

SECOND SUBSEQUENT AMENDMENT TO THE  
BYLAWS OF  
ROCK CREEK PROPERTY OWNERS ASSOCIATION, INC.

This Second Subsequent Amendment, made by Rock Creek Property Owners Association, Inc. and certified this 31<sup>st</sup> day of March, 2003 by the undersigned authorized officer, to the Bylaws of Rock Creek Property Owners Association, Inc. (recorded in Miscellaneous Book 74, Page 497 and amended by instrument recorded in Real Property Book 873, Page 0929 of the Baldwin County Probate Records).

Section 5.7 of the Bylaws is amended to add a sentence as follows:

*See page 139*  
At subsequent annual elections after increase of the number of DIRECTORS by the MEMBERS, terms of DIRECTORS shall be staggered so that each DIRECTOR serves a three-year term and one-third of the number of DIRECTOR seats is subject to election each year.

Section 5.11 of the Bylaws is amended to add a sentence as follows:

*See page 139*  
Nothing in these BYLAWS shall prohibit the ASSOCIATION or the BOARD OF DIRECTORS from paying compensation to employed staff members who also serve on the BOARD OF DIRECTORS.

Section 3.7 of the Bylaws is amended to read in its entirety as follows:

*See page 135*  
3.7 Quorum. A quorum of MEMBERS for any meeting shall be deemed present throughout such meeting if MEMBERS, represented in person or by proxy, holding more than 50% of the total votes entitled to be cast at such meeting are present at the beginning of such meeting. If the required quorum is not present, another meeting may be called subject to the same notice requirement, and at such meeting, if held within 60 days, a quorum of MEMBERS shall be deemed present throughout such meeting if MEMBERS, represented in person or by proxy, holding more than 25% of the total votes entitled to be cast at such meeting are present at the beginning of such meeting.

I, Paul Sessa, the duly elected President of Rock Creek Property Owners Association, Inc. certify that the amendments set forth in the foregoing Second Subsequent Amendment were adopted by Rock Creek Property Owners Association, Inc. pursuant to Section 11 of the Bylaws and Article XVII of the Declaration of Covenants,

Instrument 723213 Page 2 of 3

State of Alabama, Baldwin County  
I certify this instrument was filed  
and taxes collected on:

2003 April -21 2:25PM

Instrument Number 723896 Pages 2  
Recording 6.00 Mortgage  
Deed Min Tax 1.00  
Index DP  
Archive 3.00  
Adrian T. Johns, Judge of Probate

125

08/12/2004 13:04 #020 P.007

1 251 928 6811

From: PRESTIGE REALTY, LLC

723896

732213

Conditions and Restrictions of Rock Creek, a Planned Unit Development, Phase One recorded in Miscellaneous Book 74, Pages 433-487, as amended.

*Paul Sessa*  
Paul Sessa, President

ATTEST:

*Henry Cassity*  
Henry Cassity, Secretary

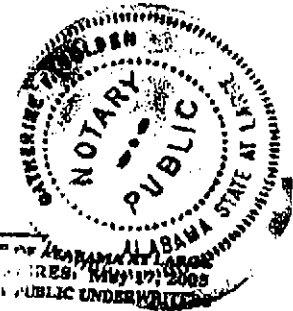
STATE OF ALABAMA

COUNTY OF BALDWIN

I, the undersigned authority, a Notary Public in and for Baldwin County, Alabama, hereby certify that Paul Sessa, whose name as President of Rock Creek Property Owners Association, Inc. is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the within instrument, he as such officer and with full authority executed the foregoing on the day the same bears date.

Given under my hand and seal on this the 31<sup>st</sup> day of March 2003.

*Catherine F. Golden*  
NOTARY PUBLIC  
My commission expires: \_\_\_\_\_



This Instrument Prepared By:  
Catherine F. Golden, Attorney  
P. O. Box 21  
Fairhope, Alabama 36533

State of Alabama, Baldwin County  
I certify this instrument was filed  
and taxes collected on:

2003 April -21 2:25PM

Instrument Number 723895 Pages 3  
Recording 9.00 Mortgage  
Deed Min Tax  
Index DP 1.00  
Archive 3.00  
Adrian T. Johns, Judge of Probate

126

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08/12/2004 13:04 #020 P.008

1 251 928 6811

From: PRESTIGE REALTY, LLC