


WHEREAS, on December 31, 2002, the Association recorded an "Instrument to Record Dedicatory Instruments" for Villages at Maxwell Creek at Volume 05326, Page 002057 and as Clerk's Document No. 2002-0195099 of the Real Property Records of Collin County, Texas (the "Second Notice"); and

WHEREAS, the Association desires to record this Third Notice to include the dedicatory instrument identified at Exhibit "A" attached hereto.

NOW, THEREFORE, the dedicatory instrument attached to Exhibit "A" hereto is a true and correct copy of the original and is hereby filed of record in the real property records of Collin County, Texas, in accordance with the requirements of Section 202.006 of the Texas Property Code.

IN WITNESS WHEREOF, the Association has caused this Notice to be executed by its duly authorized agent as of the signature date below.

**VILLAGES AT MAXWELL CREEK
HOMEOWNERS ASSOCIATION, INC.,
a Texas nonprofit corporation**

By: 

Its: Secretary

ACKNOWLEDGMENT

STATE OF TEXAS §
 §
COUNTY OF COLLIN §

BEFORE ME, the undersigned authority, a Notary Public in and for said county and state, on this day personally appeared Joyce W. Warner, Secretary of Villages at Maxwell Creek Homeowners Association, Inc., known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 26th day of August 2011.



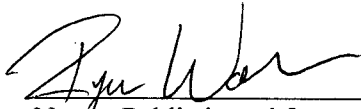

Notary Public in and for
the State of Texas
My Commission Expires: June 16, 2015

EXHIBIT "A"

DEDICATORY INSTRUMENTS ATTACHED HERETO

1. "Second Amendment to Bylaws of Villages at Maxwell Creek Homeowners Association, Inc."

AFTER RECORDING, RETURN TO:
Riddle & Williams, P.C.
3710 Rawlins Street, Suite 1400
Dallas, Texas 75219

**SECOND AMENDMENT
TO
BYLAWS
OF
VILLAGES AT MAXWELL CREEK HOMEOWNERS ASSOCIATION, INC.**

STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF COLLIN §

This SECOND AMENDMENT TO THE BYLAWS OF VILLAGES AT MAXWELL CREEK HOMEOWNERS ASSOCIATION, INC. (this "Amendment") is adopted pursuant to the written consent of the Members of Villages at Maxwell Creek Homeowners Association, Inc., a Texas nonprofit corporation (the "Association"), as set forth below. This Amendment is effective as of August 17, 2011, being the date of the last consent signature to said Amendment.

WITNESSETH:

WHEREAS, the Association's initial Board of Directors adopted the Bylaws of Villages at Maxwell Creek Homeowners Association, Inc. (the "Bylaws") on April 30, 1999, and recorded same on or about August 3, 2000, as Exhibit "B" to that certain "Instrument to Record Dedicatory Instruments" at Volume 04723, Page 03550 and as Clerk's Document No. 2000-0003032 of the Real Property Records of Collin County, Texas; and

WHEREAS, the Members of the Association adopted by written consent that certain First Amendment to Bylaws of Villages at Maxwell Creek Homeowners Association, Inc., executed December 31, 2002, and recorded on or about December 31, 2002, as Exhibit "A" to that certain "Instrument to Record Dedicatory Instruments" at Volume 05326, Page 002057 and as Clerk's Document No. 2002-0195099 of the Real Property Records of Collin County, Texas; and

WHEREAS, Section 10 of the Bylaws provides that the Bylaws may be amended by the vote of Members holding a majority of the total eligible votes in the Association voting in person or by proxy at a meeting duly called for such purpose; and

WHEREAS, Section 5.7 of the Bylaws provides that the transaction of any business of the Members may be taken without a meeting if a consent in writing setting forth the action to be taken is signed by a sufficient number of the Members as would be required to take that action at a meeting at which all of the Members then eligible to vote were present and voted; and

WHEREAS, a majority of the Members of the Association eligible to vote signed their consent to adopt the amendments set forth herein without conducting a meeting.

NOW, THEREFORE, the Bylaws are hereby amended as follows:

1. **Section 7.1** regarding the Board of Directors is amended by DELETING Paragraph 7.1 in its entirety and REPLACING it with the following:

7.1 Number, Character and Qualification. The affairs of the Association shall be governed by a Board of Directors consisting of five (5) persons. Successor Directors shall be elected in accordance with Sections 6.3 and 7.6. Directors need not be Members.

2. **Section 7.6** regarding the Board of Directors is amended by ADDING the reference to five Directors, pursuant to the amendment to Section 7.1 above, as follows:

7.6 Election and Term of Office. At the first meeting of the Association, the term of office of the original three (3) Directors shall be fixed at one (1) year. Pursuant to the amendment to Section 7.1, the five (5) Directors comprising the Board of Directors shall also hold office for a term of one (1) year. At the expiration of the initial term of office of each respective Director, his successor shall be elected to serve a term of one (1) year. Each Director shall hold office until his qualified successor has been duly elected. Directors of the Association shall be elected by a plurality of the votes cast by the Members (regardless of class) entitled to vote in the election of directors of the Association at a meeting of Members at which a quorum is present. Cumulative voting for the election of Directors is expressly denied and prohibited.

3. Except as modified in this Second Amendment, the Bylaws shall remain in full force and effect.

IN WITNESS WHEREOF, the undersigned Officer of the Association has executed this Second Amendment acknowledging its adoption as of the date noted above and pursuant to the procedures for Members to consent to such action without conducting a meeting of the Association membership. The "Consent for Action Without a Meeting" forms signed by the respective members consenting to said amendment are on file with the Association's books and records.

**VILLAGES AT MAXWELL CREEK
HOMEOWNERS ASSOCIATION, INC.,
a Texas nonprofit corporation**

By: _____

Its: Secretary

ACKNOWLEDGMENT

STATE OF TEXAS §
 §
COUNTY OF COLLIN §

BEFORE ME, the undersigned authority, a Notary Public in and for said county and state, on this day personally appeared Joce W. Warner, Secretary of Villages at Maxwell Creek Homeowners Association, Inc., known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 26th day of August, 2011.



[Signature]
Notary Public in and for
the State of Texas
My Commission Expires: June 16, 2015

AFTER RECORDING RETURN TO:
Riddle & Williams, P.C.
3710 Rawlins Street, Suite 1400
Dallas, Texas 75219

Filed and Recorded
Official Public Records
Stacey Kemp, County Clerk
Collin County, TEXAS
09/01/2011 11:22:51 AM
\$40.00 DFOSTER
20110901000929360



Stacey Kemp