PLEASE RETURN TO:
MALONEY & CRANE, CHARTERED
6300 TRAIL BOULEVARD NORTH
NAPLES, FLORIDA 33963

2400

FIRST AMENDMENT TO DECLARATION OF CONDOMINIUM

FOR

2623052 WHISKEY POINTE, A CONDOMINIUM

THIS FIRST AMENDMENT TO THE DECLARATION OF CONDOMINIUM for WHISKEY POINTE, A CONDOMINIUM, made this 21st day of March, 1989, by LUNDSTROM-McDONALD DEVELOPMENT, INC., a Florida Corporation, hereinafter referred to as "Developer", for itself, its successors, grantees and assigns.

OR2058 PG1542

WITNESSETH THAT:

WHEREAS, the Developer executed the Declaration of Condominium for Whiskey Pointe, a Condominium dated March 6, 1989, and recorded in Official Records Book 2054, page 2732 through 2834, Public Records of Lee County, Florida, hereinafter referred to as "Declaration" and

WHEREAS, Developer has reserved the right in said Declaration to develop this condominium in Phases and subsequent to Paragraph 29.3 of the Declaration, has the right to amend the Declaration for certain purposes without the consent of the unit owners, the Association or any othery party, including the adding of Certificates of Surveyors, and

WHEREAS, Developer now desires to make permitted amendments to the Declaration.

NOW, THEREFORE, the Developer pursuant to the aforesaid right, hereby amends the Declaration of Condominium for Whiskey Pointe, a Condominum as follows:

A. Revised Exhibit DC-8 entitled "Sketch of Descriptions of Phases I through V, Plot Plan, General Notes and Unit Schedule" is attached to this First Amendment to Declaration of Condominium and incorporated into and made a part of the Declaration of Condominium.

B. Revised Exhibit DC-10 entitled "Map of Record Survey of Phase I, Plot Plan, General Notes and Unit Schedule" is attached to this First Amendment to Declaration of Condominium and incorporated into and made a part of the Declaration of Condominium.

C. A Certificate of Surveyor for Phase I, dated March 21, 1989, is attached to this First Amendment to Declaration of Condominium as

RECORD VERIFIED - CHARLIE GREEN, CLERK
BY: J. TURNER, D.C.

Exhibit DC-16, and incorporated into and made a part of the Declaration of Condominium.

IN WITNESS WHEREOF, Developer has caused the foregoing First Amendment to the Declaration of Condominium to be executed by its undersigned, duly authorized officer on the date set forth above.

WITNESSES:

Mary Lou Breaz

Katherine M Peppers

LUNDSTROM-McDONALD DEVELOPMENT, INC.
A Florida Corporation

By: [signature]
Bob L. Lundstrom President

OR2058

STATE OF FLORIDA
COUNTY OF COLLIER

BEFORE ME, the undersigned authority, personally appeared Bob L. Lundstrom to me known to be the President of Lundstrom-McDonald Development, Inc., a Florida Corporation, and who acknowledged before me that the did, as such officer execute the foregoing First Amendment to the Declaration of Condominium as the act and deed of said Corporatin and that the same was executed for the purposes therein expressed.

WITNESS my hand and official seal in the County and State last aforesaid this 21st day of March, 1989.

