

FORWARD

Lamb Lake Estates Lot Owners Association is incorporated in the State of Indiana as a not for profit corporation.

Owners of lots, tracts and lands in Lamb Lake Estates subdivision shall hold membership in the Lamb Lake Estates Lot Owners Association and take their titles subject to the By-Laws, General Rules and Regulations, Provisions and restrictions promulgated by the association or its successors.

The use and occupancy of the lots, tracts and lands in the subdivision shall be subject to the authority of the Lamb Lake Estates Lot Owners Association, Incorporated.

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BY-LAWS
OF
LAMB LAKE ESTATES LOT OWNERS
ASSOCIATION, INC

ARTICLE 1

Offices

The principal office of the Corporation shall be the office of:

Lynn Grey, Attorney
62 East Court Street
Franklin, IN 46131

ARTICLE II

Members

Section 1. Annual Meetings. The annual meeting of the members shall be held during the month of November or December of each year, for the purpose of electing Directors and for the transaction of such other business as may come before the meeting. If the day fixed for the annual meeting shall be a legal holiday in the State of Indiana, such meeting shall be held on the next succeeding business day. If the election of Directors shall not be held on the day designated herein for any annual meeting of the members, or at any adjournment thereof, the Board of Directors shall cause the election to be held at a special meeting of the members as soon thereafter as conveniently may be done.

Section 2. Special Meetings. Special meetings of the members, for any purpose or purposes, may be called by the President or by the Board of Directors, and shall be called by the President or by the Board of Directors at the request of the holders of not less than fifty percent (50%) of all the membership certificates of the corporation entitled to be voted at the meeting.

Section 3. Place of Meeting. The Board of Directors may designate any place, within the State of Indiana, as the place of

meeting for any annual meeting or for any special meeting called by the Board of Directors. If no designation is made, or if a special meeting be otherwise called, the place of meeting shall be the principal office of the corporation in the State of Indiana.

Section 4. Notice of Meeting. Written or printed notice stating the place, day and hour of the meeting and, in case of a special meeting, the purpose or purposes for which the meeting is called, shall be delivered not less than ten (10) nor more than fifteen (15) days before the date of the meeting, either personally or by mail, by or at the direction of the Secretary, or the officer or persons calling the meeting, to each member of record entitled to vote at such meeting. If mailed, such notice shall be deemed to be delivered when deposited in the United States mail, addressed to the member at his address as it appears on the membership list of the corporation, with postage thereon prepaid.

Section 5. Membership List. The officer having charge of the membership list of the corporation shall make a complete list of the members entitled to vote at such meetings, or any adjournment thereof, arranged in alphabetical order, with the address of each and a description of their certificate interests, which list shall be kept on file at the registered office of the corporation and shall be subject to inspection by any member at any time during usual business hours. Such list shall also be produced and kept open at the time and place of the meeting and shall be subject to the inspection of any member during the whole time of the meeting. The membership list shall be prima facie evidence as to who are the members entitled to examine such list or to vote at any meeting of members.

Section 6. Quorum. Ten percent (10%) or more membership certificates of the corporation entitled to be voted, represented in person or by proxy, shall constitute a quorum at a meeting of members. If less than a quorum of the membership certificates are represented at a meeting, a majority of the certificates so represented may adjourn the meeting from time to time without further notice. At such adjourned meeting at which a quorum shall be present or represented, any business may be transacted which might have been transacted at the meeting as originally notified. The members present at a duly organized meeting may continue to transact business until adjournment, notwithstanding the withdrawal of enough members to leave less than a quorum.

Section 7. Manner of Acting. The act of the majority of the certificates voted at a meeting at which a quorum is present shall be the act of the membership.

Section 8. Proxies. At all meetings of members, a member may vote by proxy executed in writing by the member or by his duly authorized attorney in fact. Such proxy shall be filed with the secretary of the corporation before or at the time of the meeting.

Section 9. Voting of Membership Certificates. Each membership certificate entitled to be voted shall be entitled to two votes upon each matter submitted to a vote at a meeting of members. No certificate shall be voted unless all dues and assessments levied with respect thereto have been paid.

Section 10. Voting of Membership Certificates by Certain Holders. Certificates standing in the name of another corporation may be voted by such officer, agent or proxy as the by-laws of such corporation may prescribe, or, in the absence of such provision, as the Board of Directors of such corporation may determine. Certificates held by an administrator, executor, guardian or conservator may be voted by him, either in person or by proxy, without a transfer of such certificates into his name. Certificates standing in the name of a trustee may be voted by him, either in person or by proxy, but no trustee shall be entitled to vote certificates held by him without a transfer of such certificates into his name. Certificates standing in the name of a receiver may be voted by such receiver, and certificates held by or under the control of a receiver may be voted by such receiver without the transfer thereof into his name if authority to do so be contained in an appropriate order of the court by which such receiver was appointed.

Section 11. Informal Action by Members. Unless otherwise provided by law, any action required to be taken at a meeting of the members, or any other action which may be taken at a meeting of the members, may be taken without a meeting if a consent in writing, setting forth the action so taken, shall be signed by all of the members entitled to vote with respect to the subject matter thereof.

ARTICLE III

Board of Directors

Section 1. General Powers. The business and affairs of the corporation shall be managed by its Board of Directors.

Section 2. Number, Tenure and Qualifications. The directors are to be selected by their own section at the annual meeting as follows:

Section I lots 1-37 (one Director);
Section I and Section V lots 38-75 (one director);
Section II lots 1-25 (one director);
Section II lots 26-50 (one director);
Section IV lots 1-26 (one director);
Section IV lots 27-52 (one director);

Section VI and VIII (one director);
Section VII and IX (one director);
Hougham Acres and Section III (one director);
Young's Subdivision and North Shore (one director); and
Pitcher shores (one director).

When Section VIII has 15 memberships, it will leave Section VI and create a new director. As additional lots are platted next to Young's and North Shore, they will be assigned to that director until 29 memberships are reached, at which time a new director will be established to represent additional new memberships. As long as the "LAMBS" and "HOUGHAMS" retain 15 platted lots or platable lots per each family which are unsold, they shall retain a director each. The directors are to be elected for a two year term. Elections are to be as follows:

even numbered sections (II, IV, VI, VIII, H.A.-III) for even years; and
for odd numbered sections (I, V, VII & IX Young-No. Shore, Pitcher Shores) for odd number years.

Where memberships own more than one lot, voting will be done in the section where the house is located. If there is no house, then voting shall be done in the lowest numbered section in which the lots are owned

Section 3. Regular Meetings. A regular meeting of the Board of Directors shall be held without other notice than this By-law immediately after, and at the same place as, the annual meeting of members. The Board of Directors may provide, by resolution, the time and place for the holding of additional regular meetings without other notice than such resolution.

Section 4. Special Meetings. Special meetings of the Board of Directors may be called by or at the request of the President or any two directors. The person or persons authorized to call special meetings of the Board of Directors may fix the place for holding any special meeting of the Board of Directors called by them.

Section 5. Notice. Notice of any special meeting shall be given at least five (5) days previously thereto by written notice delivered personally or mailed to each director at his business address, or by telegram. If mailed, such notice shall be deemed to be delivered when deposited in the United States mail so addressed, with postage thereon prepaid. If notice be given by telegram, such notice shall be deemed to be delivered when the telegram is delivered to the telegraph company. Any director may waive notice of any meeting. The attendance of a director at a meeting shall constitute a waiver of notice of such meeting, except where a director attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is

not lawfully called or convened.

Section 6. Quorum. A majority of the number of directors fixed by Section 2 of the Article III shall constitute a quorum for the transaction of business at any meeting of the Board of Directors, but if less than such majority is present at a meeting, a majority of the directors present may adjourn the meeting from time to time without further notice.

Section 7. Manner of Acting. For conducting normal business, the act of the majority of the directors present at a meeting when a quorum is present shall be the act of the Board of Directors with the following exceptions:

(a) Amendments of, additions to or deletions of any of the Rules and Regulations promulgated by the Lamb Lake Estates Lot Owners Association shall require a two thirds majority vote. Such action must be proposed in writing and final action shall not be taken any sooner than at the next regularly scheduled meeting of the Board of Directors following the meeting at which the proposal was made;

(b) The matter being considered relates to the recorded Restrictions and Covenants of the Lamb Lake Estates Subdivisions which requires participation by the general membership of the Association.

Section 8. Vacancies. Any vacancies occurring in the Board of Directors may be filled by the affirmative vote of the majority of the remaining directors though less than a quorum of the Board of Directors, unless otherwise provided by law. A director elected to fill a vacancy shall be elected for the unexpired term of his predecessor in office. Any directorship to be filled by reason of an increase in the number of directors shall be filled by election at an annual meeting or at a special meeting of members called for that purpose.

