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Amendment "D"



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Barbara J. Hall

Recorder of Deeds

St. Charles County, Missouri

BY:JJARDINE

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# Recorder of Deeds Certificate St. Charles County Missouri

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Barbara J. Hall  
Recorder of Deeds  
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St. Charles, MO 63301



AMENDMENT "D" TO THE RESTATEMENT OF THE  
DECLARATION OF COVENANTS, CONDITIONS, EASEMENTS  
AND RESTRICTIONS OF BRAEWOOD

WHEREAS, the Restatement of the Declaration of Covenants, Conditions, Easements and Restrictions (the "Declaration") concerning the certain subdivision in St. Charles County, Missouri, known as Braewood (the "Subdivision") was entered into by Greater Missouri Builders, Inc., a Missouri Corporation on December 5, 1997, said Declaration having been recorded in Book 2006, Page 1085 of the St. Charles County Records; and

WHEREAS, the Declaration provides in Section 5 of Article X thereof that the Owners of the Lots within the Subdivision may amend, modify or change the terms of the Indenture upon the written consent of fifty-one (51) percent of said Lot Owners; and

WHEREAS, the undersigned, representing not less than fifty-one (51) percent of all of the Owners of Lots within the Subdivision, deem it to be in their mutual best interest and in the best interest of the Subdivision, to further amend the Declaration as hereinafter set forth.

NOW, THEREFORE, in consideration of the premises, this Amendment D to the Indenture is hereby made as follows:

1. BOARD OF DIRECTORS - Article III, Section 1 (b) and (d) shall be amended as follows:

Delete from (b) Election of Directors: "The Class A members shall then elect three (3) Owners as successor Directors, one of which shall be elected to serve for a one (1) year period, one of which shall be elected to serve for a two (2) year period and one of which shall be elected to serve for a three (3) year period from the date of the election."

Replace with: "The owners shall elect up to four (4) Owners as Directors, one (1) of which shall be elected to



serve for a one (1) year period, two of which shall be elected to serve for a two (2) year period and one of which shall be elected to serve for a three (3) year period from the date of the election."

Delete "(d) Officers" in its entirety.

Replace with: "(d) Officers. Following each annual meeting of the Association as provided for herein (or at least annually if no meeting), the Board of Directors shall designate its members to serve as President, Vice-President, Secretary and Treasurer until such time as the next following annual meeting."

2. In all other respects, the Declarations of Braewood shall remain in full force and effect as amended hereby.

3. This Amendment shall be effective upon its recording in the official records of the Office of the Recorder of Deeds of St. Charles County, Missouri.

4. This Amendment may not be challenged one (1) year after the recording of the Amendment in the office of the Recorder of Deeds of St. Charles County, Missouri.



IN WITNESS WHEREOF, the undersigned has executed this Amendment D to the Restatement of the Declaration of Covenants, Conditions, Easements and Restrictions of Braewood, this 5<sup>TH</sup> day of OCTOBER, 2012.

By: Kelby C. Weber  
President, KILBY C. WEBER  
Of the Board of Directors

STATE OF MISSOURI )  
 ) SS  
COUNTY OF ST. CHARLES )

On this 5<sup>th</sup> day of October, 2012, before me personally appeared Kilby Weber, to me personally known, who being by me duly sworn, did say that he is the Chairman of the Directors of Braewood Owners' Association, and that said instrument was signed and sealed on behalf of Braewood Owners' Association, by authority of its Board of Directors; and said he acknowledged said instrument to be the free act and deed of Braewood Owners' Association.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

Bonnie Morton  
Notary Public