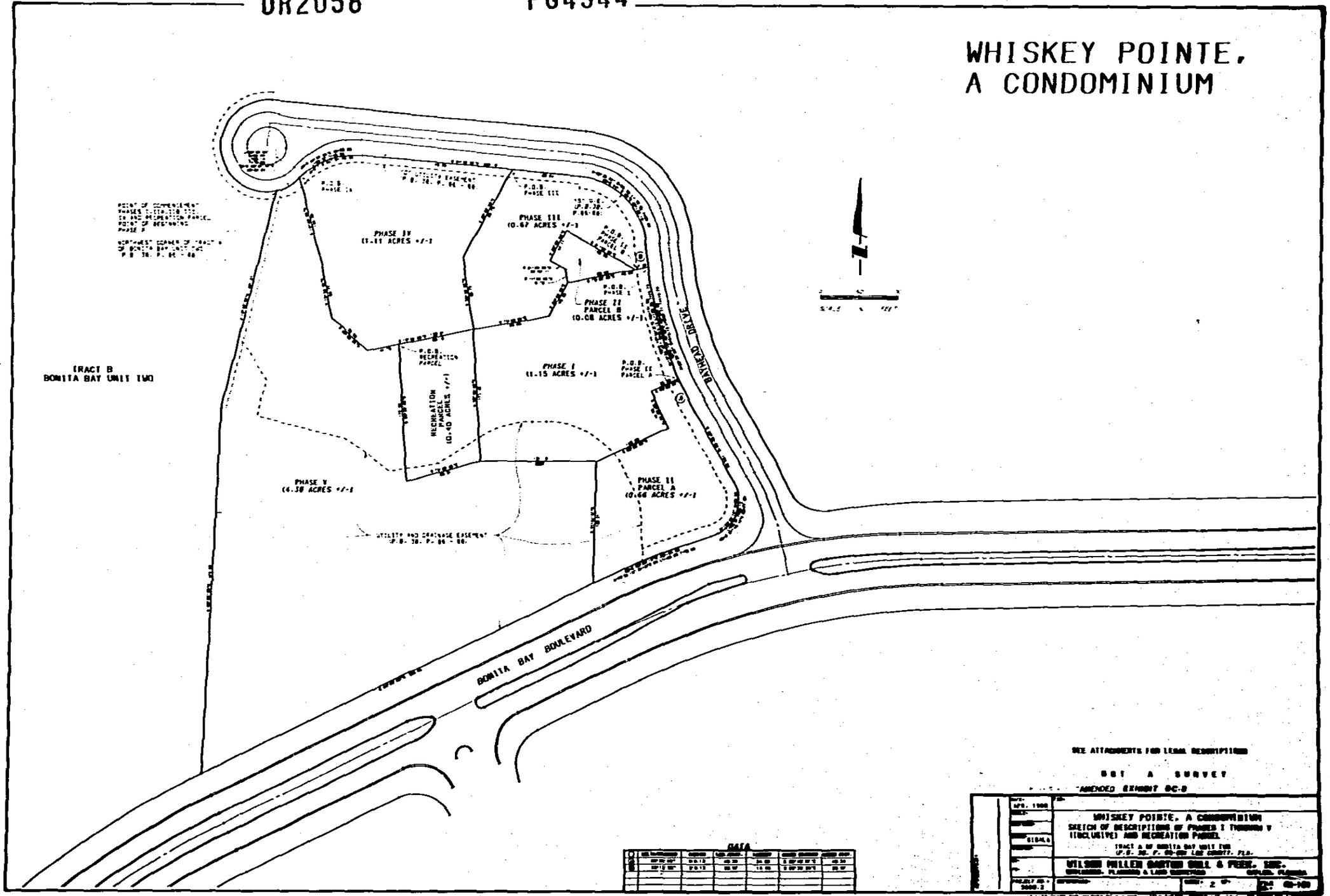
PG4543

Mary Lou Breaz
NOTARY PUBLIC
MY COMMISSION EXPIRES:

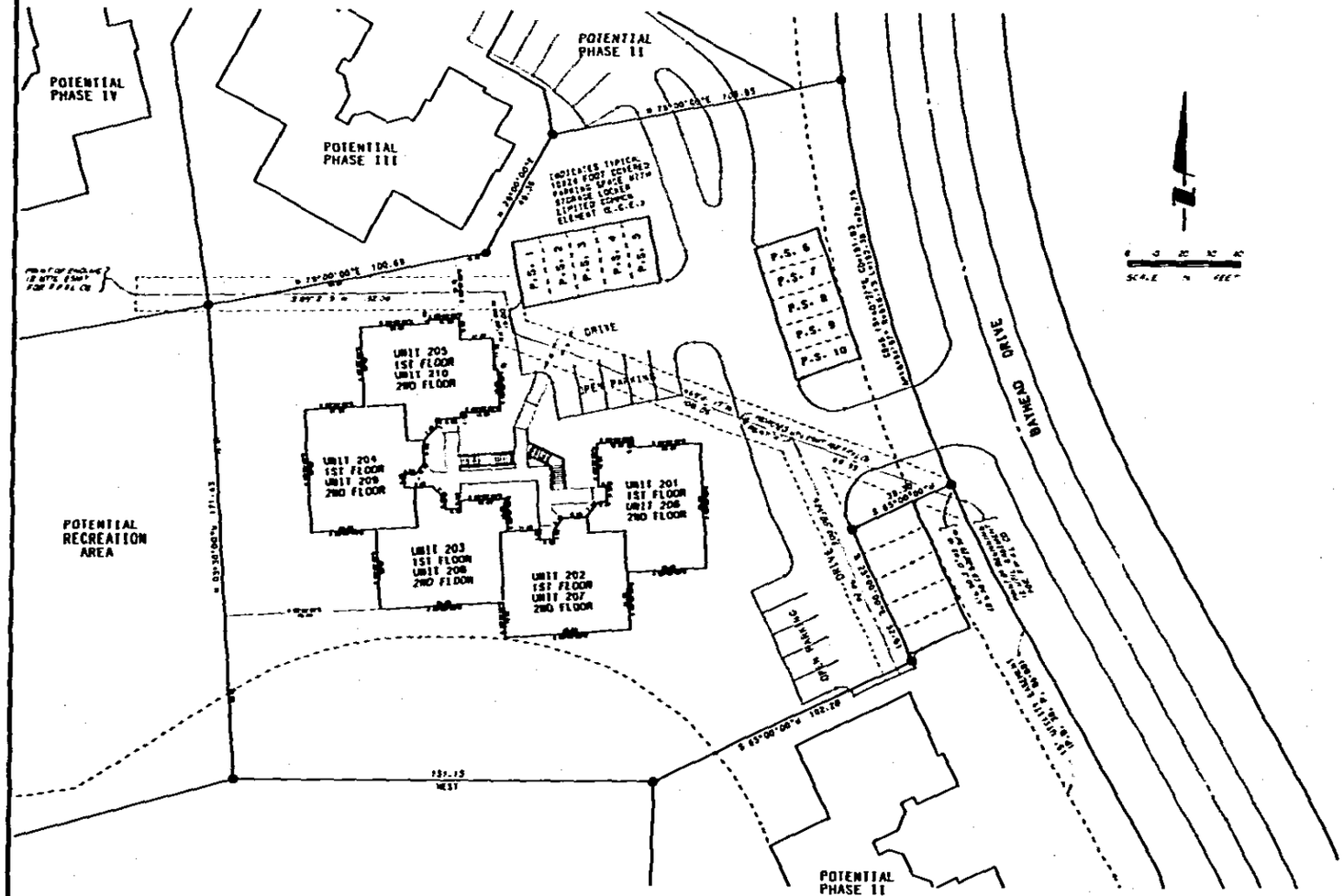
NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXP. JULY 1,1989
BONDED THRU GENERAL INS. UND.