Section 9. Compensation. By resolution of the Board of Directors, the directors may be paid their expenses, if any, of attendance at each meeting of the Board of Directors, and may be paid a fixed sum for attendance at each meeting of the Board of Directors or a stated salary as director. No such payment shall preclude any director from serving the corporation in any other capacity and receiving compensation therefor.

Section 10. Presumption of Assent. A director of the corporation who is present at a meeting of the Board of Directors at which action on any corporate matter is taken shall be presumed to have assented to the action taken unless his dissent shall be entered in the minutes of the meeting or unless he shall file his

written dissent to such action with the person acting as the Secretary of the meeting before the adjournment thereof or shall forward such dissent by registered mail to the Secretary of the corporation immediately after the adjournment of the meeting. Such right to dissent shall not apply to a director who voted in favor of such action.

Section 11. Executive Committee. A majority of the whole Board of Directors may by resolution designate two (2) or more members of the corporation to constitute an executive committee, which committee, to the extent provided in said resolution, shall have and exercise all of the authority of the Board of Directors in the management of the corporation.

ARTICLE IV

Officers

Section 1. Number. The officers of the corporation shall be a President, a Vice-President, a Secretary, and a Treasurer, each of whom shall be elected by the Board of Directors. Such other officers and assistant officers as may be deemed necessary may be elected or appointed by the Board of Directors.

Section 2. Election and Term of Office. The officers of the corporation to be elected by the Board of Directors shall be elected annually by the Board of Directors at the first meeting of the Board of Directors held after each annual meeting of the members. If the election of officers shall not be held at such meeting, such election shall be held as soon thereafter as conveniently may be. Each officer shall hold office until his successor shall have been duly elected and shall have qualified or until his death or until he shall resign or shall have been removed in the manner hereinafter provided.

Section 3. Removal. Any officer or agent elected or appointed by the Board of Directors may be removed by the Board of Directors whenever in its judgment the best interests of the corporation would be served thereby, but such removal shall be without prejudice to the contract rights, if any, of the person so removed.

Section 4. Vacancies. A vacancy in any office because of death, resignation, removal, disqualification or otherwise, may be filled by the Board of Directors for the unexpired portion of the term.

Section 5. President. The President shall be the principal executive officer of the corporation and, subject to the control of

the Board of Directors, shall in general supervise and control all of the business and affairs of the corporation. He shall, when present, preside at all meetings of the members and of the Board of Directors. He may sign, with the Secretary, certificates for members of the corporation, any deeds mortgages, bonds, contracts or other instruments which the Board of Directors has authorized to be executed, except in cases where the signing and execution thereof shall be expressly delegated by the Board of Directors or by these By-Laws to some other officer or agent of the corporation, or shall be required by law to be otherwise signed or executed; and in general shall perform all duties incident to the office of President and such other duties as may be prescribed by the Board of Directors from time to time.

Section 6. Vice-President. In the absence of the President or in the event of his death, inability or refusal to act, the Vice-President shall perform the duties of the President, and when so acting, shall have all the powers of and be subject to all the restrictions upon the President. The Vice -President shall perform such other duties as from time to time may be assigned to him by the President or by the Board of Directors.

Section 7. Secretary. The Secretary shall: (a) keep the minutes of the members' and of the Board of Directors' meetings in one or more books provided for that purpose; (b) see that all notices are duly given in accordance with the provisions of these By-Laws or as required by law; (c) be custodian of the corporate records; (d) keep a register of the post office address of each member which shall be furnished to the Secretary by such member; (e) have general charge of the membership list of the corporation; and (f) in general perform all duties incident to the office of Secretary and such other duties as from time to time may be assigned to him by the President or by the Board of Directors.

Section 8. Treasurer. If required by the Board of Directors, the Treasurer shall give a bond for the faithful discharge of his duties in such sum and with such surety or sureties as the Board of Directors shall determine. He shall: (a) have charge and custody of and be responsible for all funds and securities of the corporation; (b) receive and give receipts for monies due and payable to the corporation from any source whatsoever and deposit all such monies in the name of the corporation in such banks, trust companies or other depositories as shall be selected in accordance with the provisions of Article V of these By-Laws; and (c) in general perform all of the duties incident to the office of Treasurer and such other duties as from time to time may be assigned to him by the President or by the Board of Directors.

Section 9. Salaries. The salaries of the officers shall be fixed from time to time by the Board of Directors and no officer shall be prevented from receiving such salary by reason of the fact that he is also a director of the corporation.

ARTICLE V

Contracts, Loans, Checks and Deposits

Section 1. Contracts. The Board of Directors may authorize any office or officers, agent or agents, to enter into any contract or execute and deliver any instrument in the name of and on behalf of the corporation, and such authority may be general or confined to specific instances.

Section 2. Loans. No loans shall be contracted on behalf of the corporation and no evidence of indebtedness shall be issued in its name unless authorized by a resolution of the Board of Directors. Such authority may be general or confined to specific instances.

Section 3. Checks, Drafts, Etc. All checks, drafts or other orders for the payment of money, notes or other evidences of indebtedness issued in the name of the corporation, shall be signed by such officer or officers, agent or agents of the corporation and in such manner as shall from time to time be determined by resolution of the Board of Directors.

Section 4. Deposits. All funds of the corporation not otherwise employed shall be deposited from time to time to the credit of the corporation in such banks, trust companies or other depositories as the Board of Directors may select.

Section 5. Expenditure or commitment of funds for acquisition of capital assets costing in excess of \$10,000.00. On such occasions as the Board of Directors may contemplate purchase of or contract for a capital asset or an improvement of a capital nature where the cost of purchase or contract is \$10,000.00 or more, a notice shall be sent to all members of record. This notice shall provide all members with a resume of the facts and the reason why the expenditure is being contemplated. With the notice there shall be an addressed return card for members to express approval or disapproval of the contemplated action. If 70% or more of the eligible certificate holders respond, the majority opinion of those responding shall be binding upon the Board of Directors. In the event replies are not received from 70% of the eligible certificate holders, the opinions expressed by those responding will be considered but will not be binding upon the Board of Directors. The notice is deemed delivered when deposited in the United States Mail addressed to members at the address shown on the membership list. For matters to which this section applies, only direct replies from members in good standing which are received within 20 days of the mailing of the notice will be considered.

ARTICLE VI

Membership Certificates and Their Transfer

Section 1. Membership Certificates. Certificates of the corporation shall be in such form as shall be determined by the Board of Directors. Such certificates shall be signed by the President and by the Secretary or by such other officers authorized by law and by the Board of Directors so to do. All membership certificates shall be consecutively numbered or otherwise identified. The name and address of the person or persons to whom the certificates are issued, with the date of issue, shall be entered on the membership list of the corporation. All certificates surrendered to the corporation for transfer shall be canceled and no new certificate shall be issued until the former certificate shall have been surrendered and canceled, except that in case of a lost, destroyed or mutilated certificate a new one may be issued therefor upon such terms as the board of Directors may prescribe.

Section 2. Transfer of Membership Certificates. Transfer of certificates shall be made only on the membership list of the corporation by the holder of record thereof or by his legal representative, who shall furnish proper evidence of authority to transfer, or by his attorney thereunto authorized by power of attorney duly executed and filed with the Secretary of the corporation, and on surrender for cancellation of the certificate. The person or persons in whose name certificates stand on the books of the corporation shall be deemed by the corporation to be the owner thereof for all purposes.

ARTICLE VII

Fiscal Year

The fiscal year of the corporation shall begin on the first day of January and end on the last day of December of each year.

ARTICLE VIII

Seal

The Board of Directors may provide a corporate seal which shall be circular in form and shall have inscribed thereon the name of the corporation and the state of incorporation and the words "Corporate Seal".

ARTICLE IX

Waiver of Notice

Unless otherwise provided by law, whenever any notice is required to be given to any member or director of the corporation under the provisions of these By-Laws or under the provisions of the Articles of Incorporation, a waiver thereof in writing, signed by the person or persons entitled to such notice whether before or after the time stated therein, shall be deemed equivalent to the giving of such notice.

ARTICLE X

Amendments

These By-Laws may be altered, amended or repealed and new By-Laws may be adopted by a unanimous vote of the Board of Directors.

