

The Malvern Communicator

Spring 2009

A Message From our President

As apparently is the norm, it has been another busy year in Malvern. We have had to continue to address Rule and Covenant violations. Some are taken care of easily and others take a substantial amount of time, impacting on the normal priorities of maintaining our lake, roads, clubhouse, pool and the other common areas used and available for use by all the residents.

There is a substantial amount of work on the pool being completed before it opens. We had work done on the clubhouse furnace, a new fridge was purchased, and a group of volunteers did a lot of landscaping/cosmetic work on several areas in Malvern. We are still faced with repairing an expensive culvert problem, we have an extensive Dam certification to take care of, although we have requested a year extension to give us more time to meet State mandated engineering specifications that must accompany the application for recertification, and the pool will still require more work. The work on the furnace was a repair to get us through the winter and we are looking into updating the heating/cooling system for the clubhouse. We are trying to keep to our five year plan but we have to remember it is an ongoing work in progress.

There will be 4 openings on the board at the yearly April membership meeting. We have five residents running so we need a good turnout to ensure we have a quorum. If you cannot make the meeting please provide your proxy to a board member or resident to bring to the meeting.

In closing I would encourage everyone to take a look at the proposed Rule and Bylaw changes included in this newsletter. Your inputs during the April meeting will be very important in the community deciding on what to adopt or leave as it. Final action on these proposed changes is currently anticipated to occur during the Fall membership meeting in October.

I hope to see every household represented at the meeting.

Respectfully,
Gerald Monnat, Board President



Upcoming Malvern Events

SEMI-ANNUAL MEMBERSHIP MEETING

What: Annual Meeting (Bylaw requirement)
Where: Malvern Clubhouse
Date: Saturday, April 25, 2009
Time: 10:00 a.m.
Why: To elect Board members and discuss community issues, see bios attached

PRESENT BOARD MEMBERS:

Jerry Monnat: President (candidate for reelection)
Lee Rees: VP & roads (candidate for reelection)
Ed Johnson: Treasurer (candidate for reelection)
Barb Flynn: Secretary
Pat Kaplon: Architecture and rules
Rick Curtain: Grounds and lake
John Haines: Clubhouse and pool

CHANGES TO THE MALVERN BOARD

At the April 25th membership meeting, you will be voting for 4 board members. There are 5 people running for 4 positions. Please see a short bio from each person on the following pages.

SPRING VOLUNTEER WEEKEND

Where: Meet at the Malvern Clubhouse
Dates: Sat. & Sun., May 2 and 3
Time: 8:30 a.m.
Contact: Karen at 948-3230

Volunteers work on projects that help preserve Malvern's amenities as well as save money.

It is a great way to meet your neighbors and to help your community at the same time.



Rick Collins, 560 Old Forge Way

My wife, Ceil, and I bought our house in Malvern three years ago. It offered a quiet, scenic and more sensible quality of life for our retirement. I had worked for 35 years in the classroom, teaching biology and other sciences at the middle school and high school levels in New Jersey. Our two sons are now grown, one lives in Virginia and the other in New Jersey. We have three grandsons who love coming to their “country house” in Malvern. I enjoy working on and building computers, doing home improvements and all types of repair projects. I try to keep a positive outlook and am always willing to hear both sides of a discussion. Problem solving has always been an important part of my life. Malvern is a wonderful community to which I feel I can contribute. Volunteering here on work weekends has helped me see the importance of personal involvement, and I feel that I have an obligation to serve my community to help preserve what I enjoy most about Malvern.

