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Shelby Cnty Judge of Probate, AL  
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### **THIRD AMENDMENT TO THE BYLAWS OF SADDLE LAKE FARMS ASSOCIATION, INC.**

The Bylaws of Saddle Lake Farms Association, Inc. (hereafter referred to as SLFAI) were originally filed with the Shelby County Judge of Probate in 1995 as Exhibit D to the Declaration of Condominium, Instrument Number 1995-17530 by the Developer (known as Envirobuild). The Declaration of Condominium ("Declaration") has been amended four times since then (all by the Developer) to support a variety of necessities and requests as evidenced in these Amendments.

The "Control Period" as described in the Declaration was ended by the sale or otherwise transfer of the required percentage of units from Envirobuild to owners on or about November 16, 2004 at which time SLFAI members conducted an election to choose a Board of Directors. In keeping with the conditions outlined within the Declaration, Envirobuild elected to transfer control of SLFAI and all finances in accordance with their letter of January 11, 2005. A copy of this letter was filed with the County Judge of Probate as an attached document associated with the First Amendment to the Bylaws of SLFAI. The instrument number of the First Bylaw Amendment is 20050816000420310, dated and received by the Judge on August 16, 2005.

Further, the Second Amendment to the Bylaws of SLFAI was approved by the SLFAI Board of Directors and signed and dated by the SLFAI Secretary on April 23, 2007, and deals with vehicular and pedestrian issues and is know as "Rules for Use of Roadways". The instrument number of the Second Bylaw Amendment is 20070425000191120, dated and received by the County Judge of Probate on April 25, 2007.

At the time of this Third Amendment, the elected members of the SLFAI Board of Directors are:

Larry Rowland (currently President)  
Gene Talley (currently Vice President)  
Teresa Olszewski (currently Treasurer)  
Sam Munyer (currently Secretary)  
John Norris

### **RECITALS**

As provided for under Article X of the existing Bylaws (Amendments), the Board has duly voted on and approved by majority vote a number of revisions, additions and deletions to these Bylaws, these votes being recorded in the written minutes of the meeting of the Board of Directors. Also, as provided in this section of the Bylaws, the Secretary of the Board of Directors has signed this Amendment in order for it to be recorded in the Shelby County Probate Office.

WITNESSETH

NOW THEREFORE, in consideration of which is acknowledged by all parties hereto, it is hereby agreed as follows:

Article II, Section 2 shall be expanded as such: The original text of Section 2 is preserved as part "a." and the new parts of Section 2 will be parts "b." through "k." as stated below. The original text (part "a.") will be referred to as the "Election Statement", and the new text (starting with part "b.") will be referred to as the "Election Guidelines". Thus, Article II, Section 2 shall now read as follows:

2. **Election.** Part "a" is Election Statement, and Parts "b" through "k" comprise the Election Guidelines

- a. *At each annual meeting of the members of the Association, one director shall be elected to replace the director whose term has expired. Each member of the Association shall have one vote for each director to be elected.*
- b. *The Secretary of the Association will possess a locked voting box, to which the Secretary does not possess any key. Any and all keys to open the voting box will be held by a separate director or officer so approved by a quorum vote by the board of directors, and this person shall be a person other than the Secretary. The voting box (or "box" from here forth in this discourse of the Election Guidelines) shall only be accessed via the placing of a ballot into the box, and not removable except by the officer or director holding the key.*
- c. *This box shall be procured by the key-holder, and presented to the Secretary (without the keys) one calendar month prior to that year's annual election. The Secretary will possess the box in safe keeping during this time up and through the annual election meeting. The Secretary will be present, with the box, at the annual election meeting, unless, due to unforeseen circumstances, the Secretary is not able to be present, in which case the Secretary will arrange for another director or officer (other than the key-holder) to complete their duties at the meeting.*
- d. *The Secretary, during this month prior to the meeting and during the annual election meeting, will maintain, along with the box, a list of eligible voters of the Association, and mark their name on the list as each casts their ballot into the box, thus controlling only 1 ballot per member.*
- e. *The ballots shall not have any identification of the member who casts the ballot. There shall be no (serial) number or any markings on any ballot (other than the markings of the voter as to who is receiving their vote) which is materially different from any other ballot. Thus, except in the event that only one ballot is cast during the entire election process, it will be impossible to determine which member cast which ballot.*
- f. *The Secretary will provide reasonable access to the box during the month prior to the election meeting, during which time the Secretary possesses the box. This will allow for those members who cannot be present at the election meeting to cast their ballot. The schedule by which the Secretary will make the box available to the membership of the Association, during that month, will be agreed upon by the board no later than 60 days prior to the election meeting, and such schedule (and supporting information, such as "when" and "where") will be thus posted on the community web site [www.SaddleLakeFarms.com](http://www.SaddleLakeFarms.com) no later than 60 days prior to the election meeting. It is suggested that such schedule will include at least one hour each week, during that month, as opportunity for the Association membership to vote as such. Association members may also contact any board member for such schedule information.*

- g. *At the conclusion of the annual election meeting, the Secretary and at least one other director or officer will tally the votes and announce the results, which will also, within the period of one week, be posted on the community web site.*
- h. *As long as all keys are accounted for, this same lock box can be used for future years' elections.*
- i. *In addition to the above consideration for privacy of voting via a locked box, any member wishing to forego such privacy assurances in favor of convenience may, at their option, hand deliver or U.S. Mail their ballot to the board of directors. Such hand delivered (or mailed) ballot must contain the following information:*
1. *Unit Owner's name, both legibly printed and signed in ink.*
  2. *Unit Owner's unit street address or lot# (use 'W-' prefix for Woodlands lot#s).*
  3. *These data are in addition to normal ballot info, and must be included on ballots cast in this manner (i.e., not placed in locked ballot box by Unit Owner or their designated Proxy, in the presence of the Secretary).*
  4. *Any such cast ballot not containing these data in a sufficiently legible format so as to be identifiable as to which unit's ballot is being cast, and so as to remove reasonable doubt as to the validity of the ballot (that the ballot was actually cast by the legitimate Unit Owner or their legitimately specified Proxy), will be disqualified.*
- j. *Any of the above voting methods may also be made via Proxy. To accomplish this, a Letter of Proxy must be received by the board (hand-delivered or U.S. Mail) no later than a date specified by the board of directors. Such letter must be signed in ink by the Unit Owner, identifying the person the Unit Owner wishes to cast the ballot for that Unit (that person is known as the "Proxy"). To be valid, such letter must be received by the board prior to a ballot being cast for that Unit. Once such a letter is received, only the Proxy may cast the ballot, and not the Unit Owner.*
- k. *Any such U.S. Mailings (to the board of directors) mentioned above in this section must be mailed to the address of record for the board at that time. At the time of issuance of this Election Guideline, the address of record is:*

*Saddle Lake Farms Association, Inc.*

*P.O. Box 161*

*Saginaw, AL 35137-0161*

IN WITNESS THEREOF, and as required by these BYLAWS, the Secretary of the Board of Directors of SLFAI has acted at the direction of the Board to have this amendment executed on this date.

Sam Munyer, SLFAI Secretary *Sam Munyer*

Date: 11 July 2007