ROGER D. EATON, CHARLOTTE COUNTY CLERK OF CIRCUIT COURT OR BOOK: 4864, PGS: 2097 , PAGE: 1 OF 9
INSTR # 3014486 Doc Type: RES, Recorded: 10/26/2021 at 3:12 PM
Rec. Fee: RECORDING $78.00 ERECORDED Cashier By: JACKIEN

This Instrument Prepared By:
Charles Bryan Capps, Esq.
Pavese Law Firm
1833 Hendry Street
Fort Myers, FL 33901
(239) 334-2195

# CORRECTIVE
# AMENDMENT TO DECLARATION OF CONDOMINIUM FOR COACH HOMES I AT BABCOCK NATIONAL, A PHASE CONDOMINIUM

This corrective Amendment to that certain Declaration of Condominium for Coach Homes I at Babcock National, a Phase Condominium, as recorded as Instrument #2973634 of the Public Records of Charlotte County, Florida, is made by Lennar Homes, LLC, a Florida limited liability company ("Developer") is **given to correct recording information for that certain Declaration of Condominium for Coach Homes I at Babcock National, a Phase Condominium, from that certain Amendment to Declaration of Condominium for Coach Homes I at Babcock National, a Phase condominium recorded as Instrument #2998966 of the Public Records of Charlotte County, Florida.**

## RECITALS

A. Developer recorded that certain Declaration of Condominium for Coach Homes I at Babcock National, a Phase Condominium, as recorded as Instrument #2973634 of the Public Records of Charlotte County, Florida (the "Original Declaration"), creating Coach Homes I at Babcock National, a Phase condominium (the "Condominium"). The Original Declaration and all amendments thereto are hereinafter collectively referred to as the "Declaration".

B. Developer recorded that certain Amendment to Declaration of Condominium for Coach Homes I at Babcock National, a Phase condominium submitting Phase 2 to the Condominium, as Instrument #2998966 of the Public Records of Charlotte County, Florida (the "Amendment").

C. The Condominium is a phase condominium.

D. This corrective Amendment is required in order to comply with the requirements of the Condominium Act and the Declaration.

E. The recording information for the Declaration of Condominium for Coach Homes I at Babcock National, a Phase Condominium as recorded as Instrument #2986679 is incorrect. The correct recording information should Instrument #2973634.

F. No Unit Owner nor any mortgagee need join in this corrective Amendment adding Phase 2.

NOW, THEREFORE, Developer hereby declares that every portion of Phase 2 of this Condominium is to be held, transferred, sold, conveyed, used and occupied subject to the covenants, conditions and restrictions hereinafter set forth, and this corrective Amendment shall supersede and replace that certain Amendment recorded as Instrument #2998966 of the Public Records of Charlotte County, Florida.

1. Recitals. The foregoing Recitals are true and correct and are incorporated into and form a part of this corrective Amendment.

2. Definitions. All initially capitalized terms not defined herein shall have the meanings set forth in the Declaration.

3. Corrective Amendment. This corrective Amendment shall supersede and replace that certain Amendment to Declaration of Condominium for Coach Homes I at Babcock National, a Phase condominium recorded as Instrument #2998966, of the Public Records of Charlotte County, Florida, and such Amendment shall be of no further force and effect, as if such Amendment were never recorded.

4. Addition of Phases. Attached hereto as Exhibit "A" is the legal description and sketch of the lands which comprises Phase 2, of the Condominium, graphic descriptions of the improvements in which Units are located in Phase 2, which includes Building 33 and plot plans thereof. Exhibit "A" together with the Declaration are in sufficient detail to identify the Common Elements and each Unit and their relative locations and approximate dimensions in Phase 2. The real property described in Exhibit A is hereby submitted to the condominium form of ownership and is annexed into the Condominium.

5. Percentage of Common Elements. With this Amendment, there are a total of eight (8) Units in the Condominium, as there are four (4) Units in Phase 2. Accordingly, pursuant to Section 5.1 of the Declaration, the undivided share in the Common Elements appurtenant to each Unit in the Condominium is 1/8th and each Unit Owner will be responsible for a proportionate share of the Common Expenses and will own a proportionate share of the Common Surplus equal to such undivided share in the Common Elements.