Jason Woodward, 143 Malvern Drive

Hi, my name is Jason Woodward, and I am 31 years old. My family and I have lived in Madison County our entire lives and three years ago we purchased a home in Malvern where we are currently raising our three growing girls. We enjoy living in Malvern because of its convenience to local schools and stores. We love the quiet neighborhood and the polite residents and have felt welcome here since the moment we arrived. I currently work for Northern Virginia Electric Coop. as a lineman helping to keep the power flowing to more than one hundred forty thousand customers. My hobbies include hunting, fishing and taking camping trips with my family. I would like the opportunity to run for a seat on the Malvern Board. By holding a seat on the board I will have the opportunity to represent our residents by helping to make decisions concerning our community. I will make it my first priority to make sure our residents are happy in their environment and to listen to what issues need to be addressed. I have become involved in the community by attending “Community Day,” where residents of Malvern come together to make our neighborhood a better place to live. I also strive to attend the monthly meetings where issues are discussed. I have recognized by attending these meetings that our community needs a fresh approach to getting things resolved in a timely manner and to getting our community more involved with things that are going on. I believe I have a strong ability to make the important decisions involving our community, with the utmost regard for its residents. Please allow me to speak on your behalf and vote me in at the yearly meeting in April. Thank you in advance for your support.

Lee Rees, 210 Carriage Lane

My family and I moved to Malvern in December 2005, after having lived in Culpeper for six years. My wife, Pattie, and I both resided in Madison prior to becoming married. She and I attended Madison public schools and were raised in the community of Madison. Our main reason for returning to Madison is to raise our son, Carter, in the same atmosphere with which we were raised. Upon graduation from Madison County high School, I attended the Virginia Military Institute, where I graduated with a Bachelor of Science in Biology and a minor in Chemistry. After graduation, I decided to explore the field of education by teaching ninth grade Earth Science in Front Royal VA. While teaching, I discovered that I also had an interest in law enforcement. In 2000, I became a police officer with the Culpeper Town Police Department. I have since worked there and have held many positions including: Patrol Officer, K-9 handler, and Detective. My current position is Lieutenant of the Special Operations Division. While there, I have been fortunate to have been chosen to attend several training opportunities including becoming a Crime Scene Investigator and a member of the Town Police Emergency Response Team (S.W.A.T.) I have several thoughts on how to enhance the community of Malvern, including more community interaction through picnics, hosting a Malvern 5K run/walk event and furthering the Neighborhood Watch program. For the past two years, I have served as Vice President of the Malvern Board of Directors and am running for a second term on the Board.

Jerry Monnat, 811 Malvern Drive

My wife and I bought our home in Malvern in December of 2004. I am retired Navy, served 27 years as a Navy Cryptologist, and retired as a Master Chief Petty Officer. I immediately went back to work as a contractor supporting the Naval Space and Warfare systems command in Charleston, S.C. from 1995 to 2000. We moved back to Northern Virginia when my wife accepted a Finance Officer position with the U.S. Department of State. My company (AT&T) transferred me to a position supporting the Office of Naval Intelligence in Suitland, Md. During our time in Northern Virginia I was the Treasurer and President of the Fairwoods Homeowners Association in Fairfax for five years and have been the Treasurer for our present Condo Association in Alexandria since spring of 2001. We spend most of our available time (weekends and holidays) at our Malvern residence improving the house and grounds as it will be our retirement home. I intend to remain very active in the care and upkeep of Malvern to maintain the property values and quality of life.

I have served on the Board since spring of 2005, initially as the Board Director overseeing the clubhouse. I am presently serving as President and I am running for re-election to the Board of Directors.

Ed Johnson, 304 Pine Torch Lane

My wife Nancy and I relocated to Malvern in July, 2004 after living in Chantilly for the previous 22 years. I have worked in northern Virginia since 1971 as a land surveyor where I have been involved in most aspects of land development engineering. Our move to Malvern occurred as a first step in seeking a less hectic life-style than is found in northern Virginia. We enjoy the open spaces in and around Madison County and we certainly find the lack of congestion a welcome relief. I have over 35 years of land surveying, civil engineering, land planning, business and computer related skills that, combined with the experience of other board members, should prove valuable to carrying out the duties of the Association. Additionally, I have reached a point in my working career where I can devote more time to the community where I have chosen to reside. I am seeking re-election after having been first elected in 2007 and serving as Treasurer since that time.