GENERAL RULES AND REGULATIONS

1. Owners, occupants, lessees or tenants of lots, tracts and lands in this subdivision shall hold membership in the Lamb Lake Estates Lot Owners Association or its successor organization or association and take their titles subject to the Rules, By-laws, covenants, provisions and restrictions promulgated and adopted by such Association or organization and the use and occupancy of such lots, tracts and lands shall be subject to such Association or organization in authority.

2. Enforcement shall be by proceedings at law or in equity against any person or persons violating or attempting to violate any covenants either to restrain violation or to recover damages.

3. No lot shall be used except for residential purposes and no building shall be erected, altered or placed on any lot other than one detached single family dwelling not to exceed two stories in height and a private detached garage.

4. No dwelling shall be permitted on any lot unless the ground floor area of the main structure, exclusive of one story open porches and garages, shall be not less than 900 square feet for a dwelling of more than one story, nor less than 1200 square feet for a one story dwelling.

5. No building shall be located on any lot nearer to the front line or nearer to the side street line than the minimum building set back lines shown on the recorded plat. No building shall be located nearer than 10 feet to a side yard line. Nothing herein shall prevent an owner of two or more adjoining lots to locate a dwelling thereon within the total confines subject, however, to the above restrictions. A 5 foot side yard set back shall be required for a garage or an accessory building other than a boat or dock house, not exceeding 18 feet in height and if detached it shall be located at least as far back as the rear of the principal dwelling.

6. Easements for installation and maintenance of utilities and drainage facilities are reserved for use of public utilities for installation of sewers and the sewer mains, poles, ducts, lines and wires and drainage subject at all times to the proper authorities and the easement herein reserved. No permanent or other structures are to be erected or maintained upon said strip of land by owners of lots in this subdivision, who take their titles subject to the rights of the public utilities.

7. No lot shall be subdivided for the purpose of accommodating additional structures or families unless the portions resulting from such subdivision are used to enlarge contiguous lots as originally platted, and the lots thus enlarged are used for single family purposes.

8. No noxious or offensive activity shall be carried on upon any lot, nor shall anything be done thereon which may be or may become an annoyance or nuisance to the neighborhood.

9. No structure of a temporary character, trailer, basement, tent, shack, garage, barn, boat house or other accommodation shall be used on any lot at any time as a residence, either temporarily or permanently.

10. No sign of any kind shall be displayed to the public view on any lot, except one professional sign of not more than one square foot, one sign of not more than five square feet advertising the property for sale or rent or signs used by a builder to advertise the property during the construction and sales period.

11. No oil drilling, oil development operations, oil refining, quarry or mining operations of any kind shall be permitted upon or in any lot, nor shall oil wells, tanks, tunnels, mineral excavations or shafts be permitted upon or in any lot. No derrick or other structure designed for use in boring for oil or natural gas shall be erected, maintained or permitted on any lot.

12. No animals, livestock or poultry of any kind shall be raised, bred or kept on any lot except that dogs, cats or other household pets may be kept, provided that they are not kept, bred or maintained for any commercial purpose.

13. No lot shall be used or maintained as a dumping ground for rubbish, trash or garbage. Waste matter or other materials shall be kept only in sanitary containers, and all incinerators or other equipment for the storage or disposal of such material shall be kept in a clean and sanitary condition.

14. No fence, wall or shrub planting which obstructs the sight lines at elevations between two and six feet above roadways shall be placed or permitted to remain on any corner lot within the triangular area formed by the street property lines and a line connecting them at points 25 feet from the intersection of the street property lines or in the case of a rounded property corner, from the intersection of the street property lines extended. The same sight line limitation shall apply on any lot within 10 feet from the intersection of a street property line with the edge of a driveway pavement.

15. No screen planting or hedge or any fence more than 36 inches high shall be permitted on side lot lines between the front lot line and the building set back line.

16. No individual water supply system or sewage disposal system shall be permitted on any lot unless such system is approved by local authorities and is constructed in accordance with the requirements, standards, and recommendations of the Indiana State Board of Health, and has the approval of the Architectural Control

Committee.

17. No building shall be erected, placed or altered on any lot until the building plans, specifications and plot plan showing the location of such building have been approved by an Architectural Control Committee appointed by the Lamb Lake Estates Lot Owners Association, as to quality of workmanship and materials and conformity and harmony of external design with existing structures, and as to location of the building with respect to topography and finished ground elevation. No compensation shall be paid to the members or representatives of the Committee. Said committee shall have the right to refuse any such plans or specifications, which are not suitable or desirable, in its opinion, for aesthetic or other reasons. Committee action shall be by a majority action of its members.

18. Membership in the Association shall extend only to those who, being otherwise qualified, own or occupy platted lake front or secondary lots, or unplatted land suitable for development as water front or secondary lots. Such tracts of land, whether platted or to be platted, shall be of an area comparable to the area of lots platted in the First Section of Lamb Lake Estates as a minimum.

19. The ownership of each lot shall be limited to husband and wife, or either of them, or to one unmarried adult. The occupancy of each lot shall be limited to the owner or owners, as the case may be, and members of their immediate families, except as expressly approved by the Association.

20. No member of the Association shall rent any of his lake property to any person or organization, nor shall he use it or permit it to be used for any commercial purpose whatsoever. Where, in the opinion of the Association, the long term leasing of property is justified by reason of hardship or unusual circumstances, a member may be permitted to lease his lot or lots to such persons and upon such terms as may be approved, in writing, by the Association.

21. No member shall permit any guest to use his lot, his registered boats, the lake or any lake facilities unless such guest is accompanied by the member or someone in the member's immediate family, or has current dated written consent of the member to use his lot, boats, the lake or any lake facilities.

22. Members of the Association shall be subject to all zoning and health regulations, as well as all other regulations and laws affecting the use of their property, the lake, and lake facilities, to the same extent as if such regulations and laws were set forth herein. The violation of any such regulations and laws will subject offending members to the same penalties as are provided for the violation of any other of these rules and regulations.

23. A 10 foot perimeter strip of the shore line of Lamb Lake

shall be controlled by the Association to insure compliance with the Association's rules and regulations. All members in good standing shall have free access to the lake across such strip only adjacent to their property in the case of shore front lots. Owners of secondary lots shall have free access to the lake across such strip only at points designated for that purpose.

24. Applications for membership in the Association shall be accompanied by a membership fee of \$300.00. Each application shall be subject to approval by the Board of Directors of the Association. This fee is nonrefundable and nontransferable.

25. The primary roadways in the platted sections of land surrounding the lake, which have been accepted by the Association, shall be maintained as a general expense to the dues paid by all members. Exceptions to this rule may be determined by the Board of Directors.

26. The Board of Directors shall establish each year the amount of the dues to be levied on each member for the following calendar year and notices shall be mailed to all members. The annual dues are payable in full on the first day of January of each year and are counted as delinquent on the first day of March. A 10% penalty shall be assessed against members who are delinquent in payment of dues and assessments. An additional 10% penalty will be added if the delinquency extends beyond the end of a calendar year.

On April first, a list of delinquent members shall be published and lake privileges are suspended. A lien shall be placed on the property at this time. The cost of filing the lien and the cost of removal of the lien, including reasonable attorney fees, shall be assessed against the property owner and must be paid by the owner.

The annual dues are nonrefundable and nontransferable. New members shall pay dues on a pro rata basis by months remaining in a calendar year from the time of title assignment or occupancy, which ever occurs first. Such action prior to the fifteenth of a month shall make that month included in the computation of dues owed.

27. Each membership certificate in the Association shall be subject to assessment. No assessment for the maintenance of the dam, spillway, roadways or for any other purpose shall be imposed upon lot or land owners except those that have been duly voted upon and passed by the Board of Directors of the Association in accordance with the By-laws of the Association.

28. The Association shall hold a lien to the extent of any delinquent dues or assessments on the real estate of any member of the Association .

29. In the event of violation of these general rules and regulations the Board of Directors shall have the authority to

indefinitely suspend an individual's membership privileges (including lake privileges). A majority vote of the Board of Directors of Lamb Lake Estate Lot Owners Association is required for the suspension of membership privileges. Suspension of membership privileges may occur in the following manner:

(a) The members shall be notified in writing, by certified or registered mail, of the date, time, and place for consideration by the Board of Directors of the suspension of membership privileges. This notification must occur not less than fifteen (15) days before the consideration;

(b) The member shall be furnished within five (5) days after a written request, a written statement of the reasons for the Board's consideration;

(c) A member may file a written request for a hearing within seven (7) days after receipt of the notice of consideration as set forth in section (a) above. Said request for a hearing must be received by the Board within seven (7) days after receipt of the notice of consideration;

(d) When a request for a hearing is filed, the member shall be given a hearing before the Board of Directors on a date no earlier than five (5) days after the filing of the request and no later than thirty-five (35) days after the filing of the request;

(e) At the hearing, the member is entitled to a full statement of the reasons for the proposed suspension of membership privileges and to be heard, and to present the testimony of witnesses and other evidence bearing on the reasons for the proposed suspension of membership privileges.

