This instrument was prepared by and return to: Sam D. Norton, Esquire 1819 Main Street, Suite 610 Sarasota, Florida 34236

FIRST AMENDMENT TO DECLARATION OF CONDOMINIUM OF LAKE VISTA RESIDENCES, A CONDOMINIUM

THIS AMENDMENT is executed by The Lake Vista Residences, L.L.C., a Florida limited liability company (the "Developer").

WHEREAS, on September 12, 2006, the Developer recorded that certain Declaration of Condominium of Lake Vista Residences, a Condominium (the "Condominium"), in Official Records Book 2154, Page 216, of the Public Records of Manatee County, Florida (the "Declaration"), as well as that certain Condominium Plat ("Plat") in Condominium Book 35, Page 173, of the Public Records of Manatee County, Florida; and

WHEREAS, Article XX of the Declaration reserves to the Developer the unilateral right to amend the Declaration and Plat to include additional phases to the condominium form of ownership; and

WHEREAS, the Developer desires to amend the Declaration and Plat to submit Phase II (the "Additional Phase") to the condominium form of ownership.

NOW THEREFORE, pursuant to the applicable provisions of the Florida Condominium Act, as well as the rights reserved in Article XX of the Declaration, the Developer hereby amends the Declaration and Plat to submit Phase II to the condominium form of ownership. The Developer further hereby states and declares:

- 1. The legal description of Phase II of the Condominium is attached hereto as Exhibit "A."
- 2. The Declaration and Plat are hereby amended to include the Plat pages attached hereto as Exhibit "B."
- 3. Phase II, and each of the Condominium Units contained therein, are substantially complete, as indicated and certified on Sheet 1 of the attached Plat.
- 4. Each of the Common Elements appurtenant to each Unit in Phase I shall hereafter merge with the Common Elements of Phase II. Further, the percentage ownership of the Common Elements, and the Common Surplus, if any, and the percentage of the Common Expenses of each Unit contained within Phase I of the Condominium shall hereafter be reduced as set forth in the Declaration.
- 5. Developer hereby submits Phase II to the condominium form of ownership. Any depiction of any other phases on the Plat which have not been previously submitted to the condominium form of ownership are for illustrative purposes only.
- 6. All capitalized terms not specifically defined herein shall have the same meanings ascribed to them in the Declaration. All Exhibits referenced herein shall be specifically incorporated by this reference.

IN WITNESS WHEREOF, the Developer has executed this First Amendment to Declaration of Condominium of Lake Vista Residences, a Condominium, effective this 30th day of October, 2006.

Signed, sealed and delivered in the presence of:

THE LAKE VISTA RESIDENCES, L.L.C.,

a Florida limited liability company

By: Lake Vista Partners, L.L.C., a Florida limited liability

company, as its Manager

Lemuel Sharp, III, as its Manager

Print Name: 1 (1996 RUS)

Pring Name Atricia M RESER

Print Name: Linda Rizzo

Walter G. Mills, as its Manager

"DEVELOPER"

STATE OF FLORIDA COUNTY OF SARASOTA

I CERTIFY that on this <u>30</u> day of October, 2006, before me, the undersigned, personally appeared Lemuel Sharp, III, as Manager of Lake Vista Partners, L.L.C., a Florida limited liability company, as Manager of THE LAKE VISTA RESIDENCES, L.L.C., a Florida limited liability company, for and on behalf of said entities.

DAWN M. LAIDLAW
Commission # DD 428725
My Commission Expires
June 30, 2009

Notary Public

State of Florida

My Commission Expires: 6-30-09

STATE OF FLORIDA COUNTY OF SARASOTA

I CERTIFY that on this 30 day of October, 2006, before me, the undersigned, personally appeared Walter G. Mills, as Manager of Lake Vista Partners, L.L.C., a Florida limited liability company, as Manager of THE LAKE VISTA RESIDENCES, L.L.C., a Florida limited liability company, for and on behalf of said entities.