6. Modification. Except as the Declaration is amended by this Amendment, all of the terms and provisions of the Declaration shall remain in full force and effect. In particular, and without limitation, nothing contained herein shall be deemed to affect or modify the rights and privileges of Developer as provided in the Declaration with respect to any phases or lands not heretofore or herein added to the Condominium.

IN WITNESS WHEREOF, the undersigned Developer has caused this Corrective Amendment to Declaration of Condominium for Coach Homes I at Babcock National, a Phase condominium, to be executed by its duly authorized officer this 26 day of October, 2021.

WITNESSES:

Merry Prentis
Witness
Print name: Merry Prentis

Amanda K Wilson
Witness
Print name: Amanda K Wilson

LENNAR HOMES, LLC,
a Florida limited liability company

Print name: Darin mcmurray
Title: Vice President

(CORPORATE SEAL)

STATE OF FLORIDA )
COUNTY OF LEE )

The foregoing instrument was executed before me, by means of ☒ physical presence or ☐ online notarization, this 26 day of October, 2021, by Darin mcmurray as Vice President of Lennar Homes, LLC, a Florida limited liability company, on behalf of the company. He is personally known to me, or did produce _____ as identification.

Notary Public State of Florida
Amy Renee Hofschneider
My Commission GG 280374
Expires 11/29/2022

Amy Renee Hofschneider
Notary Public

(Notary Seal)

CERTIFICATE OF SURVEYOR
AS TO PHASE 2 OF COACH HOMES I AT BABCOCK NATIONAL,
A PHASE CONDOMINIUM

Before me, the undersigned authority, duly authorized to administer oaths and take acknowledgments, personally appeared Allen M. Vose III by me well known and known to me to be the person hereinafter described who, being by me first duly cautioned and sworn, deposes and says:

1. That he is a professional surveyor and mapper, licensed and authorized to practice under the laws of the State of Florida.

2. Affiant hereby certifies that the construction of all improvements constituting Phase 2 of Coach Homes I at Babcock National, A Phase Condominium, including but not limited to landscaping, utility services, and access to the units and common element facilities serving the buildings as set forth in the Declaration are substantially complete so that the material, i.e. this Certificate and any attachments, together with the provisions of the Declaration of Condominium describing the condominium Property is an accurate representation of the location and dimensions of the improvements constituting said Phase 2 of the Condominium, and that the identification, location and dimensions of the common elements and of each unit in Phase 2 of the Condominium can be determined from these materials.

Allen M. Vose III, P.S.M.
Professional Surveyor and Mapper
Florida Certification No. LS 7191
State of Florida

Sworn to and subscribed before me this 14 day of September, 2021.

MY COMMISSION EXPIRES:

Notary Public

NATALIE FIGLEY
MY COMMISSION # GG 171890
EXPIRES: January 2, 2022
Bonded Thru Notary Public Underwriters

Natalie Figley
Printed Name

# COACH HOMES I AT BABCOCK NATIONAL, A PHASE CONDOMINIUM, PHASE 2

LYING IN
SECTION 29, TOWNSHIP 42 SOUTH, RANGE 26 EAST,
CHARLOTTE COUNTY, FLORIDA

## SURVEYOR'S NOTES:

THIS PLAT PREPARED AS A CONDOMINIUM SURVEY AND IS NOT INTENDED TO DELINEATE THE JURISDICTION OR JURISDICTIONAL AREAS OF ANY FEDERAL, STATE, REGIONAL, OR LOCAL AGENCY, BOARD, COMMISSION, OR OTHER ENTITY, UNLESS NOTED OTHERWISE.

ALL IMPROVEMENTS SHOWN HERE ARE SUBSTANTIALLY COMPLETE AS OF SEPTEMBER 17, 2021, UNLESS NOTED OTHERWISE.

ALL PORTIONS OF THE CONDOMINIUM NOT INCLUDED WITHIN THE LIMITS OF THE UNITS ARE COMMON ELEMENTS (C.E.), UNLESS NOTED OTHERWISE.