2008 Year-end Statement of Income and Expenses

| Income | 2008 Total | Budget | Expenses | 2008 Total | Budget |
|------------------------|------------------|------------------|--------------------------------|-----------------|------------------|
| Regular assessment | \$69,900 | \$70,200 | Administration | \$963 | \$1,500 |
| Special assessment | \$29,000 | \$29,250 | Capital improvements | \$2,457 | \$7,250 |
| Boat fee | \$120 | \$100 | Insurance | \$2,723 | \$3,000 |
| Rentals | \$3,915 | \$2,000 | Taxes/licenses | \$25 | \$25 |
| Late fees | \$60 | \$250 | Dam and roads loan | \$37,070 | \$37,100 |
| Road impact fee | (\$2,500) | | Road loan (original) | \$23,776 | \$23,775 |
| Money market interest | \$727 | \$900 | Building & grounds maintenance | \$9,841 | \$9,500 |
| Mowing & miscellaneous | \$1,430 | \$1,000 | Road maintenance | \$5,067 | \$10,000 |
| Pool income | \$2,535 | \$2,500 | Mowing and miscellaneous | \$1,220 | \$1,000 |
| Total income | \$105,187 | \$106,200 | Clubhouse operations | \$1,908 | \$2,000 |
| | | | Pool operations | \$4,322 | \$4,000 |
| | | | Electric | \$2,702 | \$3,400 |
| | | | Fuel | \$3,109 | \$2,750 |
| | | | Telephone | \$366 | \$400 |
| | | | Legal | \$0 | \$500 |
| | | | Total expenses | \$95,549 | \$106,200 |

Account balance: January 1, 2008 = \$38,797.79; December 31, 2008 = \$48,437.69

Loans: the original road loan will be fully paid after the May 1, 2009 payment of \$23,776. The remaining balance on the road and dam loan is \$70,000 and will be paid off over the next 3 years; approximately \$35,000 in 2009, \$32,800 in 2010 and \$10,700 in 2011.

Lots more information about Malvern at <http://malvernofmadison.org>

Rules Governing Use of the Swimming Pool and Surrounding Area (from April 14, 2005)

All Malvern Club Members are entitled to a pool key for a fee approved by the Malvern Club Board. Pool keys can only be obtained by attending the Annual Meeting (held the last Saturday of April each year at 10:00AM) or at a monthly meeting of the Board of Directors (held the second Thursday each month at 7:00PM at the Clubhouse). The pool is open 7:00AM to 10:00PM from Memorial Day through Labor Day weekend.

The following rules and regulations are for the benefit and protection of members, their families and guests, to assure the safe and sanitary operation of the pool facilities.

1. All members and their guests utilizing the pool and surrounding area do so at their own risk and shall not hold Malvern Club, Inc. liable in any way for their safety, personal belongings, and/or conduct of others during said usage of the facilities. It is strongly recommended that no one swim alone for obvious safety reasons.
2. Persons using the pool facilities must comply with all existing State and County regulations pertaining to same: i.e. person with skin abrasions, inflamed eyes, and or infectious diseases shall be denied admission to the pool for health reasons. Infants are required to wear a swimming diaper or a cloth diaper with a snug fitting rubber pants. Disposable diapers are prohibited in the swimming pool.
3. The pool may close at any time due to weather, equipment failure, cleaning requirements, and/or other such defects.
4. In the event of overcrowding, it may be necessary for Malvern Club, Inc. to limit the number of persons allowed in the pool for safety reasons.
5. Children under the age of thirteen (13) must at all times be accompanied by a person sixteen (16) year of age or older.
6. The following items are strictly prohibited inside the fenced pool area: glass of any kind, food, smoking, air mattresses and/or large inner tubes, pets, radios and other electrical devices, and bicycles.
7. The following activities are strictly prohibited inside the pool area: running, clowning, stunt diving, unnecessary roughness, horseplay, profanity and abusive language or behavior.
8. Failure to comply with the rules and failure to respect the rights of other members and their guests will result in suspension or loss of pool privileges.
9. Picnic tables are conveniently located near the pool for members and guests use. Please deposit all trash in the containers or take with you in order to maintain clean and neat surroundings.
10. Pool guests must be accompanied by their host at all times. Each Malvern lot owner in good standing is limited to one key and that key allows them to host 6 guests. The key holder must be 16 or older. If you wish to use the pool to host a group of more than 6 nonmembers, you are to notify a Malvern Club, Inc. Board Member at least two days in advance. This will allow for appropriate notification to other members and for planning pool cleaning requirements.
11. Please remember we need everyone's help in keeping the pool clean. Large parties are responsible for removing their trash.