30. No boat shall be permitted on the lake unless it belongs to a member in good standing of the Association, is registered and bears such identification as the Association may require. Please refer to the Boating Rules and Regulations.

31. No member shall undertake the construction of a garage or accessory building on his lot or lots until he has undertaken construction of an approved dwelling house thereon. Please see the Architectural Control Rules and Regulations.

32. A boat dock or pier may extend into the lake a maximum distance of 20 feet providing it does not interfere with the access to the lake from other property. Docks, piers or boat houses located on an inlet or cove shall not occupy more than 50% of the width of that inlet or cove in cases where the water frontages of other lots are on that inlet or cove. This limitation includes

space used for mooring of boats. All installations shall be subject to the approval of the Architectural Control Committee.

33. All matters concerning the off shore docking area including dock space assignments adjacent to Earlham Dam are to be governed by a permanent Off Shore Docking Committee. The docks are to be specified and approved by the Architectural Control Committee and must be constructed and approved before space assignment.

(a) Annual off shore docking lease fee is to be determined by the Lamb Lake Lot Owners Association Board of Directors. The fee is to be for space for 1 boat space. Lessees are encouraged to share the dock and annual lease fee with another off shore Lamb Lake lot owner.

(b) Dock space assignments are to be made by the Off Shore Docking Committee. The dock lease fee is due and payable concurrent with annual dues. Lease fee is nonrefundable

(c) Use of docking space is for off shore Lamb Lake lot owners only. Any exceptions are to be approved by the Lamb Lake Lot Owners Association Board of Directors. Exception applications are to be in writing addressed to the Chairman of the Off Shore Docking Committee.

(d) Only one boat space assignment is allowed per Lamb Lake Lot Owner Certificate.

(e) The dock and maintenance of the dock is to be provided by the Association Member. Maintenance of the sea wall and adjacent Lamb Lake Lot Owners Association property is to be provided by the Association. Maintenance issues are to be identified, resolved and approved by the Off Shore Docking Committee.

(f) Initial spaces are to be offered by the Off Shore Docking Committee to existing dock owners. All subsequent assignments are then to be on a first come first serve basis.

(g) No trailers or boats are allowed on provided parking area or on any adjacent Lamb Lake Lot Owners Association property at any time.

34. No hunting, trapping, discharge of fire arms or target practice shall be permitted anywhere in Lamb Lake Estates except specific locations may be set aside for such purposes by express authority of the Board of Directors of the Lot Owners Association.

35. Fishing in Lamb Lake is reserved for the members of Lamb Lake Estates Lot Owners Association and their invited guests.

Taking of fish by nets or traps of any sort or by spearing is strictly prohibited. Set lines or a trout line with a maximum of 20 hooks may be used only with the provision that such lines are placed no earlier than sun down and removed prior to 8:00 A.M. the following day. Such lines must be placed so as not to be a hazard or an impediment to navigation.

36. No goldfish, carp or other rough fish minnow may be used as bait in Lamb Lake at any time.

37. The minimum size of fish which may be removed from Lamb Lake, and daily bag limit per person, listed as follows:

- (a) bass size limit 14 inches with bag limit of 3 per person per day;
- (b) walleye size limit 20 inches with bag limit of 2 per person per day;
- (c) Crappie size limit of 9 inches with bag limit of 25 per person per day; and
- (d) Other species--no restrictions. The Fish and Weed Committee shall have the authority to waive the bag limit for sanctioned catch and release tournaments.

38. No herbicides or chemicals of any kind shall be used to control weeds or algae growth in the water or on the land within 20 feet of the shore line. Also no chemicals or fertilizers are to be used within 20 feet of the shoreline of the lake (horizontal projection) without the express permission in writing from the Board of Directors.

39. Open burning of trash, brush and building debris is not permitted. Members are responsible for the actions of the builders or workmen on their property.

40. The maximum speed limit on all of the Association roads around the lake shall be 25 miles per hour.

41. LOAD LIMITS ON ROADS: From January 1st to April 1st of each year, the private roads around the lake are closed to truck traffic with a gross weight in excess of 8 tons. Members are responsible for actions by contractors and workmen who may be employed by them. Special assessments may be levied to repair any damages caused by violation of this rule. Such assessments may be deducted from the building performance bonds if applicable.

42(A) The use of motorcycles of any kind is limited to travel only on the established roadways around the lake. Such vehicles which are not registered and properly licensed by the Indiana Bureau of Motor Vehicles are prohibited. Violators are subject to prosecution and/or special assessments for repair of damage as determined by the Board of Directors. [Minutes 1/13/98]

442(B) The use of All Terrain Vehicles (ATV'S) shall not be

allowed on any Lamb Lake Property, which property shall include, but not be limited, to all roads, dams, beach, ramp area and off shore docking areas. [Minutes 1/13/98]

43. Drainage facilities on individual lots including the side drains along road frontages must be maintained and preserved. Plans for establishing or altering surface drainage features on individual lots are subject to approval prior to implementation. Established drainage features shall not be obstructed at any time.

44. No lot owner may have an automatic dusk to dawn security light illuminating a wide area and visible from the lake without submitting plans and obtaining approval from the Board of Directors of the Association. Such approval will not normally be given unless construction of a house has been undertaken on the site where such a light is proposed. All outdoor flood and spot lighting shall be installed and used in such a manner as not to be offensive to other property owners.

45. Tanks for storage of fuel of any kind shall not be installed above ground on any lot unless they are enclosed in a fence or hedge planting approved by the Architectural Control Committee.

46. No unsightly objects such as inoperative vehicles, utility trailers or construction equipment shall be permitted to remain on any lot. Boats and boat trailers may be kept on members lots provided they are parked or stored in a reasonable manner. Small watercraft fourteen feet or less in length that can be inverted or stored in a reasonable manner may be kept on the shoreline of a member's lot.

47. Operation of all boats of any type on Lamb Lake shall be subject to regulations established and promulgated by the Lot Owners Association, including the establishment of zones in various parts of the lake and restrictions for various classes of boats. Please refer to the boating rules and regulations for specific details.

NOTICE

All of the rules and regulations contained herein shall be enforceable by suspension of membership privileges by a majority vote of the Board of Directors of the Lamb Lake Estates Lot Owners Association.

ARCHITECTURAL CONTROL REGULATIONS

48. The Architectural Control Committee shall be appointed by the President of the Lamb Lake Estates Lot Owners Association and shall consist of 5 members. One member shall be chosen from the land owners; others shall be members of the Association, at least one of which must have a principal residence at the lake.

Functions of the Architectural Control Committee include, but are not limited to, review and approval of plans for boat docks and any other shore side structures; review and approval of plans for individual sewage disposal systems and the review and approval of the plans for residence buildings and any other related structures which are permitted on lots in Lamb Lake Estates Subdivisions. Inspections for compliance with approved plans shall also be performed by the Architectural Control Committee.

49. All plans for proposed construction of any kind shall include a plot plan of the lot or lots showing the location of the residence building, the location of the water well or supply line, the layout of the septic systems and the location of driveways. Information on the location of all existing wells, septic systems and buildings on adjacent lots shall also be provided. The plot plans shall be drawn to a scale of 1 inch equal to no more than 20 feet with contour intervals no more than 5 feet. Sufficient profile and section elevation details to set out completely the total intent of the plans and the impact of finish grading are required.

50. Application for permission to construct an individual sewage treatment system shall be made to the Architectural Control Committee. Septic systems shall not be located closer than 50 feet from a well, 10 feet from a building, 10 feet from a property line or 50 feet from the shore line of the lake. All distances stated are measured on the horizontal projection.

51. Septic tanks shall be no less than 1000 gallons capacity for a house of 3 bedrooms or less and shall be increased by 400 gallons for each additional bedroom. A single tank is preferable. Systems designed for multiple tanks and multiple absorption fields will be evaluated on an individual case basis but in such systems no tanks shall be less than 1,000 gallons capacity. Construction of septic tanks shall conform to the Indiana State Board of Health Bulletin No. S. E. 8, 1974 or its subsequent revisions.

52. Absorption fields must meet minimum requirements of Indiana State Board of Health Bulletin No. S.E. 8 or contain 500 square feet of trench bottom per bedroom, whichever is the greater.

