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**COR AMND/RESTATE/CORRECT OR O/D RESIGN
RIVERCREEK HOMEOWNERS ASSOCIATION, INC.**

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A. RAMSEY
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**SECOND AMENDMENT TO ARTICLES OF INCORPORATION
OF
RIVERCREEK HOMEOWNERS ASSOCIATION, INC.,
(a Florida Not For Profit Corporation)**

The undersigned, as the "Declarant" named in the Articles of Incorporation of RIVERCREEK HOMEOWNERS ASSOCIATION, INC., a Florida not-for-profit corporation filed with the Department of State of the State of Florida on January 15, 2021, as Document No. N21000008541 (the "Articles of Incorporation"), pursuant to Chapter 617.1006 and Chapter 720, Florida Statutes, and the provisions of Article XIII of the Articles of Incorporation do hereby amend the Articles of Incorporation as follows:

(new language shown by underline,
deleted language shown by ~~strikeout~~,
*** shows unaffected language)

1. Section 8 Article I, of Article I of the Articles is hereby amended as follows:

"HOA Act" shall mean the Florida Homeowners' Association Act, Chapter 720, Florida Statutes, and (unless the context otherwise requires) the Florida Not For Profit Corporation Act, Chapter 617, Florida Statutes, each in effect and as same exists on the ~~effective date of these Articles~~ Effective Date and notwithstanding any subsequent amendment, restatement and/or recodification thereof (or any portion thereof) from time to time.).

2. In Article IV, the following sentence shall be added to the end of Section 13:

The provisions of this Section 13 may not be amended or revoked (in whole or in part) without the prior written consent of Declarant, which consent may be withheld or delayed in Declarant's sole and absolute discretion.

3. Article VIII, Section B. of the Articles is hereby amended as follows:

ARTICLE X
BOARD OF DIRECTORS

* * *

B. The names and addresses of the persons who are to serve as Directors on the First Board are as follows:

<u>NAMES</u>	<u>ADDRESSES</u>
Kendra Horan Dianna Betancourt	1600 Sawgrass Corporate Parkway, Suite 400 Sunrise, Florida 33323

* * *

4. Article IX of the Articles is hereby amended as follows:

ARTICLE IX
OFFICERS

The affairs of the Association shall be managed by the President of the Association, assisted by the Vice President(s), Secretary and Treasurer, and such other officers as the Board may from time to time elect, subject to the directions of the Board. Except for officers elected prior to the Turnover Date, officers

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must be: (a) Members or the parents, children or spouses of Members, (b) a partner, shareholder, member, manager, director or officer of a Member that is an entity, or (c) a trustee or beneficiary of a Member that is a trust.

Except for the First Officers as set forth below and any successors designated by Declarant, the officers of the Association, in accordance with any applicable provision of the Bylaws, shall be elected by the Board for a term of one (1) year and thereafter until qualified successors are duly elected and have taken office. The Bylaws may provide for the method of voting in the election, for the removal from office of officers, for filling vacancies and for the duties of the officers. The President shall be elected from amongst the membership of the Board, but no other Officers need be a Director, but each Officer shall be an Owner (other than Officers elected or appointed by Declarant-appointed Directors). If the office of President shall become vacant for any reason, or if the President shall be unable or unavailable to act, the Vice President shall automatically succeed to the office or perform its duties and exercise its powers. If any other office shall become vacant for any reason, the Board of Directors may elect or appoint an individual to fill such vacancy. Except for the office of President, the same person may hold two or more offices, the duties of which are not incompatible.

5. Article X of the Articles is hereby amended as follows:

ARTICLE X
FIRST OFFICERS

The names of the officers who are to serve until the first election of officers by the Board are as follows:

President - ~~Kendra Horan~~ Dianna Betancourt

* * *

6. Pursuant to the provisions of Article XIII of the Articles, prior to the First Conveyance (as defined in the Articles) the Declarant may amend the Articles without the vote of the members or the Board of Directors. As of the date of this Second Amendment, the First Conveyance has not occurred.

IN WITNESS WHEREOF, this Second Amendment to Articles of Incorporation has been executed and is adopted as of the 16th day of August, 2022.

WITNESSES:

LEE COUNTY HOMES ASSOCIATES IV, LLLP, a
Florida limited liability limited partnership

By: Lee County Homes IV Corporation, a
Florida corporation, its general partner

By: 
Steven M. Helfman, Vice President

[CORPORATE SEAL]