Thank you for your help, consideration, and cooperation.

As the pool opens for the season, remember to keep these rules in mind for the safety of Malvern residents and guests.

**POOL KEY PICK UP AVAILABLE AT THE APRIL 25TH ANNUAL MEETING,
AT BOARD MEETINGS ON 5/14, 6/11, 7/9 AND 8/13 OR BY SPECIAL ARRANGEMENT
WITH THE CHAIRMAN OF THE CLUBHOUSE COMMITTEE
COST FOR POOL KEY IS \$20.00**

Proposed By-Law and Covenant Changes for Malvern Club, Inc.

The original Covenants for Malvern were recorded in November of 1970 and modified in April 1972. With the exception of periodic additions there has been no known comprehensive review since that time. Based on this and at the request of a Malvern member, the Board of Directors reinstated the Rules Committee and charged them with reviewing and making recommendations to change Malvern's existing restrictions and/or by-laws, if necessary.

Board President Monnat appointed Board member Kaplon to chair the committee. The committee includes a number of other residents and they have held open meetings on a weekly basis since July 2008. The committee then presented their recommendations to the Board in January and revised recommendations in February.

The recommendations are now presented below for your review prior to the Annual Meeting on April 25th. It is **not** intended that the membership vote on these proposed changes in April but only that the Board hear your comments and recommendations with respect to these changes. Future actions will be based upon this discussion.

BY-LAW III, MEMBERSHIP

SECTION 2. MEMBERSHIP REGISTER. (a) Membership shall be duly recorded on a Membership Register. This Register shall contain the names, addresses, and telephone numbers of all members; the date of acquisition of membership; the name in which the membership is held, if held in joint ownership; the amount and date of each assessment fee paid; and if applicable, the date and cause for suspension of membership in good standing. ~~In addition to the inclusion of the foregoing on the Membership Register, membership shall be certified by issuance, upon receipt of assessments as required, of an identification card to each member specifying the name and current lot number (c).~~ **(b) Upon receipt of assessment payment residents shall receive two vehicle identification decals to be displayed on the vehicle's rear or back window until such time as the vehicle is sold or the property vacated. The Association may grant additional decals upon request.**

Rationale: Eliminate the requirement for identification cards for each member and instead provide vehicle decals to help validate those using common areas.

BY-LAW IV, PROPERTY RIGHTS: RIGHTS OF ENJOYMENT

SECTION 3. INFORMATION TO THE TREASURER. (a) All members shall notify the treasurer, in writing, of any changes in address, telephone number, status of Malvern Property ownership, and family membership. **(b) All members shall notify the Treasurer, in writing, when their property is leased, including the number of tenants, names, and contact telephone number and a statement declaring that the tenants have been provided a copy of the documents and rules and regulations of Malvern Club, Inc. The duration of the lease shall not be for less than one (1) year without written approval of the Association.**

Rationale: Add this section to state property owner obligations when tenants occupy the property. To inform Malvern Club, Inc. of changes in residency, which is needed for the use of recreational facilities, to make certain that tenants understand the rules and regulations that apply to residents and to protect property values by prohibiting short term leases. This does not in any way conflict with The Deed of Dedication #4, which clearly states that all lots must contain only one single-family residence and does not allow for apartments within residences or on lots.