Absorption trenches shall be not more than 3 feet deep and not less than 2 feet deep measured from the finished grade. The absorption line shall be constructed with 4 inch tile laid with

1/4-inch open joints or with perforated pipe made for the purpose. Joints or perforations must be protected from soil infiltration.

The absorption lines shall be surrounded with washed gravel or stone, size range 1/2 inch to 2-1/2 inches, to a depth of at least 12 inches below the bottom of the lines to at least 4 inches above the top of the lines. This gravel or stone shall be covered with untreated building paper or other suitable material before back filling with earth.

PLEASE NOTE

FINGER SYSTEMS SHALL BE INSPECTED:

(1) At 50% Completion; and

(2) After Completion Before Back filling.

A PROPER INSPECTION MUST BE MADE BEFORE TRENCHES ARE BACK FILLED WITH EARTH.

Trenches for absorption lines shall be 36 inches wide and the center separation shall not be less than 7-1/2 feet as measured on the horizontal projection.

Absorption fields with more than 1000 lineal feet of trench shall be divided and dosed separately with a suitable system of tanks and pumps. Each side of the field shall be dosed not more than 4 times a day.

On sloping sites, the absorption field shall be laid out to follow the contours of the site.

On a waterfront lot, the house will normally be between the lake and the absorption field. In those instances where the topography is such that this is not feasible or where such a layout might result in flooding from the lake, other arrangements will be considered on an individual basis by the Architectural Control Committee. In those instances where the absorption field is between the lake and the house, a distance of 100 feet from the closest point of the lake and any part of the field is required (as measured on the horizontal projection).

53. All fences must be approved by the Architectural Control Committee and must meet the requirements of Rule #14 of the General Rules and Regulations.

54. There shall be no exposed exterior concrete block or poured concrete walls in any structure. The exterior of all structures must be masonry, log, or wood material. This shall not

preclude the use of modular concrete retaining wall system, when aesthetically incorporated into the functional landscaping design and installed according to manufacturer's specifications. These materials must be designed especially for landscaping applications, NOT typical concrete block applications. No concrete retaining wall systems will be permitted within 10 feet of the shoreline.

55. It shall be the responsibility of a member submitting plans for approval to notify the owners of adjacent property, including that across a road or drive, at least one week in advance of the scheduled meeting of the Architectural Control meeting. This notification shall be by registered letter, return receipt, to insure that interested parties may have an opportunity to attend that meeting when proposed plans are submitted for approval. The owner or builder must attend the meeting when plans are submitted.

56. Docks, covered docks, boat houses and boat lifts or hoists may be installed by lot owners only with the prior approval of the Architectural Control Committee as to design and location and subject to the following restrictions:

(a) Construction of a boat house shall not be approved unless all adjoining property owners are notified and given opportunity to comment.

(b) Boat houses shall be limited to one story in height.

(c) Boat houses may not include slips for more than two boats.

(d) Boat houses shall not include any provision for habitation.

(e) Design and construction of all boat houses shall harmonize with other structures on the lots which they serve.

(f) A boat dock, pier or boat house shall not utilize more than one half of the width of an inlet or cove when the water frontage of other lots are on that inlet or cove.

57. The approval of plans for any structure or alteration to a structure shall be in writing and signed by both the Architectural control Committee and the owner. If construction is not started within six (6) months from the date of approval, a new application must be made.

58. Construction shall not be undertaken by a lot owner unless he is prepared to complete same without undue delay, excepting reasonable delays due to causes beyond his control such

as may result from adverse weather conditions. It is normally expected that construction will be completed, including finish grading, within one year of starting. This provision shall not preclude the construction of a dwelling in more than one stage, providing that each stage of the proposed plans is first approved by the Architectural Control Committee and that the construction thereof is likewise completed without avoidable delay.

59. The shoreline of the lake is expected to be protected and to remain in its original condition during building of any approved structure. Debris, dirt, brush or trees are not to be pushed into the lake under any circumstances. Any significant alteration of the shoreline other than that approved in conjunction with installation of a boat dock must be specifically approved by the Architectural Control Committee.

60. The Architectural Control Committee will meet on a regularly scheduled basis on the first Saturday of each month at 10:00 A.M. during the months of March through October. During the months of November through February, the committee will meet by appointment with any member, but no house plans or building starts will be approved. The location of the meeting each month can be obtained from any member of the Committee. Plans for a house or other structure must be submitted at least two weeks prior to a scheduled meeting of the Committee for consideration of approval. Two copies each of the following documents (as applicable) must be furnished.

- (a) Elevation and floor plans of the proposed structure.
- (b) Plot plan of the lot or lots as described in Rule number 49.
- (c) Topographical layout of the lot or lots showing impact of finish grade, driveways and proposed buildings on surface drainage. See Rule number 43 regarding preservation and maintenance of surface drainage features.
- (d) Material list and specifications.

61. The following deposits must be made to the Lamb Lake Estates Lot Owners Association prior to final approval of plans to construct a residence:

- (a) Four hundred dollars (\$400.00) building permit fee for the construction of a residence building. This fee is nonrefundable and nontransferable.
- (b) Five hundred dollars (\$500.00) for construction of an individual septic system. This amount will be refunded to the owner or the builder after proper completion of the system and after an Occupancy

Permit is issued by Johnson County.

- (c) One thousand dollars (\$1000.00) as a cash performance bond. This amount will be refunded upon satisfactory completion of the construction in accordance with the approved plans including clean up of the site and finish grading.
- (d) Four hundred dollars (\$400.00) deposit for Cable TV damages shall be required. This amount will be refunded upon satisfactory completion of construction with no cable damage.

A cash performance bond of five hundred dollars (\$500.00) will be required for approval to construct any separate structure not built at the same time as the residence and may be required for any alteration or addition to the residence at a later date. This amount will be refunded upon satisfactory completion of the structure in accordance with approved plans.

62. Materials treated with creosote or creosote compounds will not be permitted on any new structures constructed within 10 feet of the lake on a horizontal projection. Any time that any structures treated with creosote are repaired or replaced within this 10 foot perimeter area, materials approved by the Architectural Control Committee shall be used. Treated wood products, except those specifically approved by the Board of Directors, should not be used where it may come into direct or indirect contact with public drinking water, except for uses involving incidental contact such as docks and bridges. [4/9/96]

BOATING RULES AND REGULATIONS

INDEX TO BOATING RULES AND REGULATIONS

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SECTION 1: **Ownership, identification, eligibility**

1. All boats placed on Lamb Lake must be the property of a lot owner-member of the Lamb Lake Estates Lot Owners Association and must be registered as prescribed by that Association. Only members in good standing are permitted to have boats on Lamb Lake. See the Addendum at the end of this section for rules governing work boats on Lamb Lake.

2. All boats used on Lamb Lake must be properly identified and marked as follows:

- (a) A 6-inch by 8-inch rectangular decal with the logo of the Lamb Lake Estates Lot Owners Association shall be affixed on both sides of each boat in a location which is readily visible under all conditions of operation.
- (b) A 2-inch by 2-inch color patch showing the current year shall be affixed to the center of each 6-inch by 8-inch decal to signify that current year dues and assessments have been paid by the owner of the boat.
- (c) The owner's name shall be displayed on both sides of each authorized boat, or on both sides of an outboard motor, in letters at least 3 inches high of a single color on a contrasting background to be clearly visible under normal conditions at a distance of 100 feet.

3. Power boats shall be propeller driven by single outboard engines or by outdrive systems (I/O powered by a single inboard engine (excepting battery powered auxiliary motors). The use of propeller driven craft with the drive shaft angled through the bottom of the hull is specifically not permitted.

4. The maximum power for boats on Lamb Lake is 120 horsepower for outboard engines and 140 horsepower for inboard outdrive engines as rated by the manufacturers. No boat shall be powered in excess of the hull manufacturer's or the Coast Guard rating for the hull.

5. Pontoon type boats are permitted to a maximum length of 28 feet. Other types of single hull craft shall be limited to 20 feet hull length.

6. Houseboats or craft equipped for living aboard shall not be permitted on Lamb Lake.

7. Boats equipped to discharge sewage or waste water shall not be permitted on Lamb Lake.

8. No personal water craft will be permitted on Lamb Lake. Any unit currently on the lake will be grandfathered until they wear out and belong to their original owners.

SECTION 2: **Equipment requirements**

1. On all powered boats of any type, the engine shall be equipped with a stock factory muffler, underwater exhaust or other devices designed to suppress excessive or unusual noise at all speeds. Exhaust systems shall not be equipped with any cutout system or altered in any manner to reduce efficiency in preventing or reducing noise.

