

this Bylaw Amendment, which is effective as of February 1, 2003 and do hereby adopt the following amendment to the Association's Bylaws.

WITNESSES:

BRIARWOOD OWNERS' COUNCIL OF HILTON HEAD, INC.

Edward L. Mott
Jason A. Clear

Thomas H. Lindon
By: Thomas Lindon, President

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)

ACKNOWLEDGMENT

I, the undersigned notary, do hereby certify that Thomas Lindon as President of the Briarwood Owners' Council of Hilton Head, Inc. appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this 19TH day of September, 2003.

Sophie L. Riddle

Notary Public for South Carolina SOPHIE L. RIDDLER
My Commission Expires: 04/26/05

**AMENDMENTS TO BRIARWOOD OWNERS' COUNCIL OF HILTON HEAD
INC. BYLAWS**

1. **ARTICLE VI, SECTION 4 OF THE BYLAWS IS AMENDED BY DELETING THE SECOND SENTENCE AND REPLACING IT WITH THE FOLLOWING TEXT:**

In the event a Villa Owner defaults in paying to the common charges determined by the Board, such Villa Owner shall be obligated to pay a late charge of one percent (1%) of the delinquent amount per month on such unpaid common charges from the due date thereof, together with all expenses, including attorney fees, incurred by the Board in any proceeding brought to collect such unpaid common charges.

2. **ARTICLE VI, SECTION 7 (b) IS HEREBY AMENDED BY ADDING THE FOLLOWING TEXT TO THE SUBSECTION:**

Excessive occupation of a Villa by non-family members of the Co-owners shall be deemed short term leasing or renting of the Villa and is prohibited.

3. **ARTICLE VI, SECTION 7 (c) IS AMENDED BY ADDING THE FOLLOWING TEXT:**

Only ventless propane burning fireplaces shall be allowed in any Villa following written approval of the Association. Any application for the installation of a propane burning fireplace shall be accompanied by certification of a recognized product testing organization that the fireplace meets all applicable safety codes and standards. All fireplaces must pass annual inspections. Copies of such inspections must be provided to the Association by the applicable Co-owner on an annual basis. Any Co-owner installing a fireplace in a Villa shall be responsible for any damages not covered by the Association's insurance that are incurred by the negligent operation of the fireplace.

4. **ARTICLE VIII, SUBSECTION (c) IS AMENDED BY REPLACING THE EXISTING SENTENCE WITH THE FOLLOWING TEXT:**

If the insurance proceeds paid to the Board are insufficient to cover the costs of reconstruction, the deficiency shall be paid either from the reserves or as a special assessment by the Villa Co-owners. In the event the negligence of any Co-owner causes damage to the Regime common elements, the negligent Co-owner shall be responsible for the repair costs of such damaged common elements to the extent not covered by insurance.