MARY LOU BREAZ NOTARY PUBLIC STATE OF FLORIDA

WHISKEY POINTE, A CONDOMINIUM



WHISKEY POINTE, A CONDOMINIUM PHASE I



GENERAL NOTES

1) ——— INDICATES THE APPROXIMATE LOCATION OF THE BOUNDARY OF THE CONDOMINIUM UNITS.
2) - - - - - - INDICATES THE APPROXIMATE LOCATION OF THE LIMITED COMMON ELEMENTS (L.C.E.).
3) THE UNIT LINES, LIMITED COMMON ELEMENT LINES AND DIMENSIONS SHOWN HEREON ARE APPROXIMATE REPRESENTATIONS OF THE LOCATIONS OF SAID LINES AND DIMENSIONS. SEE THE DECLARATION OF CONDOMINIUM FOR THE PRECISE DEFINITION, DESIGNATION AND LOCATION OF SAID LINES.
4) EVERYTHING EXTERIOR TO THE UNITS AND LIMITED COMMON ELEMENTS IS COMMON ELEMENT. REFER TO THE DECLARATION OF CONDOMINIUM FOR THE DEFINITION AND DESIGNATION OF THE COMMON ELEMENTS.
5) THERE IS ONE AIR CONDITIONING COMPRESSOR (L.C.E.) FOR EACH UNIT LOCATED OUTSIDE OF THE BUILDING.
6) DIMENSIONS ARE IN FEET AND DECIMALS THEREOF.
7) ELEVATIONS ARE BASED ON NATIONAL GEODETIC VERTICAL DATUM.
8) THESE DRAWINGS WERE PREPARED FROM ARCHITECTURAL PLANS PREPARED BY: NICHOLS, CARTER GRANT ARCHITECTS, INC. 1700 PEACHTREE ST. NW. ATLANTA, GEORGIA 30309
9) SEE EXHIBIT DC-1C FOR TYPICAL UNIT FLOOR PLANS

CERTIFICATE:

WE HEREBY CERTIFY TO: Landmark Homes, Inc.

THAT A RECORD SURVEY OF PHASE I OF "WHISKEY POINTE" A CONDOMINIUM, BEING A PART OF TRACT "A", DUNES DAY UNIT TWO, P.B. 30, PAGES 88-89, LEE COUNTY, FLORIDA, WAS COMPLETED UNDER OUR DIRECTION ON OCTOBER 22, 1988.

THIS RECORD SURVEY MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF LAND SURVEYORS, PURSUANT TO SECTION 472.027, FLORIDA STATUTES, AND CHAPTER 21HH-6, FLORIDA ADMINISTRATIVE CODE.

WILSON, MILLER, BARTON, SOLL & PEEK, INC.
REG. ENGINEERS AND LAND SURVEYORS
3383 AIRPORT ROAD NORTH
NAPLES, FLORIDA 33942

BY: _____ DATE: 3/28/89
WILBUR H. CHRISTENSEN, JR., P.S.M. #3141

NOTE: THIS CERTIFICATION IS ONLY FOR THE LANDS AS DESCRIBED. IT IS NOT A CERTIFICATION OF TITLE, ZONING, EASEMENTS OR FREEDOM OF ENCUMBRANCES. THIS CERTIFICATION IS NOT VALID UNLESS SIGNED BY THE SURVEYOR AND SEALED WITH THE SURVEYOR'S EMBOSSED SEAL.

SUBSTANCE NOT REVIEWED.

GENERAL NOTES:

1. DIMENSIONS ARE IN FEET AND DECIMALS THEREOF.
2. BEARINGS ARE BASED ON DUNES DAY UNIT TWO.
3. DIMENSIONS ON CURVES ARE L = ARC, CD = CHORD DISTANCE, Δ = DELTA, R = RADIUS, CB = CHORD BEARING.

● INDICATES IRON PIN SET

STATE OF FLORIDA · REGISTERED · No. 2765

UNIT SCHEDULE

UNIT NO.	FLOOR	PLAN TYPE	FLOOR ELEV.	CEILING ELEV.
201	1ST	A	12.00	20.00
202	1ST	B	12.00	20.00
203	1ST	C	12.00	20.00
204	1ST	D	12.00	20.00
205	1ST	E	12.00	20.00
206	2ND	A	21.33	29.33
207	2ND	B	21.33	29.33
208	2ND	C	21.33	29.33
209	2ND	D	21.33	29.33
210	2ND	E	21.33	29.33

ELEVATIONS ARE BASED ON NATIONAL GEODETIC VERTICAL DATUM.