DAWN M. LAIDLAW
Commission # DD 428725
My Commission Expires
June 30, 2009

Notary Public State of Florida

My Commission Expires: 6-30

EXHIBIT A

LEGAL DESCRIPTION OF PHASE 2 (as prepared by the certifying Surveyor and Mapper):

A tract of land lying in Section 31, Township 35 South, Range 19 East, Manatee County, Florida and described as follows:

Commence at northeast corner of Section 31, Township 35 South, Range 19 East, Manates County, Florida, said corner being common corners with Sections 29, 30, and 32, said corner also being the point of curvature of a curve to the right, of which the radius point lies 5.00'25'57'W., a radial distance of 132.89 feet; thence southeasterly along the arc of said curve, through a central angle of 75°03'30", an arc length of 174.09 feet to the point of tangency of said curve; thence S.14'30'33"E., a distance of 49.43 feet to the point of curvature of a curve to the right having a radius of 35.00 feet and a central angle of 90'00'00"; thence southwesterly along the arc of said curve, an arc length of 54.98 feet to the point of tangency of said curve and the northerly right—of—way of Lakewood Ranch Boulevard (formerly Upper Manatee River Road, a 120-foot wide public right-of-way); the following 2 calls are along said northerly right-of-way; thence S.75'29'27"W., a distance of 523.34 feet to the point of curvature of a curve to the left having a radius of 1,960.00 feet and a central angle of 40'14"; thence southwesterly along the arc of said curve, an are length of 1,393.56 feet to the end of said curve; thence N.55'14'47'W. along a line radial to the last described curve, a distance of 31.29 feet to the point of curvature of a non-tangent curve to the right, of which the radius point lies N.53'52'47'W., a radial distance of 15.60 feet; thence westerly along the arc of said curve, through a central angle of 88'23'24", an are length of 24.07 feet to the point of tangency of sold curve; thence N.55'29'23"W., a distance of 71.34 feet; thence N.76'19'33"W., a distance of 71.05 feet to the point of curvature of a non-tangent curve to the right, of which the radius point lies N.75'24'59"W., a radial distance of 588.00 feet; thence southerly along the arc of said curve, through a central angle of 13'50'44", an arc length of 142.09 feet to the POINT OF BEGINNING: thence continue southwesterly along said curve having a radius of 588.00 feet, through a central angle of 2005'44", an arc length of 206.23 feet to the point of tangency of said curve; thence 5.48 31 28 W., a distance of 46.74 feet to the point of curvature of a curve to the right having a radius of 188,00 feet and a central angle of 12'51'20"; thence southwesterly along the arc of said curve, an arc length of 42.18 feet to the point of reverse curvature of a curve to the left having a radius of 162.00 feet and a central angle of 01'24'17"; thence southwesterly along the arc of said curve, a distance of 3.97 feet to the point of reverse curvature of a curve to the right having a radius of 20.00 feet and a central angle of 81'09'00'; thence westerly along the arc of said curve, a distance of 28.33 feet to the point of tangency of said curve; thence N.38'52'29"W., a distance of 14.93 feet to the point of curvature of a curve to the left having a radius of 108.00 feet and a central angle of 1253'23'; thence northwesterly along the arc of said curve, an arc length of 24.30 feet to the point of tangency of said curve; thence N.51'45'51"W., a distance of 136.34 feet; thence N.39'48'20'E., a distance of 60.70 feet; thence N.36'19'53"E., a distance of 111.28 feet; thence N.85'40'25"E., a distance of 41.04 feet; thence N.24'46'09"E., a distance of 56.74 feet; thence S.58'44'43"E., a distance of 190.01 feet to the point of curvature of a curve to the left having a radius of 20.00 feet and a central angle of 92'48'32"; thence easterly along the arc of said curve, an arc length of 32.40 feet to the POINT OF BEGINNING.

Sald tract contains 57,637 square feet or 1.3232 acres, more or less.

