

unless an instrument signed by members entitled to cast two-thirds (2/3) of each class of members has been recorded, agreeing to such dedication or transfer, and unless written notice of the proposed action is sent to every member not less than 30 days nor more than 60 days in advance; provided that this Section of this Declaration shall not prevent or prohibit the Board of Directors of the Association from granting easements or rights-of-way for the installation and maintenance of sewerage, water, and drainage facilities upon, over, under and across the Common Area without the assent of two-thirds (2/3) of each such class of members when, in the opinion of said Board, such easements or rights-of-way are necessary for the convenient use and enjoyment of the Properties.

Section 2. Delegation of Use. Any member may delegate, in accordance with the By-Laws, his right of enjoyment to the Common Area and facilities to the members of his family, his tenants, or contract purchasers who reside on the property.

ARTICLE III

MEMBERSHIP

Every person or entity who is a record owner of a fee or undivided fee interest in any Lot, including contract sellers, shall be a member of the Association. The foregoing is not intended to include persons or entities who hold an interest merely as security