THE FAIRWAYS AT FIELDCREEK RANCH HOMEOWNERS ASSOCIATION WRITTEN BALLOT

Following a survey of the Owners in which more than a majority of the Owners indicated interest in allowing generators, the Board of Directors provides this Ballot to amend Section III.o of the Fairways at Fieldcreek Ranch Declaration of Protective Covenants Fieldcreek Unit 12A and 12B ("Declaration") for Fairways at Fieldcreek as noted on the following page.

Process for Voting on Amendment

Pursuant to NRS 116.311(9), Owners may conduct a vote, by written ballot, without a meeting. This is not a secret ballot. Secret ballots are only used in connection with the election or removal of board members pursuant to NRS 116.116.31034(8) and NRS 116.31036(2). If you fail to cast a vote by checking "YES" or "NO" on Page 2 of this ballot, your ballot will not be counted. The ballot must be identifiable to a Lot and a Lot Owner. Therefore, you must sign and provide the Lot address on Page 2. Please check the appropriate box to cast your vote.

Communications to Members

Pursuant to NRS 116.311(9)(d)(4), if you wish to deliver information to all Owners regarding the subject of the vote, please provide to the Community Manager on or before March 4, 2022 at 5:00 p.m. Any information must be on one page, not contain any defamatory or inappropriate contact and must address the subject of the vote. The Association will mail statements received to the Membership. Statements received after March 4, 2022 at 5:00 p.m. will not be distributed at Association expense.

Votes Required to Pass Amendment

Pursuant to NRS 82.326, NRS 116.2117 and the Association's Governing Documents, unless not less than fifty-one percent (51%) of the voting power of the Members vote **YES** to amend the Declaration, it will not be amended.

Due Date

ALL ballots must be received by the Board of Directors by March 17, 2022. The date for returning ballots may be extended at the sole discretion of the Board until the Board determines a sufficient number of ballots have been returned. The Board may re-issue ballots to Members who did not respond. The ballots previously submitted will remain valid for any extended period.

Instructions

Mark the ballot on the next page and sign and date where indicated.
Methods to return signed ballots are as follows:

- ☐ Scan and email the ballot to jeannie@kenyonandassociates.com
- ☐ Fax the ballot to (775) 674-8010
- ☐ Mail this ballot in the enclosed envelope to the community manager
- ☐ Hand deliver to Kenyon & Associates, 645 Sierra Rose Dr., Ste.104, Reno, NV 89511
- ☐ Hand deliver to any member of the Board or Committee appointed to collect ballots

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☐ **YES. I agree that the Declaration, Section III.o should be amended to include allowing standby electric generators. I have reviewed the proposed amendment below.**

-OR-

√

☐ **NO. I do not want to amend the Declaration.**

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IMPORTANT: THIS BALLOT MUST BE SIGNED BY A MEMBER OF THE ASSOCIATION. If there are two or more, any one need sign. When signing as executor, attorney, administrator, trustee, guardian or in some other representative capacity, please specify your title. NO BALLOT MAY BE WITHDRAWN OR ALTERED ONCE SUBMITTED.

Signature: _____

Printed Name: _____

Date: _____

Lot Address: _____

Mailing Address (if different): _____

Section III.o of the Declaration will be amended to add the following additions as identified in *italics*:

> o. Machinery and Equipment. *Except as provided below,* no machinery or equipment of any kind shall be placed, operated, or maintained upon or adjacent to any Lot except such machinery or equipment as is usual and customary in connection with and during the use, maintenance, or construction of a residence or other structure. *A Lot Owner may install a standby electric generator (SEG) after an application package has been submitted to and approved by the Committee as provided in Article IV. Only natural gas-powered generators are permitted. No SEG may interfere with the peaceful enjoyment of the residents of any adjacent Lot. The Committee shall be required to propose for the Board's approval Architectural Committee Rules to address SEG before considering any applications and such additional Rules shall be adopted within sixty days of the recordation of the Amendment approving this change. Thereafter, the Committee may revise such Rules as allowed by Article IV.E.* No equipment for air conditioning, heating, fuel storage, or other uses shall be installed or maintained outside of or protruding through the walls, windows, or roof of any building in the Development except *for an approved SEG* or for such equipment as is initially approved and installed during construction or thereafter as approved by the Committee.

KENYON & ASSOCIATES
FAIRWAYS AT FIELDCREEK RANCH
645 SIERRA ROSE DR.
SUITE 104
RENO, NV 89511

FIRST-CLASS

US POSTAGE PITNEY BOWES

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FEB 25 2022

Jeffrey D Houston
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