LAKE VISTA RESIDENCES, PH A CONDOMINIUM

IN SECTION 31, TOWNSHIP 35 SOUTH, RANGE 19 EAST, MANATEE COUNTY, FLORIDA

SIDENCES, PHASE 2 [DOMINIUM] 31, TOWNSHIP 35

> CONDOMINIUM BOOK ______ PAGE _ SHEET 1 OF 9

EXHIBIT B
REDUCED COPY
(NOT TO SCALE)

1.) Benings shown betten are relative to the East Line of Section 31, Torreship 35 South, Runge 19 East, Institut a booting of Additionary.

2.) This alto lies within Food Zone "X" (Iveas determined to be orbide 200-pour flood plint), Zone "X Shoked" (Iveas of 300-pour flood with overage depths of been than 1 not or with drainage areas from their 1 septem miles, and areas precised by severe from 100-pour flood). Zone "X" (Stee flood shouldn't determined) and Zone "X" (to been flood devertions determined) as about not be Foodral Emergency Management Approxy Rood insurance Seat lately for Manages County, Community Parel bits Emergency Management Approxy Rood insurance Seat lately for Manages County, Community Parel bits 100 pt 100 pt

3.) Unless it been the eleptrum and the original mised seat of a Forida licensed serveyor and mapper this drawing, seatch, plot or map if for informational purposes only and is not valid.
4.) Exercitions shown hereon are relative to the National Geodetic Vertical Datum (NoVII) of 1925 based on Seatch Matrix 30 and 30, with a published developin of 30,735 seat and 31,275 seat, seapersheep as shown on follow-of-reday map to religional matrix Since Road.

5.) Orthal improvements within the Common Europia, such as but not limbed to, water meters, woter limbe, some differs, serious persons, advancins, trees and bindecape features have not been funded. It is a standard boundary of the condominium constitutes a "Boundary Survey" as defined in Section 5(c) 7-6.002 (7)(f).

2.) Dimensions shown harmon are proposed and taken from the architectural drawings prepared by the Lawrenn Group, Inc. The actual dimensions may vary due to communishen.

8.) All areas not designated as Units or as Limited Common Elements, are Common Elements.

9.) All improvements shown hereon within the Condominium Boundary are proposed, unless noted otherwise.

10.) Intermetion storm hence was taken from the Title Insurance Polity's Owners Form, Issued by Chip Office Insurance Company, Policy Number 72(19559–272304, dated September 28, 2004. Schoolse B of seld Policy list be following exceptions which are bunket encumbrances in nature and can not be graphically shown:

g6. Declaration of Covenante for Country Club/Edgewarber Village, recorded in Official Records Book 1489, Page 68254, or amended in Official Records Book 1557, Page 3250, Official Records Book 1557, Page 3250, Official Records Book 1577, Page 3250, Official Records Book 1572, Page 1520, Official Records Book 1572, Page 1520, Official Records Book 1572, Page 1520, Official Records Book 1578, Page 1520, Off

<u>Sig. Memortundum of Aptrement by and between Puragon Communications, a Colorado general</u> portunensis, and Salik Communisties Joint Ventum, a Farrida general partnership, necessid in Official Records Book 1482, Pags 2223, of the Public Records of Mondree County, Florida.

§10. Notice of Adoption of Development Order (University Lekes) recorded in Official Records Book 1478. Flage 8072, and Notice of Nedification of a Development Order recorded in Official Records Book 1853. Flage 2070 and Official Records Book 1803, Page 4213, of the Public Records of Monates County, Florids.

§11. Declayie's Use Coverant recorded in Official Records Book 1543, Page 5539, of the Public Records of Monates County, Florids.

