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Division of Corporations

PORGES-HAMLIN

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N14148

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PORGES-HAMLIN

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FAX AUDIT NUMBER: (H07000045581 3)

This Instrument Prepared By:
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**ARTICLES OF AMENDMENT TO ARTICLES OF INCORPORATION OF
THE PRESERVE AT MISTY CREEK HOMEOWNERS ASSOCIATION, INC.
DOCUMENT NUMBER OF CORPORATION: #N14148**

Pursuant to provisions of section 617.1006, Florida Statutes, the undersigned Florida nonprofit corporation adopts the following articles of amendment to its articles of incorporation.

1. Article VI, Section D of the Articles of Incorporation is amended as follows, with underlined words indicating additions to the existing text, and strike-through text indicating deletions therefrom.

ARTICLE VI

D. All Directors, whether appointed or elected, shall serve for terms of three (3) years in accordance with the provisions of the Bylaws. Commencing with the first election after the effective date of this amendment, directors shall serve staggered terms so that approximately one-third (1/3) of the directors are elected at each annual meeting. In order to initiate the staggered term process, the Board may set the terms of directors elected for one (1), two (2) and three (3) year terms as necessary to institute staggered terms, and the length of terms for particular vacancies may be determined in accordance with the number of votes obtained by the particular candidates (i.e., if there are seven (7) vacancies, the three candidates receiving the three highest numbers of votes shall serve three (3) year terms, the two candidates receiving the fourth and fifth highest number of votes shall serve two (2) year terms, and the two candidates receiving the lowest number of votes shall serve one (1) year terms). At all subsequent elections, the directors shall be elected to serve three (3) year terms. In the event that the number of directors is altered for any reason, the Board shall have the authority to set the term lengths for vacancies as necessary to maintain the staggered terms, but in no event may the Board alter the term length of any Director duly elected to serve for a particular term of years. Any elected Director may be removed from office with or without cause by majority vote of the members, but not otherwise. Any appointed Director may be removed and replaced with or without cause by Developer, in Developer's sole discretion.

2. The date of adoption of the amendment was FEB 6TH, 2007.

3. Adoption of the Amendment

Pursuant to Article X of the Articles of Incorporation, the document may be amended by the Board of Directors without member approval. Thus, there are no members entitled to vote on the above-referenced amendment. The amendment was adopted by the majority of the Board of Directors.

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PORGES-HAMLIN

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**THE PRESERVE AT MISTY CREEK
HOMEOWNERS ASSOCIATION, INC.,**

Witnesses to President's signature

Print Name: Edward E. Ansel

Print Name: EDWARD E. ANSEL

By: [Signature]
Print Name: Robertly Altes
As It's President

Attest: Kathie Rosenberg
Print Name: Kathie Rosenberg
As It's Secretary

FAX AUDIT NUMBER: (H07000045581 3)