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## BASIC AMENDMENT

DEBARY PLANTATION COMMUNITY ASSOCIATION, INC.

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**ARTICLES OF AMENDMENT  
OF  
DEBARY PLANTATION COMMUNITY ASSOCIATION, INC**

The undersigned, as a Director and on behalf of the Board of Directors and Members of DEBARY PLANTATION COMMUNITY ASSOCIATION, INC., pursuant to §617.1002, Fla. Stat. (2004), submits and approves these Articles of Amendment and states as follows:

1. The name of the corporation is DEBARY PLANTATION COMMUNITY ASSOCIATION, INC.

2. The text of the Articles of Amendment is as follows:

Article VIII of the Articles of Incorporation for the corporation is hereby amended by the addition of a new Section 8.03 as follows:

8.03. Following Turnover as defined herein, the Board of Directors shall be comprised of a minimum of five (5) members but no more than nine (9) members, with an odd number at all times. The number of Directors to be elected shall be determined by a vote of the membership present (five (5), seven (7) or nine (9)) at the first Annual Meeting following Turnover. In order to provide for a continuity of experience by establishing a system of staggered terms of office, at the first election in which Lot Owners, other than the developer, elect the Directors, the terms of office will be decided by the candidates elected to the Board receiving the highest number of votes, as follows:

(A) If a nine (9) member Board is elected, the four (4) candidates receiving the most votes will serve for a three (3) year term, the three (3) candidates

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with the next most votes will serve for a two (2) year term and, the two (2) candidates with the next most votes will serve for a one (1) year term. A director's term ends at the next annual election at which his successor is to be duly elected, unless earlier resigning or removed provided by the governing documents of the corporation or applicable law.

(B) If a seven (7) member board is elected, the three (3) candidates receiving the most votes will serve for a three (3) year term, the two (2) candidates receiving the next most votes will serve for a two (2) year term and the two (2) candidates with the next most votes will serve for a one (1) year term.

(C) If a five (5) member board is elected, the three (3) candidates receiving the most votes will serve for a three (3) year term, the candidate receiving the next most votes will serve for a two (2) year term and the candidate receiving the next most votes will serve a one (1) year term.

B. Article XII of the Articles of Incorporation is hereby amended by deletion of the first sentence thereof, and substitution in its stead of the following text:

"These Articles of Incorporation may be amended by majority vote of the Board of Directors."

3. The date of the adoption of this amendment is December 1, 2004.

4. This amendment is adopted by a sufficient vote of the Members entitled to vote thereon pursuant to §617.1002, Fla. Stat. (2004) and is submitted by the corporation's Board on behalf of the corporation.

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5. In all other respects, the Articles of Incorporation for the corporation stand in full force and effect, unamended.

  
\_\_\_\_\_  
Richard Moody, Director

(Corporate Seal)

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