§12. Notice of Eutshinhment of the Lakemood Rench Community Development Ederict 3 recorded in Official Records Book 1935, Page 3232, of the Public Records of Manntae County, Rorids. (Affects the Essentent Pursue 1979)

§13. Dwel of Conservation Ecsement granted to the Southwest Forbid Water Management Debtet as recorded in Official Records Book 1725, Page 832, of the Public Records of Management Debtet as

944, Declaration of Use Restrictions dated July 20, 2004 and an recorded in Official Records Book 1943, Page 4027, or the Public Records of mannetee County, Pondeo.

1943, Page 1864, Page 41, In the County Pondeo.

1955, Page 1864, Page 1860, of the Public Records of Mannetee County, Florida.

1964, Page 1860, of the Public Records of Mannetee County, Florida.

§18. Examinent Agreement between The Lake Vieto Residences, LLC., a Forbid Intellet Intellig company and Schnoder-Mendide Konch, Inc., a Dehman corporation, dated September 22, 2004. Biol September 23, 2004 in Official Records Book 1939, page 5159, of the Public Records of Mendide County, Forkio. 26, 2004 in Official Records Book 1939, page 5159, of the Public Records of Mendide County, Forkio.

SITE WANTE COLINTY

LINESSITY PRINTING COLINTY

LINESSITY

LOCATION MAP
(NOT TO SCALE)

NOTICE: There may be additional restrictions that are not recorded on this plat that may be found in the public records of this county.

Unit Boundarius. Each Unit shall include that part of the Building containing the unit which lies within the boundaries of the Unit, which boundaries shall be determined in the following manusers.

ligat. and Larm. Boundaries. The upper and lower boundaries of the Units whall be the following boundaries estanded as horizontal planes, when necessary, to intersect with the parinetrical boundaries absorbed below.

The upper boundaries shall be the lower surface of the unfinished calling slob.

The lower boundaries shall be the upper surface of the unfinished floor slob.

Parlimetrical Boundaries. The perimetrical boundaries of Units shall be the following boundaries extended as welfacil planes when necessary to intersect with the upper and lower boundaries described above.

Existing Building Walls. The perimetrical boundaries shall be the inner most unfinished surface of the scarior wall of the building containing such Unit.

Interior, Building Walls. The perimetrical boundaries shall be the inner most unfinished surface of the inner walls exportating units.

Boundaries — Extinct Datings. The boundaries of the light shall not include all of these papers and improvements when within the undecorated analyse unfailable time surfaces of spores and improvements when surfaces above the undecorated finished ceilings of sect built, and surfaces bear the undecorated finished ceilings of sect built, and surfaces bear the undecorated finished floor of social built, and surfaces and improvements when within the undecorated analyse under provider these spoces and improvements when within the undecorated analyse under particular surfaces of all inheir bearing within analyse bearing portions, columns or any other portion of the building which contributes to its support.

Common Dements and Limited Common Elements are further defined in the Declaration of Candeminium, recorded in Official Record Book 2154, Page 216 of the Public Records of Member County, Florida.

Link: Dealcondisca: The units will be identified by the Building Letter and the Unit Number. For example Unit 201 in Building A will be identified as A-201.

Storces Designations: The Tenent Storces Spaces will be Mentitled by the Building Letter and the number on when on the Ground Level Porting Drowlage (Specia 6 and 10). For example Tenent Storces Spaces 1 in Building A will be identified as Tenent Storces Spaces A-1.

Countries, Schools, Indescription: The Parking Spooms will be identified by the Soliding Leiker and the number can extern on the departed Level Parking Domating (Statesh & and 10). For example Parking Spoos 1 in Building A will be Identified as Parking Spoos A-1.