THIS SURVEY IS BASED ON BABCOCK NATIONAL PHASE 2, A SUBDIVISION, RECORDED IN BOOK 24, PAGES 11A – 11L, PUBLIC RECORDS OF CHARLOTTE COUNTY, FLORIDA AND EXISTING MONUMENTATION.

BEARINGS ARE BASED ON THE NORTHEASTERLY MOST LINE OF TRACT "F–14", BABCOCK NATIONAL PHASE 2, RECORDED PLAT BOOK 24, PAGES 11A – 11L, CHARLOTTE COUNTY, FLORIDA, AS BEARING S 30°22'05" E.

THE SUBJECT PARCEL AS SHOWN HEREON IS IN F.E.M.A. FLOOD ZONE A AND X (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOOD PLANE, NO BASE FLOOD ELEVATION DETERMINED) AS SHOWN ON THE NATIONAL FLOOD INSURANCE PROGRAM'S DIGITAL FLOOD INSURANCE MAP (D.F.I.R.M.) COMMUNITY PANEL NUMBER 120061 0500 F, EFFECTIVE DATE: MAY 05, 2003.

ABOVEGROUND AND UNDERGROUND IMPROVEMENTS, IF ANY, WERE NOT LOCATED UNLESS OTHERWISE SHOWN.

PARCEL SUBJECT TO EASEMENTS, RIGHTS–OF–WAY, RESTRICTIONS AND RESERVATIONS OF RECORD.

NORTHING AND EASTING COORDINATES AS SHOWN ARE BASED ON AN ASSUMED DATUM.

ALL DISTANCES SHOWN ARE IN FEET AND DECIMALS THEREOF.

PHASE 2 CONTAINS: 0.36 ACRES, MORE OR LESS.

DATE OF LAST FIELD WORK: 08–21–2021 (SUBSTANTIAL COMPLETION)

NOTE: ALL TRACTS AND EASEMENTS SHOWN ARE PART OF THE BABCOCK NATIONAL PHASE 2, RECORDED IN PLAT BOOK 24, PAGES 11A – 11L, PUBLIC RECORDS OF CHARLOTTE COUNTY, FLORIDA, UNLESS NOTED OTHERWISE.

SEE SHEET 2 OF 6 FOR PHASE 2 CONDOMINIUM SURVEY.
SEE SHEET 3 OF 6 FOR PHASE 2 LEGAL DESCRIPTION.

## LEGEND:

| | |
|---|---|
| PGS. | INDICATES PAGES |
| P.B. | INDICATES PLAT BOOK |
| C | INDICATES CENTERLINE |
| ENG | INDICATES ENGINEERING |
| R/W | INDICATES RIGHT–OF–WAY |
| V/G | INDICATES VALLEY GUTTER |
| C.E. | INDICATES COMMON ELEMENT |
| A.E. | INDICATES ACCESS EASEMENT |
| LB | INDICATES LICENSED BUSINESS |
| S.W.E. | INDICATES SIDEWALK EASEMENT |
| D.E. | INDICATES DRAINAGE EASEMENT |
| P.O.B. | INDICATES POINT OF BEGINNING |
| I.E. | INDICATES IRRIGATION EASEMENT |
| P.I. | INDICATES POINT OF INTERSECTION |
| P.U.E. | INDICATES PUBLIC UTILITY EASEMENT |
| P.O.C. | INDICATES POINT OF COMMENCEMENT |
| L.C.E. | INDICATES LIMITED COMMON ELEMENT |
| L1 | INDICATES LINE 1 OF THE LINE TABLE |
| L.M.E. | INDICATES LAKE MAINTENANCE EASEMENT |
| P.R.C. | INDICATES POINT OF REVERSE CURVATURE |
| C1 | INDICATES CURVE 1 OF THE CURVE TABLE |
| P.C.C. | INDICATES POINT OF COMPOUND CURVATURE |
| T.C.U.E. | INDICATES TOWN & COUNTRY UTILITY EASEMENT |
| P.S.M. | INDICATES PROFESSIONAL SURVEYOR AND MAPPER |
| NE#1 | INDICATES NORTHING & EASTING POINT 1 OF THE COORDINATE TABLE |
| • | INDICATES SET 5/8" IRON ROD "BANKS ENG LB–6690" UNLESS OTHERWISE NOTED |
| ■ | INDICATES FOUND PERMANENT REFERENCE MONUMENT 5/8" IRON ROD "PRM BANKS ENG LB 6690" UNLESS OTHERWISE NOTED |
| ➡ | INDICATES TRAFFIC DIRECTION |

