INSTR # 5335540 OR BK 3563 PG 3322 RECD 01/23/02 08:49 AM
CHARLIE GREEN, CLERK OF COURT, LEE COUNTY
DEPUTY CLERK L Parent

CERTIFICATE OF AMENDMENT

Casa Ybel Beach and Racquet Club Condominium Association, Inc.

Phase F

WE HEREBY CERTIFY that the attached amendment to the Articles of Incorporation for Casa Ybel Beach and Racquet Club, Phase F, a Condominium, which Declaration is recorded at OR BOOK 1354, Pages 1039 through 1120, an all amendments thereto, all of the Public Records of Lee County, Florida, which were duly adopted by the Association membership at a duly noticed Member's meeting held on April 30, 2001 and that said Amendments were passed by the required vote.

IN WITNESS WHEREOF, we have fixed our hands this 8th day of October, 2001.

WITNESSES:

Elva Jane Nees
ELVA JANE NEES

Lael Kilpatrick
Lael Kilpatrick

Richard K. Jackson

By: Richard K. Jackson, President

Attest: C A Burruano
Charles A. Burruano, Sec./Treasurer

(Corporate Seal)

STATE OF Florida

COUNTY OF Lee

SWORN TO AND SUBSCRIBED by Richard K. Jackson in my presence this 8th day of October, 2001.

Cynthia K. Glasenapp
Notary Public State of FLORIDA

Cynthia K. Glasenapp
Commission # CC 959084
Expires Sep. 17, 2004
Bonded Thru
Atlantic Bonding Co., Inc.

My Commission Expires:

STATE OF Florida

COUNTY OF Lee

SWORN TO AND SUBSCRIBED by Charles A. Burruano in my presence this 8th day of October, 2001.

Cynthia K. Glasenapp
Notary Public State of FLORIDA

Cynthia K. Glasenapp
Commission # CC 959084
Expires Sep. 17, 2004
Bonded Thru
Atlantic Bonding Co., Inc.

My Commission Expires:

AMENDMENT
TO THE
ARTICLES OF INCORPORATION
OF
CASA YBEL BEACH AND RACQUET CLUB CONDOMINIUM ASSOCIATION, INC.
PHASE F, PHASE G, PHASE H

Additions are underlined, ~~deletions are stricken~~.

ARTICLE VI.

Section 1. The affairs of the Corporation shall be managed and governed by a Board of Directors composed of not less than three (3) nor more than the number specified in the By-Laws. The Directors, subsequent to the first Board of Directors, shall be elected at the annual meeting of the membership, for a term of ~~one (1) year~~, three years, or until their successors shall be elected and shall qualify. Provisions for such election, and provisions respecting the removal, disqualification and resignation of Directors and for filling vacancies on the Directorate, shall be established by the By-Laws.

INSTR # 5335541 OR BK 3563 PG 3324 RECD 01/23/02 08:49 AM
CHARLIE GREEN, CLERK OF COURT, LEE COUNTY
DEPUTY CLERK V Fuller

CERTIFICATE OF AMENDMENT

Casa Ybel Beach and Racquet Club Condominium Association, Inc.

Phase F

WE HEREBY CERTIFY that the attached amendment to the By-laws for Casa Ybel Beach and Racquet Club, Phase F, a Condominium, which Declaration is recorded at OR BOOK 1354, Pages 1039 through 1120, an all amendments thereto, all of the Public Records of Lee County, Florida, which were duly adopted by the Association membership at a duly noticed Member's meeting held on April 30, 2001 and that said Amendments were passed by the required vote.

IN WITNESS WHEREOF, we have fixed our hands this 8th day of October, 2001.

WITNESSES:

Elva Jane Ness
ELVA JANE NESS
Lael Kilpatrick
Lael Kilpatrick

Richard K. Jackson

By: Richard K. Jackson, President

Attest: C. Burruano

Charles A. Burruano, Sec./Treasurer

(Corporate Seal)

STATE OF Florida

COUNTY OF Lee

SWORN TO AND SUBSCRIBED by Richard K. Jackson in my presence this 8th day of October, 2001.

Cynthia K. Glasenapp
Notary Public State of FLORIDA

Cynthia K. Glasenapp
Commission # CC 959084
Expires Sep. 17, 2004
Bonded Thru
Atlantic Bonding Co., Inc.

My Commission Expires:

STATE OF Florida

COUNTY OF Lee

SWORN TO AND SUBSCRIBED by Charles A. Burruano in my presence this 8th day of October, 2001.