BY-LAW V, ORGANIZATION

SECTION 1. PURPOSES. The purposes of this organization are those set forth in the Articles of Incorporation and Deeds of Dedication and further:

To own, operate, conduct, and maintain a membership club, clubhouse, ~~and recreation areas for the use centers, and recreation and assembly rooms, and other facilities for the purpose of providing for the members' entertainment, sport, recreation, and instruction of all kinds; to furnish, equip, and decorate such clubs and clubrooms; to promote social and friendly activities among the members of such club or clubs and their guests and to provide and supply any and all appurtenances that may be necessary, useful, or convenient for the carrying on of sports, recreations and diversions of all kinds and descriptions for the entertainment, welfare and convenience of the members of such club or clubs and their guests and friends.~~

Rationale: Revises the obligation of the association to provide facilities for members' recreation to be more in tune with current usage.

BY-LAW V, ORGANIZATION

SECTION 2. POWERS. In fulfillment of these purposes, the Club shall have the power further to:

- (a) Contract for all services and expertise, such as attorneys, engineers, auditors, tax consultants, architects, etc. as may be required in connection with litigation concerning the Club;
- (b) Employ such personnel as may be required;
- (c) Establish budget formation and approval procedures;
- (d) Enforce collection of assessments owed by initiating court proceedings against any members whose payment thereof has not been made within sixty (60) days of the date of notice of assessment.

(e) Restrictions, rules and regulations may be enforced by any method normally available to the owner of private property in Virginia including but not limited to application for injunctive relief or damages. The Club, or its successor or the owner of any lot may bring such action.

(f) The Club shall also have the power to suspend the right to use facilities or services, assess charges against and suspend voting rights of any member for any violation of the declaration or rules and regulations.

The foregoing statement of corporate purposes and powers shall not be construed as restricting or limiting in any way the general powers of this corporation, or their exercise and enjoyment, as they are defined in the Articles of Incorporation or expressly or implicitly granted by the laws of the Commonwealth of Virginia.

Proposed By-Law and Covenant Changes for Malvern Club, Inc.

Rationale: Add this covenant to state that Malvern Club, Inc. or any member thereof, in accordance with the Code of Virginia, may enforce the provisions of the Deed of Dedication and By-laws.

BY-LAW VII, BOARD OF DIRECTORS

SECTION 3. REMOVAL. ~~A director may be removed from office by a vote of 75% of all eligible votes of the Club.~~ **A director who is absent for three(3) Board meetings in any six(6) month period may be removed by a majority vote of the Board of Directors.** In which each case, the vacancy shall be filled pursuant to the provisions of Section 2 above.

Rationale: Add language that allows the board to remove a director who fails to attend 3 regular meetings in any 6-month period to ensure that the director is participating in the process of running the corporation.

BY-LAW VIII, OFFICERS

SECTION 3. PRESIDENT. The president shall preside at all meetings of the corporation or the Board of Directors at which he is present, shall exercise general supervision of the affairs and activities of the corporation, **shall co-sign checks for more than \$2,500**, and shall serve as a member ex-officio of all standing committees.

Rationale: To add wording that allows the President to co-sign checks for more than \$2,500. This is currently incorrectly placed in the Deed of Dedication.

BY-LAW VIII, OFFICERS

SECTION 8. APPOINTMENT OF COMMITTEES.

The Board of Directors shall, by appointment from among the Club members, annually designate ~~chairmen~~ **chairs** of the following standing committees: (a) auditing, (b) architecture and community goals, (c) maintenance, safety and security, and (d) operations

1. Architecture

2. Grounds/lake

3. Clubhouse/pool/playground

4. Roads

5. Rules/Covenants

In addition, the president may appoint chairmen of special committees as he may deem ~~desirable~~ **necessary** and shall provide for their powers and duties. Such appointments shall be subject to the approval of the Board of Directors.