SEE EXHIBIT DC-1 FOR LEGAL DESCRIPTION

AMENDED EXHIBIT DC-1D

APR. 1989

WHISKEY POINTE, A CONDOMINIUM
PHASE I MAP OF RECORD SURVEY
PHASE I PLOT PLAN, GENERAL NOTES AND UNIT SCHEDULE
PART OF TRACT A OF DUNES DAY UNIT TWO
P.B. 30, P. 88-89 LEE COUNTY, FLORIDA

WILSON MILLER BARTON SOLL & PEEK, INC.
ENGINEERS · PLANNERS & LAND SURVEYORS · NAPLES, FLORIDA

SHEET 1 OF 2 SHEETS

WILSON • MILLER • BARTON • SOLL & PEEK, INC.
ENGINEERS PLANNERS SURVEYORS
1383 AIRPORT-PULLING ROAD NORTH, NAPLES, FLORIDA 33942-9986 (813) 643-4545

OR2058

PG4546

CERTIFICATE OF SURVEYOR

As to "Phase 1 of "WHISKEY POINTE, A CONDOMINIUM" part of Tract A of "BONITA BAY UNIT TWO" (P.B. 38, pages 86-88) Lee County, Florida

I, WILBUR M. CHRISTIANSEN, JR., of Naples, Florida, County of Collier and State of Florida, hereby certify as follows;

1. That I am a Professional Land Surveyor authorized to practice in the State of Florida;

2. That this Certificate is made as to "WHISKEY POINTE, A CONDOMINIUM located on part of Tract A "BONITA BAY UNIT TWO" and in compliance with Section 718.104(4)(e) Florida Statutes;

3. The following exhibits DC-7 through DC-11 to the Declaration of Condominium:

as applicable, together with the provisions of the Declaration that relate to matters of survey describing the Condominium property, constitutes survey describing the Condominium property, constitutes that the construction of the improvements is substantially complete so that the material, together with the provisions of the declaration describing the condominium property, is an accurate representation of the location and dimensions of the improvements of said Phase 1 of "WHISKEY POINTE, A CONDOMINIUM, and so that the identification, location, and dimensions of the common elements and of each unit can be determined from these materials.

WILSON, MILLER, BARTON, SOLL & PEEK, INC.
Reg. Engineers and Land Surveyors

BY: _____ DATE 3/21/89
Wilbur M. Christiansen, Jr., P.L.S. #2765

Not Valid unless embossed with the Professional's seal.

STATE OF FLORIDA
COUNTY OF COLLIER

Before me personally appeared WILBUR M. CHRISTIANSEN, JR., to me well known and known to me to be the person described in and who executed the foregoing instrument, and acknowledged before me that he executed said instrument for the purpose there expressed.

My commission expires:
NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXP. AUG. 6,1990
BONDED THRU GENERAL INS. UND.

_____
Notary Public

GGG:kjd cert 3-21-89 b bay

Charlie Green Clerk of Circuit Court, Lee County Fla.
RECORD VERIFIED JOANNE TURNER

RECORDED AND VERIFIED
CLERK CIRCUIT COURT
LEE COUNTY, FLA.
MAR 24 4 24 PM '89

EXHIBIT DC-16

RAYMOND W. MILLER, P.E. • WILLIAM L. BARTON, P.E. • THOMAS R. PEEK, P.E., P.L.S. • WILBUR M. CHRISTIANSEN, P.L.S. • CLIFFORD H. SCHNEIDER, P.E.
BENJAMIN C. PRATT, P.E., P.L.S. • CARL H. SOLL, P.L.S. • FERMIN A. DIAZ, P.E. • JOHN E. BOUTWELL, P.L.S. • GARY L. DANCA, C.P.A. • ALAN D. REYNOLDS, A.I.C.P.
Fort Myers, Florida (813) 337-4811