2. All boats of any type operating on Lamb Lake shall be equipped with at least one ring buoy, life jacket or buoyant cushion of a make or type approved by United States Coast Guard Standards for each person aboard. At no time shall any boat be loaded beyond the rated capacity.

3. Any boat operated on Lamb Lake during the period between sunset and sunrise shall be equipped with a light or lights as described in the following rules. All required lights must be in good repair, lighted and displayed during the specified time period.

4. All powered boats shall be equipped with a bright white light aft visible for a distance of 2 miles or more and so affixed or attached as to throw light all around the horizon.

5. All powered boats equipped with a motor or engine rated at 15 horsepower or more shall be equipped with a combination light forward and lower than the white light aft, showing green to starboard and red to port visible for a distance of one mile or more and so affixed or attached as to throw light from dead ahead to two points abaft the beam of said respective sides.

6. Any boat not specifically described in (4) and (5) must be equipped with a portable lantern or flashlight, not affixed or attached to any part of the boat, and capable of throwing a white light for a distance of two miles or more, and it shall be the duty of the operator of any boat to display the same in sufficient time to avoid a collision with any other boat when operating on Lamb Lake between sunset and sunrise.

7. Any boat which is so designed or constructed or in such condition as to endanger other persons or property shall not be

permitted on Lamb Lake. Boats with defective exhaust systems or boats leaking fuel or lubricating oil are considered a nuisance and must be removed from the lake until the deficiencies are corrected.

8. Power boats with fuel tanks installed in closed spaces shall be equipped with proper ventilating devices to remove explosive vapors from such spaces. An approved fire extinguisher shall be carried on such boats when operated on Lamb Lake.

9. All watercraft, trailers, motors and related items which have been in another body of water or to a boat repair business must be decontaminated before being placed on Lamb Lake.

SECTION 3: Speed

1. The maximum speed at which a motorboat may be operated on Lamb Lake shall be 35 miles per hour. Operation at this speed is allowed only in designated areas at designated times.

2. *Periods of restricted boating:* At such times when the water level of the lake is elevated due to unusual rainfall and heavy runoff from the watershed, boating shall be restricted to idle speed over the entire lake.

3. No boat of any kind shall be operated at greater than idle speed between sunset and 9:00 A.M. and periods of reduced visibility and during high water. Idle speed is herein defined as a speed which prevents the boat from leaving white water or causing a wake.

4. A reminder signal light is located at the swimming beach. This light should be red when idle speed only is allowed over the entire Lake.

5. Operations of boats on Lamb Lake shall be reasonable and prudent at all times on all areas of the Lake with due regard for the rights and safety of other persons. Speeds shall be no greater than that which permits full control and the capability of bringing the boat to a stop within the assured clear distance ahead considering weather, visibility and density of traffic.

SECTION 4: **Operating restrictions**

1. No person shall operate a motorboat on Lamb Lake when passing or approaching another boat in such a manner as to create a hazardous wake or wash.

2. No person shall operated a motorboat on Lamb Lake in a circular course around any other boat or around any person(s) in the water.

3. A person less than 15 years of age may not operate a motorboat on Lamb Lake with more than 10 horsepower.

4. No person operating a motorboat on Lamb Lake shall permit any occupant to sit or stand on the gunwales or dangle legs over the sides of the boat while that boat is underway.

5. No person shall operate any boat while under the influence of intoxicating drugs or alcohol.

SECTION 5: **Accident procedures**

1. The operator of any boat involved in or causing an accident or collision resulting in injury to any person or damage to another boat or property shall:

- (a) return to the scene of the accident and remain there, giving reasonable assistance to any person injured or requesting help.
- (b) fully identify himself, giving his name and address, and the name and address of the owner of the boat.

SECTION 6: **Traffic rules**

1. The areas marked by anchored buoys as "NO WAKE" zones are to be observed at all times. Beyond these buoys (upstream) all motorboats are limited to idle speed operation.

2. No motorboat or person shall approach or pass within 100 feet of the shoreline of Lamb Lake at speed greater than idle speed. All boats will be at idle speed prior to entering the 100

foot perimeter strip or before entering a designated idle speed area.

3. The following general traffic rules shall be followed by motorboats operating on Lamb Lake:

- (a) When two boats are approaching each other "head to head", or nearly so, each boat shall bear to the right and pass the other boat on its left side.
- (b) When two boats are approaching each other obliquely or at right angles, the boat on the right shall have the right of way.
- (c) A boat may overtake and pass another boat on either side if the same can be done with safety and within assured clear distance ahead, but the boat overtaken shall have the right of way.
- (d) A boat leaving a dock, pier or wharf or the shore shall have the right of way over all boats approaching the same.
- (e) All motorboats operating on Lamb Lake shall generally bear to the shore at the right when underway. Excepted are boats engaged in fishing, operating at low speeds, and in situations where traffic density and visibility do not present a potential hazard.

4. Horns or whistles are not to be sounded unless a warning signal is necessary to prevent injury or damage to property.

5. A siren is not to be sounded on the lake except by persons specifically authorized by the Board of Directors of Lamb Lake Estates Lot Owners Association in the course of patrolling the waters of Lamb Lake.

6. No person shall anchor any boat in a travelled portion of Lamb Lake so as to prevent, impede, or interfere with the safe passage of other boats through that area of the lake.

7. No boat shall be moored or attached to any buoy or marker or other aid to safe operation which has been placed on the waters of Lamb Lake by authority of the Lamb Lake Estates Lot Owners Association, nor shall any such buoy or marker be moved, tampered with or damaged.

SECTION 7: Skiing rules

1. All boats towing person(s) on water skis, aquasleds, tubes or similar devices must be occupied by at least one person, other than the driver. This person is responsible for full time observation of the objects and the persons being towed. Observers must be at least 11 years of age. The driver must be giving full time attention to the operation of the boat and the surrounding traffic.
2. All boats towing person(s) on water skis, aquasleds, tubes or similar devices must be equipped with a signal flag which is to be displayed only when the person being towed has fallen from the device being towed and is down in the water. This flag must be an international orange colored rectangle 15 inches by 18 inches which is mounted on a 36 inch long handle.
3. No boat on Lamb Lake may tow more than two persons on water skis, aquasleds, tubes or similar devices at the same time.
4. The traffic pattern in the skiing area of Lamb Lake is counterclockwise. In most instances, persons down in the water should be picked up in a left turn maneuver by the towing boat.
5. Dropping skis: The intentional dropping of one ski for the purpose of continuing on a single ski is limited to the area of the spillway at the West end of the dam. Such a drop shall be made with care at the outer edge of the traffic pattern. All boats towing skiers must exercise caution to avoid floating skis in this area.

SECTION 8: Authority

1. The Lamb Lake Estates Lot Owners Association, may from time to time with or without notice, inspect any boat placed on Lamb Lake. If it is found from such inspection that any boat is not eligible for registration, the owner of such boat shall be given notice stating that the boat does not meet the requirements set forth. In any such case, the Lamb Lake Estates Lot Owners Association may take possession of any certificates and identifying decals which may have been issued and suspend operation of that boat on Lamb Lake pending correction of deficiencies.
2. The Board of Directors of Lamb Lake Estates Lot Owners

Association shall have the authority to carry out and enforce these rules and regulations. This includes, but is not limited to, the following:

- (a) Specification of requirements and forms for registration of boats permitted on Lamb Lake.
- (b) Issuance of all permits and certificates which may be required for boats on Lamb Lake.
- (c) Promulgation and amendment of these boating rules and regulations.
- (d) Conduct of inspections of all boats on Lamb Lake.
- (e) Establishment of patrols on Lamb Lake to oversee and to enforce these rules and regulations.
- (f) Prescription of forms for reporting infractions of rules.

3. The first violation of these rules shall result in the member receiving a warning from the lake patrol officer and/or any member of the boating committee. A second violation may result in the member receiving a ticket. Any subsequent violations may result in the members loss of membership privileges. The procedure for suspension of membership privileges shall be the same as set forth in Section 29 of the General Rules and Regulations. A written record of warnings and tickets issued shall be maintained by the lake patrol officer and boating committee. At the conclusion of the calendar year, this written record shall be forwarded to the Association's secretary for keeping in the Association's permanent files. A copy of said record shall be maintained by the lake patrol officer and boating committee.

4. Nothing in this provision prohibits the association from seeking enforcement of these rules and regulations to the full extent permitted by the law including injunctive relief.