Rationale: Revise to be more in line with current committee operations and to add rules/covenants as a standing committee to assist with amendments, interpretations, education and questions.

END OF PROPOSED BY-LAW CHANGES

START OF PROPOSED COVENANT CHANGES

COVENANT #2

The lots designated in ~~Malvern~~ **the** subdivision shall be used for residential purposes only, ~~and no~~ **No** profession, business,

trade, enterprise or commercial activity of any kind or ~~any~~ nature shall be conducted or carried ~~on~~ **out** upon any said lot or within any **existing** dwelling ~~or~~ hereinafter erected thereon, **excepting those defined as a By-Right Home Occupation by the Madison County Zoning Regulations for A1 areas, for which written approval of the Association must be requested.** ~~without the express written approval of the developer or the Property Owner's Association.~~

Rationale: Revise to emphasize the residential status of Malvern and to allow the Board to approve home based occupations, primarily home offices, under specific conditions that do not change the character of Malvern or violate Madison Zoning Ordinances as follows: Home Occupation (paraphrased from the definition contained in the Madison County Zoning regulations) is an occupation limited to persons who reside on the premises where there is no evidence that will indicate from the exterior that the building is being utilized in whole or in part for any purpose other than a dwelling or accessory building thereto; conducted solely within the home without employees other than those who reside on the premises and without any customer traffic to the home, and; shall use no mechanical equipment over 5HP other than that which is normally used for domestic or household purposes.

COVENANT #5

5. No ~~structure, whether~~ residence, accessory building or other ~~improvement~~ **structure** shall be constructed **upon any lot without the prior written approval of the Association.** ~~or maintained upon any building lot and no~~ **No structural alterations, excavations, walls, fences or other improvement, which alter the exteriors of any property shall be made or done without** ~~to the exterior of the structure shall be made unless there shall have been first submitted to and written approval obtained from~~ **of the Property Owner's Association, of the**

Appropriate Madison County building permits shall be submitted with the complete final plans, specifications and design thereof showing the exterior; [comma removed] height, elevation, building material, color scheme, and further setting forth the location of said structure **or improvement** plotted on a plat of said lot. All such structures shall be set back ~~from~~ at least one hundred feet from the edge of all roads and at least sixty feet from all side lot lines ~~unless prior written consent to locate such structures elsewhere is obtained from the developer or the Property Owner's Association.~~

Rationale: Reword to clarify property owners obligation for proposed building or improvements to property in order to pass architectural review and approval and not violate Madison County Zoning Ordinances.

COVENANT #7

No structure of a temporary character, trailer, house-trailer, tent or other outbuildings shall be used or permitted on any lot or in any area at any time as a residence, either temporary or permanent, ~~without the express written approval of the developer or the Property Owner's Association.~~

Proposed By-Law and Covenant Changes for Malvern Club, Inc.

Rationale: To remove exceptions.

COVENANT #10

No signs shall be erected on the common areas, including road easements, excepting by the Property Owner's Association. No sign shall ~~signs may~~ be erected on any lot other than one **individual lots except the following: a sign not to exceed two(2) square feet in size may be erected** designating the identity of the owner ~~thereon, of said lot.~~ and in no case shall a sign exceed in size two square feet and the design of such sign shall be subject to the prior approval of the Property Owner's Association or the developer. **A traditional real estate sign not to exceed four(4) square feet may be erected on the lot that is for sale and must be removed within one(1) week of the final sale of the property. A construction company sign not to exceed four(4) square feet may be placed on the lot only during construction. Any other signs require written approval of the Association.**

Rationale: Revise to clarify the posting of signs on common property and owners lots. To allow residents to post temporary real estate and construction signs on lots, while prohibiting them from posting signs along roadways and other common property.

COVENANT #12

Owners of occupied or unoccupied lots shall at all times keep and maintain their property in this development in an orderly manner to prevent **its becoming unsightly, hazardous, or a nuisance--and shall prevent** and eliminate an accumulation of any garbage, ~~rubbish, refuse, debris and or other like material~~ **materials that are deemed objectionable** on the premises.