## SURVEYOR'S CERTIFICATION:

I HEREBY CERTIFY TO THE BEST OF MY PROFESSIONAL KNOWLEDGE, THAT THIS PLAT OF THE HEREON DESCRIBED PROPERTY IS A TRUE REPRESENTATION OF A FIELD SURVEY MADE UNDER MY DIRECTION AND MEETS THE STANDARDS OF PRACTICE SET FORTH IN CHAPTER: 5J–17 FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

ALLEN M. VOSE III, P.S.M.
FLORIDA CERTIFICATION NO. 7191
DATE SIGNED: 09–14–2021

- THIS SURVEY IS NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
- ADDITIONS OR DELETIONS TO SURVEY MAPS OR REPORTS BY OTHER THAN THE SIGNING PARTY OR PARTIES IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY OR PARTIES.
- THIS CERTIFICATION IS ONLY FOR THE LANDS DESCRIBED HEREON.
- IT IS NOT A CERTIFICATION OF TITLE, ZONING, SETBACKS, OR FREEDOM OF ENCUMBRANCES.
- THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF ABSTRACT OF TITLE.
- ALL MATTERS OF TITLE SHOULD BE REFERRED TO AN ATTORNEY AT LAW.

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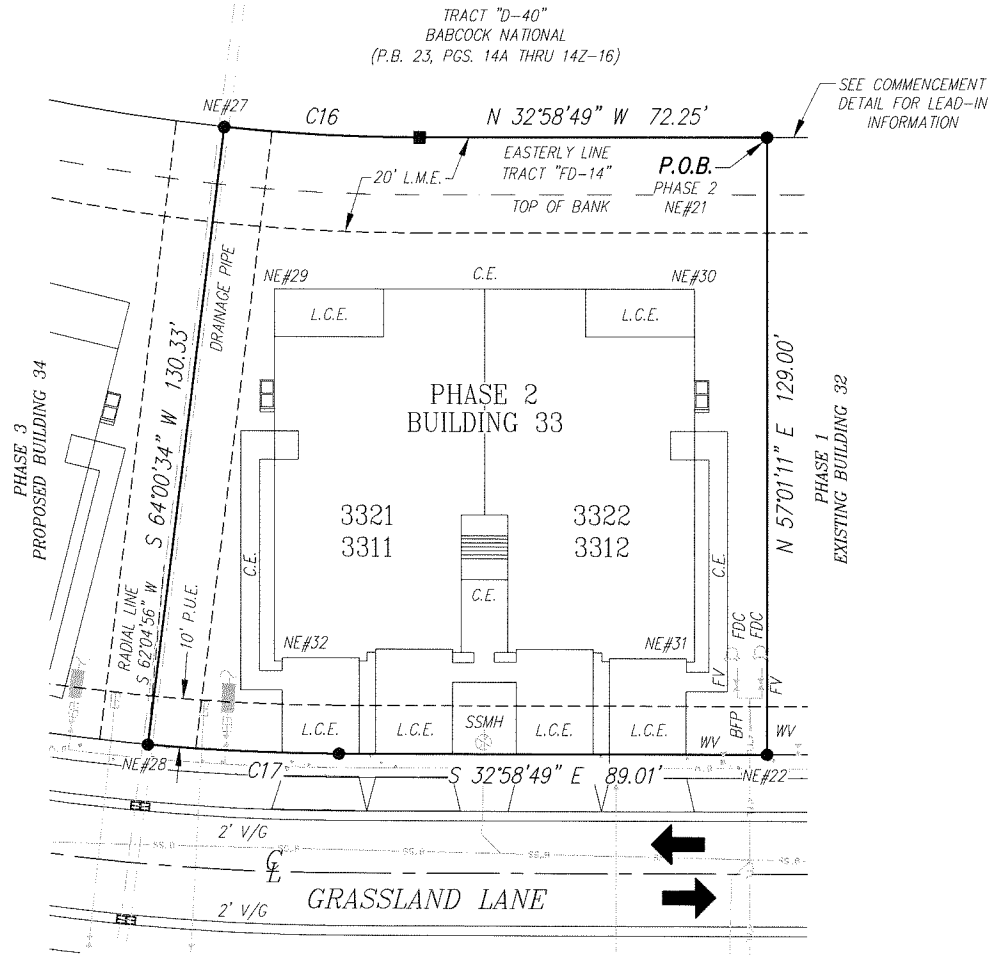
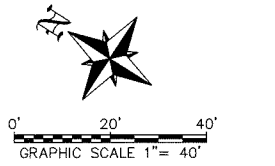
NOTES AND CERTIFICATION
COACH HOMES I AT BABCOCK NATIONAL, A PHASE CONDOMINIUM–PHASE 2
CHARLOTTE COUNTY, FLORIDA

