

SECOND
AMENDMENT
TO
DECLARATION OF CONDOMINIUM
OF
THE GARDENS III AT WATERSIDE VILLAGE

PURSUANT to Section 718.403, Florida Statutes, and the provisions of the Declaration of Condominium of The Gardens III at Waterside Village as recorded in Official Records Book 3012, Page 725, Public Records of Sarasota County, Florida, W.V. Development No. I, a Florida general partnership, hereby amends said Declaration of Condominium for the purpose of submitting Phase 2 to condominium ownership as a part of The Gardens III at Waterside Village, a Condominium. Phase 2 is more particularly described in the Condominium Plat of The Gardens III at Waterside Village attached as Exhibit "A" to said Declaration of Condominium and recorded in Condominium Book 32, Page 6, Public Records of Sarasota County, Florida. The condominium Plat also contains an identification of each unit in Phase 2, a graphic description of the improvements in which such units are located and a plot plan thereof, a survey of Phase 2, and a certificate of surveyor in conformance with Section 718.104(4)(e), Florida Statutes. By this Amendment, the common elements of Phase 2 are merged with the common elements of existing phases and hereby becomes part of one condominium known as The Gardens III at Waterside Village. Commencing with the recording of this Amendment in the Public Records, each condominium unit will have a 1/24th share in the common elements, common expenses, and common surplus of the condominium, so that each condominium unit will share equally with all other condominium units in The Gardens III at Waterside Village. Developer further amends said survey and plot plan in accordance with the Certificate of Surveyor attached hereto and by this reference made a part hereof.

IN WITNESS WHEREOF, Developer has caused this Amendment to be executed in its name this 23rd day of April, 1998.

Witnesses:

W.V. DEVELOPMENT NO. I,
a Florida general partnership
By: SEL W.V. Development No. 1, Inc.
as General Partner

Debbie L. Connelly
Signature of Witness

Debbie L. Connelly
Print Name of Witness

By: Stephen E. Lattmann
Stephen E. Lattmann
As its President

Stephanie L. Tancey
Signature of Witness

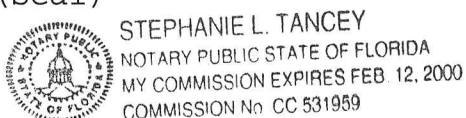
STEPHANIE L. TANCEY
Print Name of Witness

STATE OF FLORIDA
COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me this 23rd day of April, 1998, by STEPHEN E. LATTMANN, as President of SEL W.V. DEVELOPMENT NO. 1, INC., a Florida corporation and a general partner of W.V. DEVELOPMENT NO. I, Florida general partnership, on behalf of the corporation and the partnership. The above-named person is personally known to me.

Stephanie L. Tancey
Notary Public

(Seal)



Print or type name of Notary Public

I am a Notary Public of the State of Florida and my commission expires on _____.

Prepared by and return to: William M. Seider, Esquire 275
Williams, Parker, Harrison, Dietz & Getzen
200 South Orange Avenue
Sarasota, Florida 34236

STRAYER SURVEYING & MAPPING, INC.

** OFFICIAL RECORDS **
BOOK 3099 PAGE 585

CERTIFICATE OF SURVEYOR

I, the undersigned Registered Surveyor & Mapper, hereby certify that,

1. This certificate is made with respect to Phase 2, Building 7, and all the units contained therein, GARDENS III AT WATERSIDE VILLAGE, A CONDOMINIUM shown on the condominium plat recorded in Condominium Book 32, Page 6-6C, Public Records of Sarasota County, Florida.

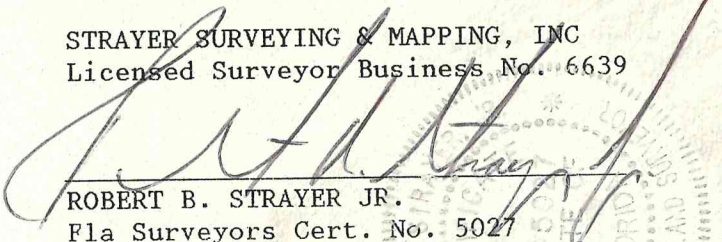
2. The construction of the improvements in which said units are located is substantially complete.

3. The plat, together with the provisions of the Declaration describing the condominium property, is an accurate representation of the location and dimensions of said unit(s).

4. The identification, location and dimensions of the common elements and of each such unit can be determined from the plat and the provisions of said Declaration.

5. All planned improvements, including, but not limited to, landscaping, utility services and access to said units, and common element facilities serving the building in which said units are located have been substantially completed.

STRAYER SURVEYING & MAPPING, INC
Licensed Surveyor Business No. 6639


ROBERT B. STRAYER JR.
Fla Surveyors Cert. No. 5027

Date: 4/23/1998

STRAYER SURVEYING & MAPPING, INC
763 SHAMROCK BLVD
VENICE, FLORIDA 34293
PHONE: (941) 497-1290

Sheet 1 of 1

CLERK OF CIRCUIT COURT
SARASOTA COUNTY, FL

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RECORDED IN OFFICIAL
RECORDS