CERTIFICATE OF SURVEYOR

Lithe undersigned Professional Surveyor & Mapper, authorized to practice in the State of Florida, hereby centify that a Boundary Survey was made of the land described hereon and that this plat, consisting of 9 sheets, is a correct representation of the impresentation of the impresentation of the impresentation described and that the Units occurs within LACE YIST, RESIDENCES, PHASE 2. A CONDOMINIUM, so that the plat together with the provisions of the deciration described the condominum property, is an occurs representation of the location and dimensions of the improvements and so that the identification, location and dimensions of the common demension and of according to the condominum property, is and so that the identification, location and elimensions of the common demension and a condominum property, is and so that the indensity of the condominum property is a condominum property. B-203, B-204, B-204,

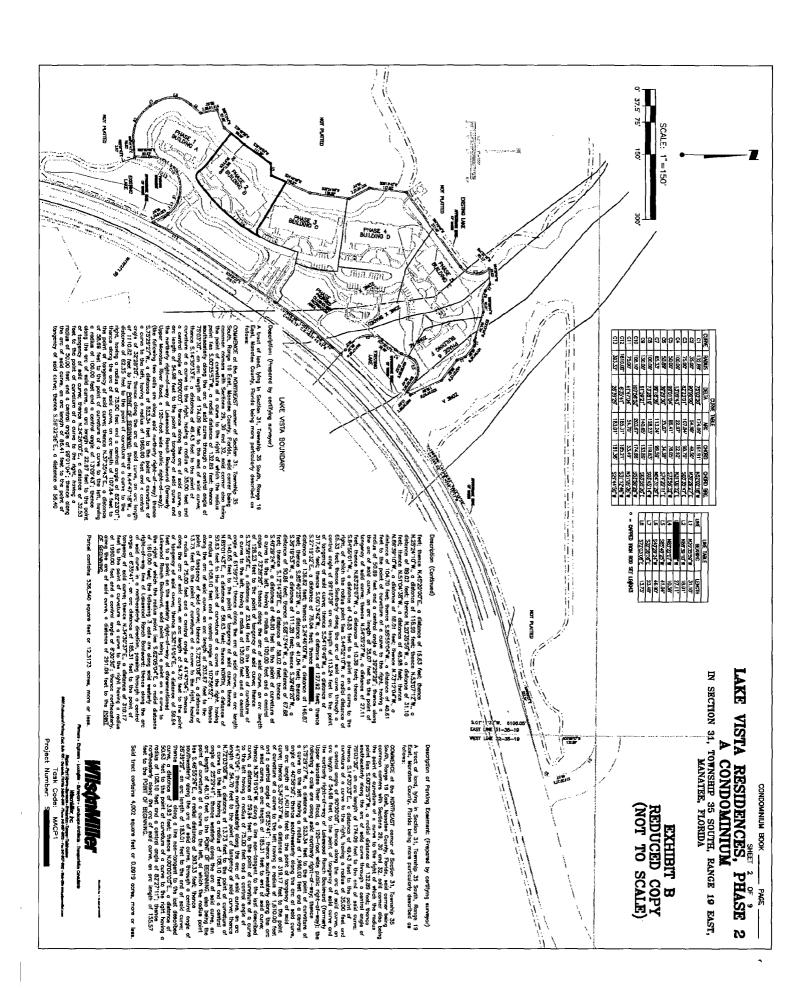


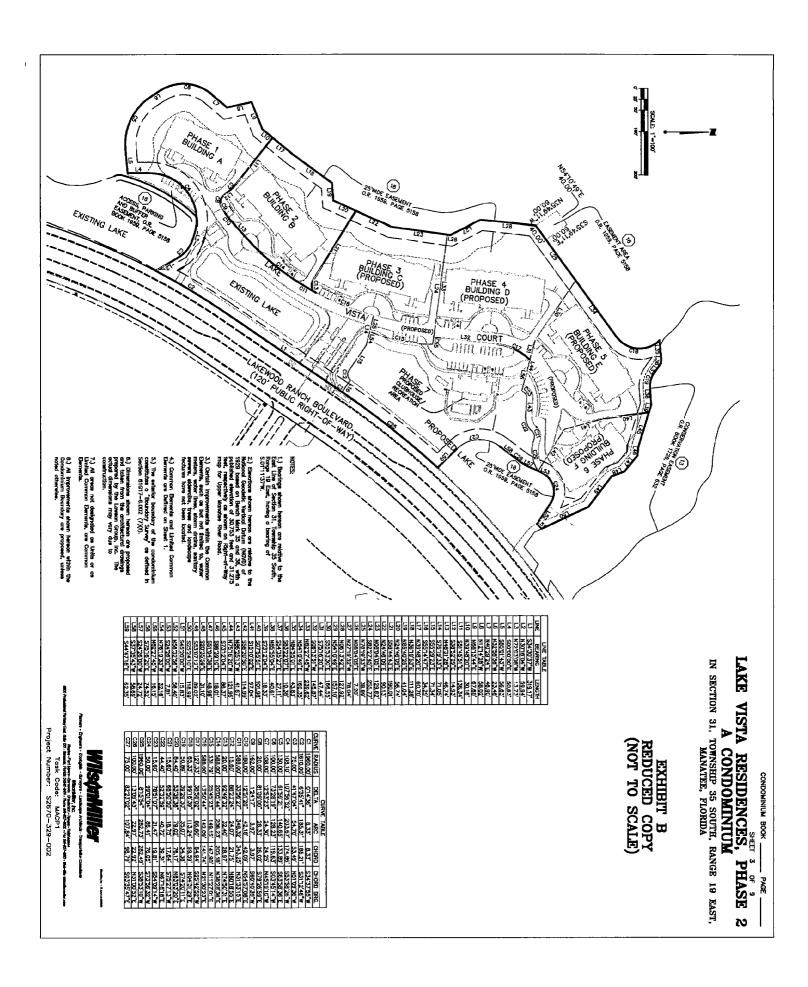
flying aurveyor)

INC. (LB/043)

Forms. Sighan - Google - Canada - Labage - Architect - Canada - Ca

PHASE 2 OF THIS CONDOMINIUM IS ALSO KNOWN AS PHASE II.





LEGAL DESCRIPTION OF PHASE 2 (as prepared by the certifying Surveyor and Mapper): A tract of land lying in Soction 31. Township 35 South, Range 19 East, Monatee County, Florida and described as follows:

County, Rodda, said corner being common comment with Sections 25, 50 and 3, Sandd County, Rodda, said corner being common comment with Sections 25, 50, and 35, said corner deep deep the paint of curvature of a curve to the right, of without some the corner deep deep