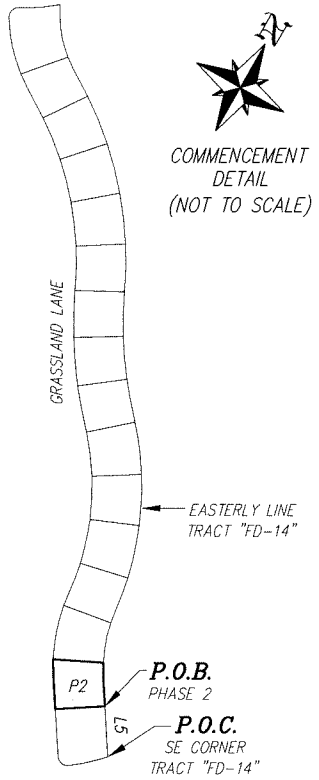
| DATE | PROJECT | DRAWING | DESIGN | DRAWN | CHECKED | SCALE | SHEET | OF | FILE NO. (S–T–R) |
|---|---|---|---|---|---|---|---|---|---|
| 02–12–20 | 8298 | 8298–C1–BN | | AMV | AMV | N/A | 1 | 6 | 20–42–26<br>29–42–26 |

# COACH HOMES I AT BABCOCK NATIONAL, A PHASE CONDOMINIUM, PHASE 2

LYING IN
SECTION 29, TOWNSHIP 42 SOUTH, RANGE 26 EAST,
CHARLOTTE COUNTY, FLORIDA




## COORDINATE TABLE

| POINT | NORTHING | EASTING |
|---|---|---|
| NE1 | 895774.03 | 743468.44 |
| NE21 | 895886.00 | 743395.78 |
| NE22 | 895815.77 | 743287.57 |
| NE27 | 895981.83 | 743336.13 |
| NE28 | 895924.71 | 743218.97 |
| NE29 | 895954.67 | 743313.44 |
| NE30 | 895881.41 | 743360.98 |
| NE31 | 895838.95 | 743295.55 |
| NE32 | 895912.21 | 743248.01 |

## LINE TABLE

| LINE | BEARING | DISTANCE |
|---|---|---|
| L5 | N 32°58'49" W | 133.48' |

## CURVE TABLE

| CURVE | RADIUS | DELTA | ARC | CHORD | CHORD BEARING |
|---|---|---|---|---|---|
| C16 | 390.00' | 05°58'37" | 40.68' | 40.67' | N 29°59'31" W |
| C17 | 450.00' | 05°03'45" | 39.76' | 39.75' | S 30°26'57" E |

NOTE:
SEE SHEET 1 OF 6 FOR LEGEND,

SEE SHEET 1 OF 6 FOR SURVEYORS NOTES AND CERTIFICATION.
SEE SHEET 3 OF 6 FOR PHASE 2 LEGAL DESCRIPTION.

