of the terms and conditions of the By-Laws shall remain in full force and effect.

FILED

JAN 26 2017

JOHN E. PETALAS
LAKE COUNTY AUDITOR

000444

IN WITNESS WHEREOF, the Association has caused this Amendment to be executed on the date set forth above.

BRIAR COVE PAIRED COTTAGES ASSOCIATION, INC.,
an Indiana not-for-profit corporation

By: *Ralph Flens*
Ralph Flens, President

STATE OF INDIANA)
) SS:
COUNTY LAKE)

Before me, a Notary Public, duly authorized and acting in the above county and state, personally appeared BRIAR COVE PAIRED COTTAGES ASSOCIATION, INC., by and through Ralph Flens, its President, and acknowledged execution of the foregoing Declaration.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal this 22nd day of July, 2016.

**LINDA A SMITH
NOTARY PUBLIC, SEAL
STATE OF INDIANA
MY COMM. EXP. 8-31-2019**

Linda A Smith
Notary Public Signature
LINDA A - SMITH
Printed Name

My Commission Expires: 8/31/2019
County of Residence: LAKE

Affirmation

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law. *[Signature]*

This Instrument Prepared by: Peter Bylen, 1st American Management Company, Inc., 3408 Enterprise Avenue, Valparaiso, Indiana 46383; Telephone: (219) 464-3536.