ADDENDUM TO THE BOATING RULES AND REGULATIONS

Work boats or barges not covered by the Association Rules and Regulations, which define recreational watercraft authorized to operate on Lamb Lake, may be used on Lamb Lake subject to the following controls and regulations:

- (1) All projects involving shoreline structures and alteration of the natural contours of the perimeter strip must have prior approval as prescribed in the Rules and Regulations of the Lamb Lake Estates Lot Owners Association.
- (2) Materials such as rip-rap stone, heavy timbers, lumber etc. may be brought to the water's edge for transport to the project site by water. The designated site is the area West of the boat launch ramp which is owned by the Association. Materials may be delivered to the space between the water and the graveled area used for turning and backing to the launch ramp. The launch ramp may not be used for unloading heavy materials since it was built to handle only the recreational boats authorized to operate on the lake.
- (3) Only straight trucks, with no more than two axles on the rear, may be used due to limitations of the approach roads. The load limit is 9 tons per trip. Tracked equipment for loading or handling may be used only if equipped with smooth road pads.
- (4) No alteration of the existing terrain nor placement of any fixed structure by members or contractors hired by members shall be permitted at the designated site. Placement of crushed stone or rock extending into the water to facilitate loading of material directly on to a boat or barge may be permitted. Plans for doing this must be approved in advance by the Board of Directors.
- (5) Materials such as rip-rap stone may not be stock piled at the designated site and it is expected that the delivery of material and transport by water to the site of each individual authorized project will be conducted simultaneously. Unless a project is interrupted by unavoidable conditions such as inclement weather, no more than 20 tons of rip-rap stone may be left at the delivery site for more than two days. Any exception to this must be approved by the Board of Directors.
- (6) Members using their own boats which are registered and

authorized to operate on Lamb Lake may use the designated site for delivery of materials as described. Work boats or barges owned by members which are not eligible for registration under the Boating Rules and Regulations will be subject to the same rules and controls set forth for Contractor owned boats or barges.

(7) Contractor owned boats or barges may be placed on Lamb Lake when members are having work done on approved shore side projects and such boats, regardless of size or type, may be used only for working on those projects. Lamb Lake Estates Lot Owners Association, Inc. assumes no responsibility or liability of or the operation of a contractor owned work craft permitted on the lake. Members engaging a contractor must assume all liability for the contractor's operation. Members will also be required to post a cash bond of \$200.00 to insure any damage to property caused by a contractor. All or part of this will be refunded at completion of the project.

(8) Specific approval of a contractor owned boat or barge, powered or unpowered, must be obtained from the Board of Directors. Details of the proposed method of launching and retrieving, power (if applicable) and the dimensions of the craft must be provided before approval will be granted.

(9) The maximum dimensions for a work boat or barge will be 32 feet overall length by 10 feet in width. Self powered craft will be limited to 120 horsepower. Only outboard powered craft will be considered.

(10) An authorized contractor boat or barge may be moored at the project site when it is not in use during the course of the project. If this is impractical or undesirable, another site will be designated by the Board of Directors. Normally no contractor will be permitted to keep a work craft on the lake except on a project basis. Any exceptions to this must be approved by the Board of Directors.

(11) Operation of any craft used for work or transport of materials on the lake, which does not fall within the specifications of the Boating Rules and Regulations of the Association, may be suspended or restricted at any time that such operation constitutes a hazard to the normal recreational use of Lamb Lake in the judgment of the Board of Directors.

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BOATING RULES AND REGULATIONS

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SECTION 1: Ownership, identification, eligibility

1. All boats placed on Lamb Lake must be the property of a lot owner-member of the Lamb Lake Estates Lot Owners Association and must be registered as prescribed by that Association. Only members in good standing are permitted to have boats on Lamb Lake. See the Addendum at the end of this section for rules governing work boats on Lamb Lake.

2. All boats used on Lamb Lake must be properly identified and marked as follows:

- (a) A 6-inch by 8-inch rectangular decal with the logo of the Lamb Lake Estates Lot Owners Association shall be affixed on both sides of each boat in a location which is readily visible under all conditions of operation.
- (b) A 2-inch by 2-inch color patch showing the current year shall be affixed to the center of each 6-inch by 8-inch decal to signify that current year dues and assessments have been paid by the owner of the boat.
- (c) The owner's name shall be displayed on both sides of each authorized boat, or on both sides of an outboard motor, in letters at least 3 inches high of a single color on a contrasting background to be clearly visible under normal conditions at a distance of 100 feet.

3. Power boats shall be propeller driven by single outboard engines or by outdrive systems (I/O powered by a single inboard engine (excepting battery powered auxiliary motors). The use of propeller driven craft with the drive shaft angled through the bottom of the hull is specifically not permitted.

4. The maximum power for boats on Lamb Lake is 120 horsepower for outboard engines and 140 horsepower for inboard outdrive engines as rated by the manufacturers. No boat shall be powered in excess of the hull manufacturer's or the Coast Guard rating for the hull.

5. Pontoon type boats are permitted to a maximum length of 28 feet. Other types of single hull craft shall be limited to 20 feet hull length.

6. Houseboats or craft equipped for living aboard shall not be permitted on Lamb Lake.

7. Boats equipped to discharge sewage or waste water shall not be permitted on Lamb Lake.

8. No personal water craft will be permitted on Lamb Lake. Any unit currently on the lake will be grandfathered until they wear out and belong to their original owners.

SECTION 2: Equipment requirements

1. On all powered boats of any type, the engine shall be equipped with a stock factory muffler, underwater exhaust or other devices designed to suppress excessive or unusual noise at all speeds. Exhaust systems shall not be equipped with any cutout system or altered in any manner to reduce efficiency in preventing or reducing noise.

2. All boats of any type operating on Lamb Lake shall be equipped with at least one ring buoy, life jacket or buoyant cushion of a make or type approved by United States Coast Guard Standards for each person aboard. At no time shall any boat be loaded beyond the rated capacity.

3. Any boat operated on Lamb Lake during the period between sunset and sunrise shall be equipped with a light or lights as described in the following rules. All required lights must be in good repair, lighted and displayed during the specified time period.

4. All powered boats shall be equipped with a bright white light aft visible for a distance of 2 miles or more and so affixed or attached as to throw light all around the horizon.

5. All powered boats equipped with a motor or engine rated at 15 horsepower or more shall be equipped with a combination light forward and lower than the white light aft, showing green to starboard and red to port visible for a distance of one mile or more and so affixed or attached as to throw light from dead ahead to two points abaft the beam of said respective sides.

6. Any boat not specifically described in (4) and (5) must be equipped with a portable lantern or flashlight, not affixed or attached to any part of the boat, and capable of throwing a white light for a distance of two miles or more, and it shall be the duty of the operator of any boat to display the same in sufficient time to avoid a collision with any other boat when operating on Lamb Lake between sunset and sunrise.

7. Any boat which is so designed or constructed or in such condition as to endanger other persons or property shall not be

permitted on Lamb Lake. Boats with defective exhaust systems or boats leaking fuel or lubricating oil are considered a nuisance and must be removed from the lake until the deficiencies are corrected.

8. Power boats with fuel tanks installed in closed spaces shall be equipped with proper ventilating devices to remove explosive vapors from such spaces. An approved fire extinguisher shall be carried on such boats when operated on Lamb Lake.

9. All watercraft, trailers, motors and related items which have been in another body of water or to a boat repair business must be decontaminated before being placed on Lamb Lake.

SECTION 3: Speed

1. The maximum speed at which a motorboat may be operated on Lamb Lake shall be 35 miles per hour. Operation at this speed is allowed only in designated areas at designated times.

2. *Periods of restricted boating:* At such times when the water level of the lake is elevated due to unusual rainfall and heavy runoff from the watershed, boating shall be restricted to idle speed over the entire lake.

3. No boat of any kind shall be operated at greater than idle speed between sunset and 9:00 A.M. and periods of reduced visibility and during high water. Idle speed is herein defined as a speed which prevents the boat from leaving white water or causing a wake.

4. A reminder signal light is located at the swimming beach. This light should be red when idle speed only is allowed over the entire Lake.

5. Operations of boats on Lamb Lake shall be reasonable and prudent at all times on all areas of the Lake with due regard for the rights and safety of other persons. Speeds shall be no greater than that which permits full control and the capability of bringing the boat to a stop within the assured clear distance ahead considering weather, visibility and density of traffic.

SECTION 4: Operating restrictions

1. No person shall operate a motorboat on Lamb Lake when passing or approaching another boat in such a manner as to create a hazardous wake or wash.
2. No person shall operated a motorboat on Lamb Lake in a circular course around any other boat or around any person(s) in the water.
3. A person less than 15 years of age may not operate a motorboat on Lamb Lake with more than 10 horsepower.
4. No person operating a motorboat on Lamb Lake shall permit any occupant to sit or stand on the gunwales or dangle legs over the sides of the boat while that boat is underway.
5. No person shall operate any boat while under the influence of intoxicating drugs or alcohol.