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CONDOMINIUM SURVEY & PLOT PLAN
COACH HOMES I AT BABCOCK NATIONAL, A PHASE CONDOMINIUM-PHASE 2
CHARLOTTE COUNTY, FLORIDA

| DATE | PROJECT | DRAWING | DESIGN | DRAWN | CHECKED | SCALE | SHEET | OF | FILE NO. (S-T-R) |
|---|---|---|---|---|---|---|---|---|---|
| 02-12-20 | 8298 | 8298-C1-BN | | AMV | AMV | 1"=40' | 2 | 6 | 20-42-26<br>29-42-26 |

# COACH HOMES I AT BABCOCK NATIONAL, A PHASE CONDOMINIUM, PHASE 2

LYING IN
SECTION 29, TOWNSHIP 42 SOUTH, RANGE 26 EAST,
CHARLOTTE COUNTY, FLORIDA

DESCRIPTION
OF
A PARCEL OF LAND
LYING IN
SECTION 29, TOWNSHIP 42 SOUTH, RANGE 26 EAST
CHARLOTTE COUNTY, FLORIDA

**COACH HOMES I AT BABCOCK NATIONAL,**
**A PHASE CONDOMINIUM – PHASE 2**

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF CHARLOTTE, LYING IN SECTION 29, TOWNSHIP 42 SOUTH, RANGE 26 EAST, BEING A PORTION OF TRACT "FD–14", BABCOCK NATIONAL PHASE 2, A SUBDIVISION, RECORDED IN BOOK 24, PAGES 11A – 11L, PUBLIC RECORDS OF CHARLOTTE COUNTY, FLORIDA, BEING FURTHER BOUND AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID TRACT "FD–14"; THENCE N 32°58'49" W ALONG THE EASTERLY LINE OF SAID TRACT FOR 133.48 FEET TO THE **POINT OF BEGINNING** OF A PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUE N 32°58'49" W ALONG SAID EASTERLY LINE FOR 72.25 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 390.00 FEET; THENCE NORTHWESTERLY ALONG SAID EASTERLY LINE AND SAID CURVE THROUGH A CENTRAL ANGLE OF 05°58'37" FOR 40.68 FEET; THENCE S 64°00'34" W FOR 130.33 FEET TO BEGINNING OF NON–TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 450.00 FEET, TO WHICH POINT A RADIAL LINE BEARS S 62°04'56" W; THENCE SOUTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 05°03'45" FOR 39.76 FEET; THENCE S 32°58'49" E FOR 89.01 FEET; THENCE N 57°01'11" E FOR 129.00 FEET TO THE **POINT OF BEGINNING.**

SAID PARCEL CONTAINS: 0.36 ACRES, MORE OR LESS.

*SEE SHEET 1 OF 6 FOR SURVEYORS NOTES AND CERTIFICATION.*
*SEE SHEET 2 OF 6 FOR PHASE 2 CONDOMINIUM SURVEY.*

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LEGAL DESCRIPTION
**COACH HOMES I AT BABCOCK NATIONAL, A PHASE CONDOMINIUM–PHASE 2**
CHARLOTTE COUNTY, FLORIDA

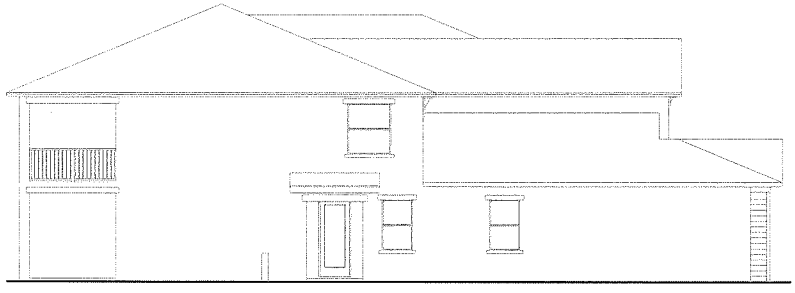
| DATE | PROJECT | DRAWING | DESIGN | DRAWN | CHECKED | SCALE | SHEET | OF | FILE NO. (S–T–R) |
|---|---|---|---|---|---|---|---|---|---|
| 02–12–20 | 8298 | 8298–C1–BN | | AMV | AMV | N/A | 3 | 6 | 20–42–26<br>29–42–26 |

