

After Recording Return To:  
Starwood Association  
P.O. Box 235  
Bend, Oregon 97709

Send Tax Statements To:  
Starwood Association  
P.O. Box 235  
Bend, Oregon 97709

DESCHUTES COUNTY OFFICIAL RECORDS  
NANCY BLANKENSHIP, COUNTY CLERK

2009-10104



\$41.00

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03/12/2009 12:37:56 PM

D-BYLAWS Cnt=1 Stn=25 CLERK  
\$15.00 \$11.00 \$10.00 \$5.00

# Starwood Association

## FIRST AMENDMENT OF THE BYLAWS

*Original Bylaws Recorded in Book 214, Page 1904*

February 18, 2009

DIRECT PARTY: Starwood Association  
INDIRECT PARTY Owners of Record

**FIRST AMENDMENT TO THE BYLAWS  
OF  
STARWOOD ASSOCIATION**

This Amendment is made this 18 day of February, 2009 by the Members of STARWOOD ASSOCIATION, an Oregon nonprofit corporation.

1. The Bylaws at Article XII, Amendment, allow the Bylaws to be amended by a majority vote of the Members.

2. The Bylaws are amended as follows:

Article 4, Meeting of Members, of the Bylaws is amended to include the following additional paragraphs:

“4.9 Voting Rights By Mail. The voting rights or consent of an Owner may be cast or given, in the discretion of the Board of Directors, by absentee ballot. Absentee ballots shall be as follows:

4.9.1 An absentee ballot shall set forth each proposed action and provide an opportunity to vote for or against each proposed action.

4.9.2 All solicitation for votes by absentee ballots shall include:

4.9.2.1 Instructions for delivery of the completed absentee ballot, including the delivery location; and

4.9.2.2 Instructions about whether the absentee ballot may be cancelled if the ballot has been delivered according to the instructions.

4.9.3 An absentee ballot shall count as an owner present for the purpose of establishing a quorum.

4.9.4 Even if an absentee ballot has been delivered to an owner, the owner may vote in person at the meeting if the owner has:

4.9.4.1 Returned the absentee ballot; and

4.9.4.2 Cancelled the absentee ballot if cancellation is permitted in the instructions described above.

4.10 Electronic Ballot. The Board of Directors, in its discretion, may provide that a vote, approval or consent of an Owner may be given by electronic ballot. Electronic Ballot means a ballot given by electronic mail, facsimile transmission, posting on a website, or other means of electronic communication acceptable to the Board of Directors. An electronic ballot shall comply with the requirements of this Section and the Declaration or the Oregon Planned Community Act. An electronic ballot may be accompanied by or contained in an electronic notice as described below. If an electronic ballot is posted on a website, a notice of posting shall be sent to each Owner and shall contain

instructions for obtaining access to the posting on the website. A vote made by electronic ballot is effective when it is electronically transmitted to an address, location or system designed by the Board of Directors for that purpose unless otherwise provided by the Declaration, Bylaws or Rules adopted by the Board of Directors. A vote by electronic ballot may not be revoked. The Board of Directors may not elect to use electronic ballots unless there are procedures to insure compliance with ORS 94.647 if the vote conducted by written ballot under ORS 94.647 uses procedures specified in ORS 94.647(2)(b) and that the electronic ballot is secret if the Declaration, Bylaws or Rules adopted by the Board of Directors require it to be.

This First Amendment to Bylaws is an Amendment to the Bylaws of STARWOOD ASSOCIATION as of the date first written above. The undersigned President and Secretary of the Association certify that this First Amendment to Bylaws was adopted in accordance with the Bylaws' procedures.

**STARWOOD ASSOCIATION**

By: [Signature]  
Name: Scott Kirksey  
Title: President

By: [Signature]  
Name: Tami Jo McKnight  
Title: Secretary

STATE OF OREGON )  
 ) ss.  
County of Deschutes )

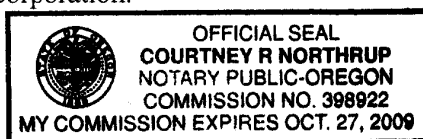
On this 26<sup>th</sup> day of February, 2009, personally appeared before me, Scott Kirksey, who being duly sworn, states he/she is the President of STARWOOD ASSOCIATION, an Oregon nonprofit corporation, and that the foregoing instrument was signed and sealed on behalf of said corporation and he/she acknowledged said instrument to be the voluntary act and deed of said corporation.



[Signature]  
Notary Public for Oregon

STATE OF OREGON )  
 ) ss.  
County of Deschutes )

On this 18 day of February, 2009, personally appeared before me, Tami Jo McKnight, who being duly sworn, states he/she is the Secretary of STARWOOD ASSOCIATION, an Oregon nonprofit corporation, and that the foregoing instrument was signed and sealed on behalf of said corporation and he/she acknowledged said instrument to be the voluntary act and deed of said corporation.



[Signature]  
Notary Public for Oregon