SECTION 5: Accident procedures

1. The operator of any boat involved in or causing an accident or collision resulting in injury to any person or damage to another boat or property shall:
 - (a) return to the scene of the accident and remain there, giving reasonable assistance to any person injured or requesting help.
 - (b) fully identify himself, giving his name and address, and the name and address of the owner of the boat.

SECTION 6: Traffic rules

1. The areas marked by anchored buoys as "NO WAKE" zones are to be observed at all times. Beyond these buoys (upstream) all motorboats are limited to idle speed operation.
2. No motorboat or person shall approach or pass within 100 feet of the shoreline of Lamb Lake at speed greater than idle speed. All boats will be at idle speed prior to entering the 100

foot perimeter strip or before entering a designated idle speed area.

3. The following general traffic rules shall be followed by motorboats operating on Lamb Lake:

(a) When two boats are approaching each other "head to head", or nearly so, each boat shall bear to the right and pass the other boat on its left side.

(b) When two boats are approaching each other obliquely or at right angles, the boat on the right shall have the right of way.

(c) A boat may overtake and pass another boat on either side if the same can be done with safety and within assured clear distance ahead, but the boat overtaken shall have the right of way.

(d) A boat leaving a dock, pier or wharf or the shore shall have the right of way over all boats approaching the same.

(e) All motorboats operating on Lamb Lake shall generally bear to the shore at the right when underway. Excepted are boats engaged in fishing, operating at low speeds, and in situations where traffic density and visibility do not present a potential hazard.

4. Horns or whistles are not to be sounded unless a warning signal is necessary to prevent injury or damage to property.

5. A siren is not to be sounded on the lake except by persons specifically authorized by the Board of Directors of Lamb Lake Estates Lot Owners Association in the course of patrolling the waters of Lamb Lake.

6. No person shall anchor any boat in a travelled portion of Lamb Lake so as to prevent, impede, or interfere with the safe passage of other boats through that area of the lake.

7. No boat shall be moored or attached to any buoy or marker or other aid to safe operation which has been placed on the waters of Lamb Lake by authority of the Lamb Lake Estates Lot Owners Association, nor shall any such buoy or marker be moved, tampered with or damaged.

SECTION 7: **Skiing rules**

1. All boats towing person(s) on water skis, aquasleds, tubes or similar devices must be occupied by at least one person, other than the driver. This person is responsible for full time observation of the objects and the persons being towed. Observers must be at least 11 years of age. The driver must be giving full time attention to the operation of the boat and the surrounding traffic.

2. All boats towing person(s) on water skis, aquasleds, tubes or similar devices must be equipped with a signal flag which is to be displayed only when the person being towed has fallen from the device being towed and is down in the water. This flag must be an international orange colored rectangle 15 inches by 18 inches which is mounted on a 36 inch long handle.

3. No boat on Lamb Lake may tow more than two persons on water skis, aquasleds, tubes or similar devices at the same time.

4. The traffic pattern in the skiing area of Lamb Lake is counterclockwise. In most instances, persons down in the water should be picked up in a left turn maneuver by the towing boat.

5. Dropping skis: The intentional dropping of one ski for the purpose of continuing on a single ski is limited to the area of the spillway at the West end of the dam. Such a drop shall be made with care at the outer edge of the traffic pattern. All boats towing skiers must exercise caution to avoid floating skis in this area.

SECTION 8: **Authority**

1. The Lamb Lake Estates Lot Owners Association, may from time to time with or without notice, inspect any boat placed on Lamb Lake. If it is found from such inspection that any boat is not eligible for registration, the owner of such boat shall be given notice stating that the boat does not meet the requirements set forth. In any such case, the Lamb Lake Estates Lot Owners Association may take possession of any certificates and identifying decals which may have been issued and suspend operation of that boat on Lamb Lake pending correction of deficiencies.

2. The Board of Directors of Lamb Lake Estates Lot Owners

Association shall have the authority to carry out and enforce these rules and regulations. This includes, but is not limited to, the following:

- (a) Specification of requirements and forms for registration of boats permitted on Lamb Lake.
- (b) Issuance of all permits and certificates which may be required for boats on Lamb Lake.
- (c) Promulgation and amendment of these boating rules and regulations.
- (d) Conduct of inspections of all boats on Lamb Lake.
- (e) Establishment of patrols on Lamb Lake to oversee and to enforce these rules and regulations.
- (f) Prescription of forms for reporting infractions of rules.

3. The first violation of these rules shall result in the member receiving a warning from the lake patrol officer and/or any member of the boating committee. A second violation may result in the member receiving a ticket. Any subsequent violations may result in the members loss of membership privileges. The procedure for suspension of membership privileges shall be the same as set forth in Section 29 of the General Rules and Regulations. A written record of warnings and tickets issued shall be maintained by the lake patrol officer and boating committee. At the conclusion of the calendar year, this written record shall be forwarded to the Association's secretary for keeping in the Association's permanent files. A copy of said record shall be maintained by the lake patrol officer and boating committee.

4. Nothing in this provision prohibits the association from seeking enforcement of these rules and regulations to the full extent permitted by the law including injunctive relief.

ADDENDUM TO THE BOATING RULES AND REGULATIONS

Work boats or barges not covered by the Association Rules and Regulations, which define recreational watercraft authorized to operate on Lamb Lake, may be used on Lamb Lake subject to the following controls and regulations:

(1) All projects involving shoreline structures and alteration of the natural contours of the perimeter strip must have prior approval as prescribed in the Rules and Regulations of the Lamb Lake Estates Lot Owners Association.

(2) Materials such as rip-rap stone, heavy timbers, lumber etc. may be brought to the water's edge for transport to the project site by water. The designated site is the area West of the boat launch ramp which is owned by the Association. Materials may be delivered to the space between the water and the graveled area used for turning and backing to the launch ramp. The launch ramp may not be used for unloading heavy materials since it was built to handle only the recreational boats authorized to operate on the lake.

(3) Only straight trucks, with no more than two axles on the rear, may be used due to limitations of the approach roads. The load limit is 9 tons per trip. Tracked equipment for loading or handling may be used only if equipped with smooth road pads.

(4) No alteration of the existing terrain nor placement of any fixed structure by members or contractors hired by members shall be permitted at the designated site. Placement of crushed stone or rock extending into the water to facilitate loading of material directly on to a boat or barge may be permitted. Plans for doing this must be approved in advance by the Board of Directors.

(5) Materials such as rip-rap stone may not be stock piled at the designated site and it is expected that the delivery of material and transport by water to the site of each individual authorized project will be conducted simultaneously. Unless a project is interrupted by unavoidable conditions such as inclement weather, no more than 20 tons of rip-rap stone may be left at the delivery site for more than two days. Any exception to this must be approved by the Board of Directors.

(6) Members using their own boats which are registered and

authorized to operate on Lamb Lake may use the designated site for delivery of materials as described. Work boats or barges owned by members which are not eligible for registration under the Boating Rules and Regulations will be subject to the same rules and controls set forth for Contractor owned boats or barges.

(7) Contractor owned boats or barges may be placed on Lamb Lake when members are having work done on approved shore side projects and such boats, regardless of size or type, may be used only for working on those projects. Lamb Lake Estates Lot Owners Association, Inc. assumes no responsibility or liability of or the operation of a contractor owned work craft permitted on the lake. Members engaging a contractor must assume all liability for the contractor's operation. Members will also be required to post a cash bond of \$200.00 to insure any damage to property caused by a contractor. All or part of this will be refunded at completion of the project.

(8) Specific approval of a contractor owned boat or barge, powered or unpowered, must be obtained from the Board of Directors. Details of the proposed method of launching and retrieving, power (if applicable) and the dimensions of the craft must be provided before approval will be granted.

(9) The maximum dimensions for a work boat or barge will be 32 feet overall length by 10 feet in width. Self powered craft will be limited to 120 horsepower. Only outboard powered craft will be considered.

(10) An authorized contractor boat or barge may be moored at the project site when it is not in use during the course of the project. If this is impractical or undesirable, another site will be designated by the Board of Directors. Normally no contractor will be permitted to keep a work craft on the lake except on a project basis. Any exceptions to this must be approved by the Board of Directors.

(11) Operation of any craft used for work or transport of materials on the lake, which does not fall within the specifications of the Boating Rules and Regulations of the Association, may be suspended or restricted at any time that such operation constitutes a hazard to the normal recreational use of Lamb Lake in the judgment of the Board of Directors.