# COACH HOMES I AT BABCOCK NATIONAL, A PHASE CONDOMINIUM, PHASE 2

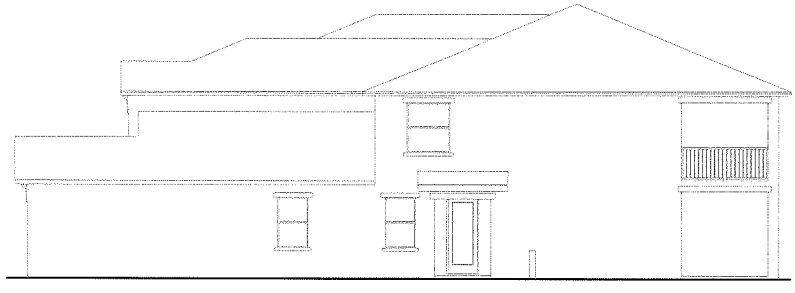
LYING IN
SECTION 29, TOWNSHIP 42 SOUTH, RANGE 26 EAST,
CHARLOTTE COUNTY, FLORIDA




FRONT ELEVATION



LEFT SIDE ELEVATION



RIGHT SIDE ELEVATION




REAR ELEVATION

0 10 20
GRAPHIC SCALE 1"= 20'

ELEVATION PLAN
BUILDING 33

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ELEVATION PLAN
COACH HOMES I AT BABCOCK NATIONAL, A PHASE CONDOMINIUM-PHASE 2
CHARLOTTE COUNTY, FLORIDA

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# COACH HOMES I AT BABCOCK NATIONAL, A PHASE CONDOMINIUM, PHASE 2

LYING IN
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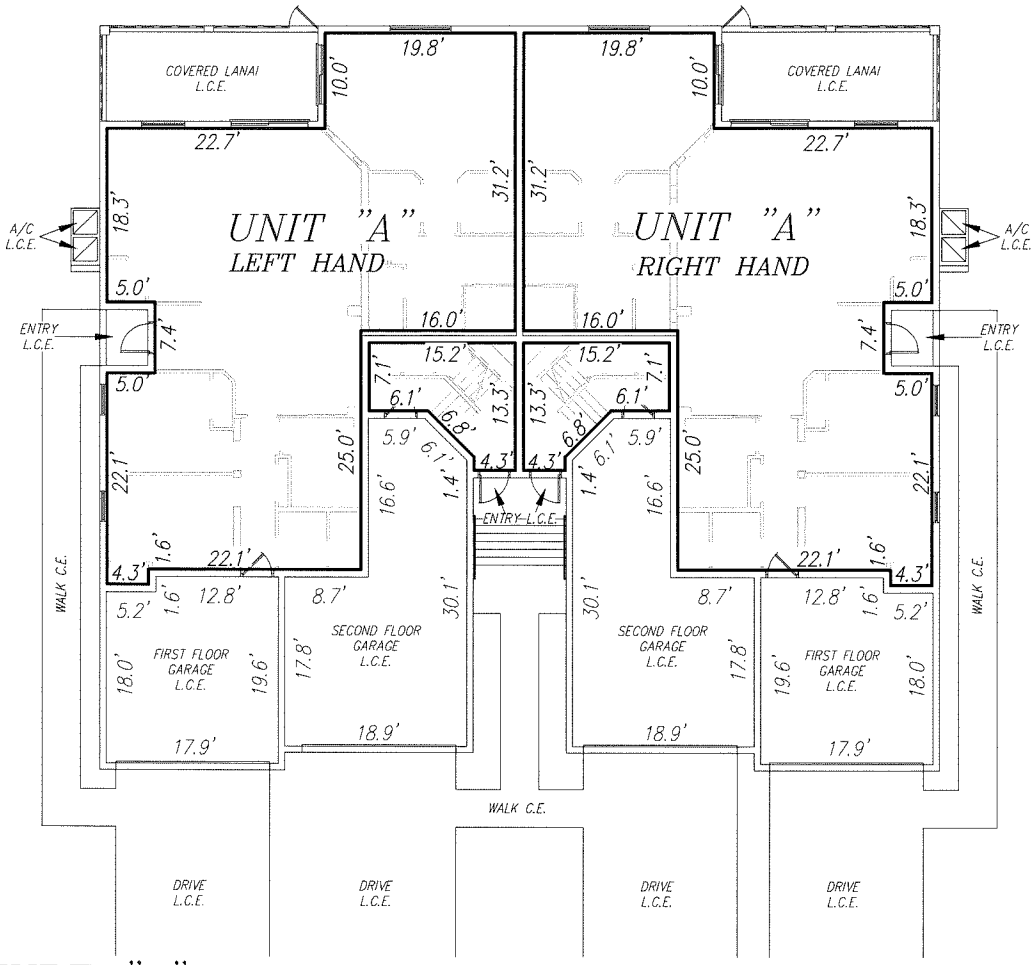
CHARLOTTE COUNTY, FLORIDA