Cynthia K. Glasenapp
Notary Public State of FLORIDA

Cynthia K. Glasenapp
Commission # CC 959084
Expires Sep. 17, 2004
Bonded Thru
Atlantic Bonding Co., Inc.

My Commission Expires:

AMENDMENT
TO THE
BY-LAWS
OF
CASA YBEL BEACH AND RACQUET CLUB CONDOMINIUM ASSOCIATION, INC.
PHASE F, PHASE G, PHASE H

Additions are underlined, ~~deletions are stricken~~.

ARTICLE III. MEETING OF THE MEMBERSHIP

Section 3. Annual Meeting: The annual meeting shall be held ~~at 3:00 p.m. Eastern Standard Time, on the first Wednesday of February each year for the purpose of electing Directors and transacting any other business authorized to be transacted by the members, provided, however, that if that day is a legal holiday, the meeting shall be held at the same hour on the next secular day following.~~ on a day at a time and place designated by the Board of Directors. At the annual meeting, the members shall elect by plurality vote – (cumulative voting prohibited), ~~a~~ members of the Board of Directors, as necessary, and shall transact such other business as may properly be brought before the meeting.

ARTICLE IV. DIRECTORS

Section 1. Number, Term ~~and~~ Qualifications and Term Limits:

(a) The affairs of the Association shall be governed by a Board of Directors composed of not less than three (3) nor more than seven (7) ~~persons, as is determined from time to time by the members~~ members elected by the membership. All Directors~~, except those designated by the Developer,~~ shall be members of the Association and shall not be disqualified as stated below. All officers of a Corporate Unit Owner shall be deemed to be members of the Association so as to qualify as a Director herein. ~~The term of each Director's service shall extend until the next annual meeting of the members and thereafter until his successor is duly elected and qualified, or until he is removed in the manner provided in Section 3 below.~~

(b) Beginning with Directors elected in the year 2003 and after, Directors shall be elected for a term of three (3) years. The term shall extend from the annual meeting at which they are elected until the annual meeting three (3) years later unless they are disqualified, removed or resign as provided for below.

(c) In order to transition from the present two (2) year terms to three (3) year terms the following procedure will apply:

1. At the annual meeting in 2001, two (2) Directors will be elected to a two (2) year term expiring in 2003.

2. At the annual meeting in 2002, five (5) Directors will be elected. The three (3) persons receiving the highest number of votes will be elected to a three (3) year term expiring in 2005. The two (2) persons with the next highest number of votes will be elected to a two (2) year term expiring in 2004.
3. After the annual meeting in 2003, all persons elected shall serve a three (3) year term.

(d) Beginning with those Directors elected to a three (3) year term in 2002, a person who has served two (2) consecutive terms on the Board of Directors shall not be eligible for re-election to the Board of Directors for one (1) year. Those people elected to two (2) year terms in 2001 and 2002 shall be eligible to serve one (1) consecutive three (3) year term and then will not be eligible for election to the Board of Directors for one (1) year.

Section 2. First Board of Directors:

(b) The organizational meeting of a newly elected Board of Directors of the Association shall be held ~~within ten (10) days of their election, at such place and time as shall be fixed by the Directors at the meeting at which they were elected,~~ immediately after the annual meeting and no further Notice of the organizational meeting shall be necessary, provided a quorum shall be present. Should a quorum not be present, an organizational meeting of the new board shall be held within ten (10) days of the annual meeting at a time and place designated by the Board of Directors.

Section 5. Disqualification and Resignation of Directors: Any Director may resign at any time by sending a written Notice of such resignation to the office of the Corporation, delivered to the Secretary. Unless otherwise specified therein, such resignation shall take effect upon receipt thereof by the Secretary. Commencing with the Directors elected at such first annual meeting of the membership, the transfer of title of all their Units ~~of his Unit~~ by a Director shall automatically constitute a resignation, ~~effective when such resignation is accepted by the Board of Directors~~ when title is transferred. No member shall continue to serve on the Board should he be more than thirty (30) days delinquent in the payment of an assessment and said delinquency shall automatically constitute a resignation, effective when such resignation is accepted by the Board of Directors.

Section 11. ~~Developer's Selection of Directors: Subject to the provisions of Section 718.301 of the Condominium Act, the Developer shall have the right to designate the Directors who need not be Owners of Units in the Condominium, and said Directors may not be removed by members of the Association, as elsewhere provided herein; and where a vacancy occurs for any reason whatsoever, the vacancy shall be filled by the person designated by the Developer.~~ Conflict of Interest: A Board member or candidate shall immediately disclose all conflicts of interest.