

each owner will have access to the Common Open Space; and (ii) they shall be maintained as open spaces for the recreation, use and benefit of the aforementioned owners of units in DEVON-AIRE VILLAS SECTION TEN, and shall not be used for any commercial or industrial use. The Common Easements shall be kept free and clear of obstruction, except as reasonable for construction, maintenance, traffic and speed control.

### ARTICLE III

#### MEMBERSHIP AND VOTING RIGHTS

Section 1. Every Owner of a Lot which is subject to assessment shall be a member of the Association. Membership shall be appurtenant to and may not be separated from ownership of any Lot which is subject to assessment.

Section 2. The Association shall have two classes of voting membership:

Class A. Class "A" members shall be all Owners with the exception of the Developer and shall be entitled to one vote for each lot owned. When more than one person holds an interest in any Lot, all such persons shall be members. The vote for such lot shall be exercised as they among themselves determine, but in no event shall more than one vote be cast with respect to any Lot.

Class B. Class "B" member(s) shall be the Developer (as defined in the Declaration), and shall be entitled to three (3) votes for each Lot owned. The Class "B" membership shall cease and be converted to Class "A" membership on the happening of either of the following events, whichever occurs earlier:

- (a) when the total votes outstanding in the Class "A" membership equal the total votes outstanding in Class "B" membership; or
- (b) on January 1, 1984.