

YEAR 1985

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BOOK PAGE
VOLUSIA COUNTY
FLORIDA

CERTIFICATE OF AMENDMENT

TO DECLARATION OF COVENANTS AND RESTRICTIONS FOR FLY-IN SPRUCE CREEK, INC. SUBDIVISION UNIT I, RECORDED IN OFFICIAL RECORDS BOOK 1739, PAGE 1093;
TO THE SUPPLEMENTARY DECLARATION OF COVENANTS AND RESTRICTIONS RECORDED IN OFFICIAL RECORDS BOOK 1824, PAGE 1891;
TO THE SECOND SUPPLEMENTARY DECLARATION OF COVENANTS AND RESTRICTIONS RECORDED IN OFFICIAL RECORDS BOOK 2302, PAGE 823;
TO THE THIRD SUPPLEMENTARY DECLARATION OF COVENANTS AND RESTRICTIONS RECORDED IN OFFICIAL RECORDS BOOK 2508, PAGE 215; AND
TO THE BY-LAWS OF SPRUCE CREEK PROPERTY OWNERS ASSOCIATIONS, INC.

(all recording references are to the Public Records of Volusia County, Florida)

Spruce Creek Property Owners Association, Inc., a Florida corporation not for profit, under its corporate seal and hands of its president and secretary, hereby certifies that:

At a duly called meeting of the members of the Corporation held on January 24, 1985 at 7:00 P.M., the following amendments were duly adopted by the affirmative vote of a majority of the total votes appurtenant to all lots subject to assessment by the Association,

to wit:
1. The first paragraph at the top of page 2 (which appears at Official Records Book 1739, page 1094) of the Declaration of Covenants and Restrictions for Fly-In Spruce Creek, Inc. Subdivision Unit I, is amended to read as follows:

"WHEREAS, FISC has caused to be incorporated under the laws of the State of Florida a non-profit corporation, Spruce Creek Property Owners Association, Inc. (hereinafter referred to as the "Association") which shall have the power and responsibility to maintain and administer certain properties and facilities, and which, as a beneficiary of this Declaration, shall have the power and responsibility to administer and enforce the provisions of this Declaration and to collect and disburse the assessments and charges hereinafter created, and shall have the other powers and responsibilities set forth in the Association's Certificate of Incorporation and By-Laws, as amended from time to time;"

2. The second paragraph of Section 2(a) of Article II (which appears at Official Records Book 1739, page 1096) of the above described Declaration of Covenants and Restrictions is amended to read as follows:

"When a lot is jointly owned, such joint owners shall designate by written certificate filed with the Secretary of the Association one of their number to cast the vote for such lot. Such certificate shall be valid until revoked by

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VOLUSIA COUNTY, FLORIDA

subsequent certificate signed by a majority of the owners. Unless otherwise provided in the Declaration of Condominium of any property submitted to condominium ownership, each condominium unit shall be entitled to one vote, which shall be cast in the same manner as the vote appurtenant to a single family lot. Nothing herein is intended to alter the liability of the owners of lots bearing the designation "M" for assessments equal to eight single family assessments. The vote as to any lot owned by a corporation shall be cast by a representative designed in a certificate signed by a corporate officer, which certificate must be filed with the Secretary of the Association."

See also
ARTICLE 5 OF
INCORPORATION
ARTICLE V(D)

Wherever Section 2(a) of Article II has been incorporated by reference in a Supplementary Declaration, such Supplementary Declaration shall also be amended to conform to the foregoing.

3. Section 4.4 of Article IV of the By-Laws of Spruce Creek Property Owners Association, Inc., which incorporates Section 2(a) of Article II of the Declaration of Covenants and Restrictions for Fly-In Spruce Creek, Inc. Subdivision, Unit I by reference, is amended to conform to the amended Section 2(a).

4. Section 7.2(b) of Article VII of the By-Laws of Spruce Creek Property Owners Association, Inc. (which appears at Official Records Book 2126, Page 1602) is amended to read as follows:

"The depository of the Association shall be such bank or banks, savings and loan associations or other financial institutions or money market accounts as shall be designated from time to time by the directors and in which the monies of the Association shall be deposited. No Association funds shall be deposited in any account which is not insured by an agency of the Federal government. Withdrawal of monies from such accounts shall be only by checks signed by such persons as are authorized by the directors."

IN WITNESS WHEREOF, said corporation has caused this Certificate to be signed in its name by its president and its corporate seal to be affixed and attested to by the secretary this 25 day of February, 1985.

Barbara M. Higgins

Jed H. Gunn

SPRUCE CREEK PROPERTY OWNERS
ASSOCIATION, INC.

By: [Signature]
Thomas M. Dunlap, President

Attest: [Signature]
Richard P. Labitzke, Secretary
(CORPORATE SEAL)

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STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this 25
day of February, 1985, by Thomas M. Dunlap and
Richard P. Lutz, President and Secretary,
respectively, of Spruce Creek Property Owners Association, Inc., a
Florida corporation, on behalf of the corporation.



Cynthia A. Bair

Notary Public, State of Florida
at Large
My Commission Expires:

NOTARY PUBLIC, State of Florida at Large
My Commission Expires December 7, 1987