Prepared by and Return to Melissa S. Turra Holland & Knight LLP 50 North Laura Street, Suite 3900 Jacksonville, Florida 32202

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AMENDMENT TO THE DECLARATION OF CONDOMINIUM FOR SUMMER HOUSE IN OLD PONTE VEDRA CONDOMINIUM (Phase II)

THIS AMENDMENT is made this 29TH day of July, 2005, by The Village at Ponte Vedra, LLC, a Florida limited liability company and The Fairways at Ponte Vedra, LLC, a Florida limited liability company (collectively, the "Developer").

RECITALS:

- A. Developer has subjected certain property to the condominium form of ownership as more fully described in the Declaration of Summer House in Old Ponte Vedra Condominium, recorded in Official Records Book 2495, page 313 of the public records of St. Johns County, Florida, as amended from time to time ("Declaration").
- B. Pursuant to the rights and obligations set forth in Article VI(E) of the Declaration, the Developer desires to amend and restate the legal description for the Phase II Land in the Declaration as more particularly described on Exhibit (A) attached hereto.

NOW, THEREFORE in consideration of the premises, the Developer hereby amends the Declaration as follows:

- 1. Exhibit "2" of the Declaration is hereby amended to include the as-built survey attached hereto as Addendum to Exhibit "2".
- 2. Except as herein amended, the terms and conditions of the Declaration remain in full force and effect.

THE REMAINDER OF THIS PAGE IS INTENTIONALLY BLANK

This Amendment to the Declaration of Condominium has been duly executed on this _____ day of July, 2005. The Village at Ponte Vedra, LLC, a Florida limited liability company By: JLC Suncoast Realty II, LLC, a Georgia limited liability company, its manager [Print or Type Name] By Name: Its: [Print or Type Name] The Fairways at Ponte Vedra, LLC, a Florida limited liability company By: JLC Suncoast Realty II, LLC, a Georgia limited liability company, its manager tephen D. Broome [Print or Type Name anocor. [Print or Type Name] STATE OF FLORIDA COUNTY OF The foregoing Declaration was acknowledged before me, this _____ day of July, 2005, by Stephen D. Broome, as Managart of JLC Suncoast Realty II, LLC, a Georgia limited liability company, the manager of The Village of Ponte Vedra, LLC, a Florida limited liability company, on behalf of said entity(ies). ∖He/she is 👡 Dersonally known to me or ___ has produced as identification. Roberta Palanzi Commission DD214331 Print Name + DOesta Expires: May 21, 2007 Notary Public, State of Florida Bonded Thru My Commission Expires:

Commission No.: DD 21433

(Notarial Seal)

Atlantic Bonding Co., Inc.

STATE OF FLORIDA COUNTY OF Stoppis

The foregoing Declaration was acknowledged before me, this Section D. Broame as Monager of JLC Suncoast Realty II, LLC, a Georgia limited liability company, the manager of The Fairways of Ponte Vedra, LLC, a Florida limited liability day of July, 2005, by company, on behalf of said entity(ies). He/she is ____ personally known to me or ____ has produced as identification.

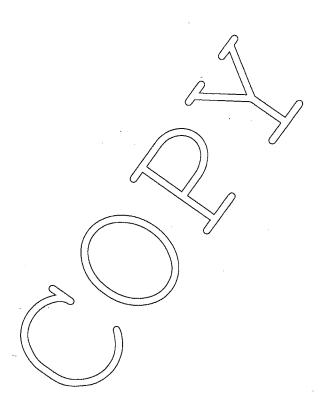
Print Name: HODOWC Notary Public, State of Florida

My Commission Expires:

Commission No.: DD214331

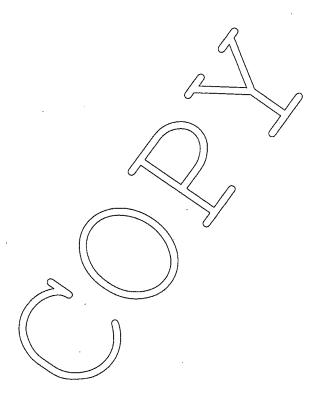
(Notarial Seal)





ADDENDUM EXHIBIT "2" TO DECLARATION OF SUMMER HOUSE IN OLD PONTE VEDRA CONDOMINIUM AS-BUILT SURVEY - PHASE II

2723598_v4



MAP SHOWING SURVEY OF:

