

CERTIFICATE OF AMENDMENT
to the
CERTIFICATE OF FORMATION
(Formerly Articles of Incorporation)
of
SPRING CREEK FOREST CIVIC ASSOCIATION

Entity Information

The name of the filing entity is Spring Creek Forest Civic Association (the "Association")

The filing entity is a nonprofit corporation.

The file number issued to the filing entity by the Secretary of State is 0035489901.

The date of formation of the entity is January 22, 1965.

Amendment

"ARTICLE VIII" entitled "MEMBERSHIP" is hereby deleted in its entirety and amended and restated as follows:

ARTICLE VIII
MEMBERSHIP

Every record Owner will be a Member of the Association, excluding therefrom persons or entities holding an interest in the land merely as security for the performance of an obligation (such as a mortgagee, or holder of any other lien against property), unless that holder of the security interest foreclosed and thereby became the Owner of the Lot(s).

Membership is appurtenant to and runs with the land. Membership is not severable as an individual right and cannot be separately conveyed to any party or entity. Any one (1) Owner shall have no more than one (1) Membership in the Association. All duties and obligations set forth in this Declaration are the responsibility of each Member. No waiver of use of rights of enjoyment relieves Members or their successors or assigns of such duties or obligations. Mandatory membership passes with title to the land (regardless of any method of conveyance) to any subsequent grantee, successor, or assignee of Members.

“ARTICLE IX” entitled “VOTING RIGHTS” is hereby deleted in its entirety and amended and restated as follows:

ARTICLE IX
VOTING RIGHTS

The Association shall have only one class of membership. Each single Lot is entitled to one (1) vote regardless of the number of Owners of a single Lot. Multiple Owners of any single Lot must vote in agreement (under any method they devise among themselves), but in no case will such multiple Owners cast a portion of any one (1) vote. The vote attributable to any single Lot must be voted in the same manner (i.e. all Owners of the Lot for, or all Owners of the Lot against a particular issue) but in no event can there be more than one (1) vote cast per Lot.

Statement of Approval

This amendment to the Association’s Certificate of Formation (formerly the Articles of Incorporation) was approved in the manner required by the Texas Business Organizations Code by the affirmative vote of at least two-thirds (2/3rds) of the Members of the Association, present in person, by proxy, or by absentee or electronic ballot, at a meeting of the members of the Association held on the ____ day of _____, 2021 at which quorum was present.

Effectiveness of Filing

This document becomes effective when the document is filed by the Secretary of State.

Execution

The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized under the provisions of law governing the entity to execute the filing instrument.

DATED _____, 2021.

**SPRING CREEK FOREST CIVIC
ASSOCIATION**

By: _____

Printed: _____

Its: Secretary