the paint of curvature of a curve to the right, of without some the curve of comments of the curvature of a curve to the right, of without some distance of 102,025 feet, thereo appear of 174,030 feet to the paint of common of a curve to the right of 174,030 feet to the paint of common of a curve to the right of 174,030 feet to the paint of common of the curve to the right of 174,030 feet to the paint of common of the curveture of a curve to the fit howing a critical entry of the curveture of a curve to the fit howing a critical entry, on one lawly to 1,035.55 feet to the paint of curvature of a curve to the fit howing a critical entry, on one lawly to 1,335.55 feet to the end of curveture of a curve to the fit howing a critical entry of the curveture of a curve to the right of 1,550 feet; there are subtimestary doing the curve to the right and the curveture of 1,550 feet; there are subtimestary doing the curve to the right and the curveture of 1,550 feet; there are subtimestary doing the curve to the paint of curvature of 1,550 feet; there are subtimestary doing the curve to the paint of curvature of 1,550 feet; there are subtimestary doing the curveture of 1,550 feet; there are subtimestary doing the curveture of 1,550 feet; there are subtimestary doing the curveture of 1,550 feet to the paint of curvature of 1,550 feet; there are subtimestary doing the curveture of 1,550 feet to the paint of curvature of 1,550 feet to the paint of curvature of 1,550 feet to the paint of 1,550 feet t

LAKE VISTA EXHIBIT B

CONDOMINIUM BOOK _

TA RESIDENCES, A CONDOMINIUM PAGE

PHASE

3

IN SECTION 31, TOWNSHIP 35 SOUTH, RANGE 19 EAST, MANATEE, FLORIDA