Rationale: Revise to clarify owners' obligation to maintain their property in a manner which preserves the safety and quality of the neighborhood.

COVENANT #13

No cutting of ~~any~~ evergreen trees whose trunk diameter shall be in excess of four inches ~~nor or~~ deciduous trees whose trunk diameter shall be in excess of six inches shall be permitted without the prior written approval of the Property Owner's Association ~~or the developer.~~ **Malformed, damaged, dead, rotting, or those trees that threaten property may be cut and removed.**

Rationale: Add language to allow "problem trees" to be removed without approval of the Association.

COVENANT #17

No hunting shall be allowed upon any lot or ~~the~~ common ~~area,~~ **areas,** and no firearms **or weapons of any kind** shall be discharged in the subdivision ~~except as authorized by the Property Owner's Association.~~

Rationale: To provide for the safety of the residents no hunting or use of weapons shall be permitted within the subdivision.

COVENANT #18

No animals, livestock or poultry of any kind shall be raised,

bred, kept or maintained for commercial purposes. Common household pets shall at all times be the responsibility of the owner, shall be under the owner's control, and shall not be allowed to become a nuisance or a danger to the community. Dogs that become a problem to the community may become subject to a leash requirement by order of the Association.

Rationale: Renumber and add this covenant to clarify owner's obligation regarding pets.

COVENANT #19 [renumbered only]

~~18.~~ **19.** Malvern Club, Inc. is designated as the Property Owner's Association, and it will be responsible for the upkeep and maintenance of all lakes and other common areas to be acquired from the Developer. Every person or entity who is a record owner of a fee or undivided fee interest in any lot which is subject by covenants of record to assessment by said Corporation shall be a member of the Corporation, provided that such membership shall not extend to those holding such interest only as security for an obligation, and provided further that the Developer shall not be required to be a member of said Corporation nor shall it be subject to such assessments.

END OF PROPOSED COVENANT CHANGES

**START OF PROPOSED CHANGE TO AMENDMENT TWO
RECORDED IN INSTRUMENT NUMBER 050001571**

SECTION 3. PRESIDENT

~~The president shall preside at all meetings of the corporation of the Board of Directors at which he is present, shall exercise general supervision of the affairs and activities of the corporation, shall co-sign checks for more than \$2,500, and shall serve as a member ex officio of all standing committees.~~

Rationale: Strike this section and enter it in the By-law revision VIII.

For more information, see:

Existing full text Bylaws:

<http://malvernofmadison.org/DocForm/By-Laws.pdf>

Existing full text Covenants:

<http://malvernofmadison.org/DocForm/MalvernCCRs.pdf>

Existing full text Articles of Incorporation:

<http://malvernofmadison.org/DocForm/ArticlesofIncorporation.pdf>

Malvern Club Inc.
905 Malvern Drive
Madison, VA 22727



ADDRESS CORRECTION REQUESTED

PROXY

(I)(We), _____ and _____ as owner(s) of the following Lot(s)** _____ Malvern Club, Inc. under the provisions of the duly recorded legal instruments governing said Club, do hereby grant my/our Proxy to _____ of Malvern Club Inc., owner of Lot # _____. This proxy is executed and carries with it the full right of the members. This Proxy is executed for the 2009 Annual Meeting, to be held on Saturday, April 25, 2009, 10:00 AM, at Malvern's **Clubhouse**.

Signature (Owner): _____ Date _____

Signature (Owner): _____ Date _____

** Each lot is entitled to one vote. Please indicate all lots owned. Fold in half, with proxy facing inward and return.

Malvern By-Laws define **QUORUM** as 50 votes by members voting in person or by proxy... If you are unable to attend the meeting on April 25th, please fill out, sign and have a member bring the form above to the meeting or mail the form to Malvern Club, Inc., 905 Malvern Drive, Madison, VA 22727. You may also assign your proxy to the "Board of Directors".