TYPE "A"

| PHASE NO. | UNIT NO. LEFT–RIGHT |
|---|---|
| 2 | 3311, 3312 |

FIRST FLOOR

0 10 20
GRAPHIC SCALE 1"= 20'

LEGEND
C.E. = COMMON ELEMENT
A/C = AIR–CONDITION UNIT
L.C.E. = LIMITED COMMON ELEMENT

FIRST FLOOR UNIT BOUNDARIES
BUILDING 33

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FIRST FLOOR UNIT BOUNDARIES
COACH HOMES I AT BABCOCK NATIONAL, A PHASE CONDOMINIUM–PHASE 2
CHARLOTTE COUNTY, FLORIDA

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# COACH HOMES I AT BABCOCK NATIONAL, A PHASE CONDOMINIUM, PHASE 2

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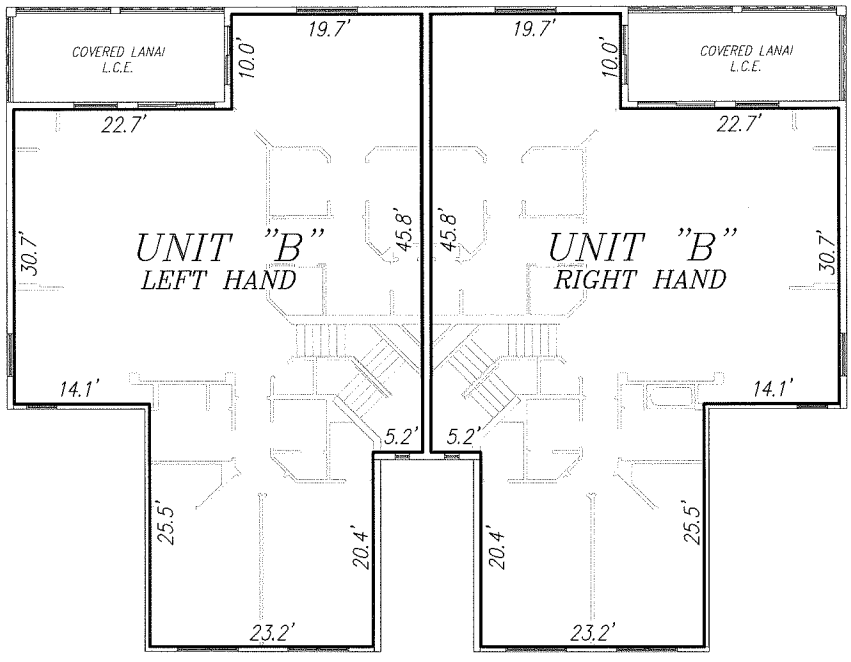
SECTION 29, TOWNSHIP 42 SOUTH, RANGE 26 EAST,
CHARLOTTE COUNTY, FLORIDA




SECOND FLOOR

TYPE "B"

| PHASE NO. | UNIT NO. LEFT-RIGHT |
|---|---|
| 2 | 3321, 3322 |

0 10 20
GRAPHIC SCALE 1"= 20'

LEGEND
C.E. = COMMON ELEMENT
A/C = AIR-CONDITION UNIT
L.C.E. = LIMITED COMMON ELEMENT

SECOND FLOOR UNIT BOUNDARIES
BUILDING 33

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SECOND FLOOR UNIT BOUNDARIES
COACH HOMES I AT BABCOCK NATIONAL, A PHASE CONDOMINIUM-PHASE 2
CHARLOTTE COUNTY, FLORIDA

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