

INSR # 4976597 OR BK 3312 PG 0042 RECD 10/05/00 01:47 PM
CHARLIE GREEN, CLERK OF COURT, LEE COUNTY
DEPUTY CLERK C Koller

CERTIFICATE OF AMENDMENT

AMENDED AND RESTATED DECLARATION OF CONDOMINIUM

BONITA BEACH CLUB, A CONDOMINIUM

2

I HEREBY CERTIFY that the following amendment to the Amended and Restated Declaration of Condominium of Bonita Beach, a Condominium was duly adopted by the Association membership at the duly noticed special members' meeting of the Association on the 10th day of November, 1998. Said amendment was approved by a proper percentage of voting interests of the Association. The original Declaration of Condominium is recorded at O.R. Book 1239, Page 437 *et seq.*, of the Public Records of Lee County, Florida, which was subsequently amended at O.R. Book 2292, Page 3208 *et seq.*, of the Public Records of Lee County, Florida.

Additions indicated by underlining.
Deletions indicated by ~~striking through~~.

5. UNITS SHALL BE CONSTITUTED AS FOLLOWS:

(Subsections 5.1 through 5.3 Remain Unchanged)

5.4. The ownership of each unit shall carry with it, as appropriate, and whether or not separately described, all of the right, title and interest of a unit owner in the Condominium property which shall include but not be limited to:

5.4.1. COMMON ELEMENTS - The ownership of each unit includes an undivided share in the land and other common elements and the common surplus, as more specifically set forth herein. Common elements mean and comprise all of the real property, improvements and facilities of the Condominium other than the units as the same are hereinabove defined. Common elements shall include easements through units for all conduits, pipes, ducts, plumbing, wiring and all other facilities for the furnishing of utility services to units and common elements, and easements for support in every portion of a unit which contributes to the support of the improvements, and further includes all personal property held and maintained for the joint use and enjoyment of all of the owners of all units.

WITNESSES:
(TWO)

BONITA BEACH CLUB ASSOCIATION, INC.

Sydney Ballard
Signature
SYDNEY BALLARD
Printed Name

Jennifer M. Gorman
Signature
JENNIFER GORMAN
Printed Name

BY: [Signature]
David A. Russo, President

Date: 9/29/00

(CORPORATE SEAL)

STATE OF FLORIDA)
) SS:
COUNTY OF LEE)

The foregoing instrument was acknowledged before me this 29th day of September 2000 by David A. Russo as President of Bonita Beach Club Association, Inc., a Florida Corporation, on behalf of the corporation. He is (personally known) to me or has produced (type of identification) _____ as identification and did take an oath.

Lynann Ballard
Notary Public
LYNANN BALLARD
Printed Name

My commission expires: _____
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