A PART OF GOVERNMENT LOT 9, SECTION 27, TOGETHER WITH A PART OF THE NICHOLAS SANCHEZ GRANT, SECTION 46, ALL IN TOWNSHIP 3 SOUTH, RANGE 29 EAST, ST. JOHNS COUNTY, FLORIDA MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF BEGINNING, COMMENCE AT THE INTERSECTION OF THE WESTERLY RIGHT OF WAY LINE OF STATE ROAD A1A, AS NOW ESTABLISHED AS A 200 FOOT RIGHT OF WAY LINE OF STATE ROAD A1A, AS NOW ESTABLISHED AS A 200 FOOT RIGHT OF WAY, WITH THE SOUTHERLY RIGHT OF WAY LINE OF THOUSAND OAKS BOULEVARD, AS DESCRIBED IN PARCEL "A" OF CABALLOS DEL MAR, UNIT ONE, AS RECORDED IN MAP BOOK 12, PAGES 44, 45, 46 AND 47, OF THE PUBLIC RECORDS OF SAID COUNTY, AS NOW ESTABLISHED AS A 60 FOOT RIGHT OF WAY; THENCE OF A8,63 FEET TO THE POINT OF CURVE OF A CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 215.00 FEET; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, A CHORD BEARING OF SOUTH 57*12*51" WEST, AND A CHORD DISTANCE OF 214.90 FEET TO THE POINT OF TANGENCY OF SAID CURVE, THENCE CONTINUE ALONG SAID RIGHT OF WAY LINE OF THOUSAND OAKS BOULEVARD SOUTH CONCAVE NORTHERLY HAVING A RADIUS OF 330.00 FEET; THENCE WESTERLY ALONG THE ARC OF SAID CURVE, A CHORD BEARING OF SOUTH 66*36*47" WEST AND A EASTERLY LINE OF THE LANDS DESCRIBED IN PARCEL "A" OF OFFICIAL RECORDS OF SAID CURVE, A CHORD BEARING OF SOUTH 66*36*47" WEST AND A EASTERLY LINE OF THE LANDS DESCRIBED IN PARCEL "A" OF OFFICIAL RECORDS THENCE CONTINUE ALONG SAID FEET; THENCE SOUTH 15*99*50" WEST, ALONG THE CONTINUE ALONG SAID FEET; THENCE SOUTH B9*16*24" EAST, A EASTERLY LINE OF THE LANDS DESCRIBED IN PARCEL "A" OF OFFICIAL RECORDS THENCE CONTINUE ALONG SAID FEET; THENCE SOUTH B9*16*24" EAST, A EASTERLY LINE OF THE LANDS DESCRIBED IN PARCEL "A" OF OFFICIAL RECORDS THENCE CONTINUE ALONG SAID FEET; THENCE SOUTH B9*16*24" EAST, A EASTERLY LINE AND A SOUTHERLY PROJECTION 79*37'02" EAST A DISTANCE OF 126.62 FEET; THENCE SOUTH B9*16*24" EAST, A DISTANCE OF 160.21 FEET; THENCE NORTH B9*31'08" EAST, A DISTANCE OF 60.09 FEET; THENCE NORTH B9*31'08" EAST, A DISTANCE OF 60.09 FEET; THENCE

BOULEVARD.
THAT PART OF EXHIBIT "A", OFFICIAL RECORDS VOLUME 666, PAGE 550 OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA MORE PARTICULARLY DESCRIBED AS FOLLOWS: A PART OF GOVERNMENT LOT 9, SECTION 27, TOWNSHIP 3 SOUTH, RANGE 29 EAST, ST. JOHNS COUNTY, FLORIDA, (THE SAME BEING A PART OF THOUSAND OAKS BOULEVARD, A 60 POOT RIGHT OF WAY. AS DESCRIBED AS PARCEL "A" IN THE PLAT OF CABALLOS DE MAR UNIT ONE AS RECORDED IN MAP BOOK 12, PAGES 44, 45, 46 AND 47 OF THE AFOREMENTIONED PUBLIC RECORDS), MORE THE INTERSECTION OF THE WESTERLY RIGHT OF WAY LINE OF STATE ROAD A1A, AS NOW ESTABLISHED AS A 200 FOOT RIGHT OF WAY. WITH THE SOUTHERLY RIGHT OF WAY LINE OF AFORESAID THOUSAND CAKS BOULEVARD, THENCE WESTERLY AND SOUTHWESTERLY ALONG SAID SOUTHERLY RIGHT OF WAY LINE THE FOLLOWING FOUR COURSES: 1) SOUTH 8712/00" WEST, A DISTANCE OF 48.63 FEET TO THE POINT OF CURVATURE, OF A CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 215.00 FEET; 2) SOUTHWESTERLY (ALONG THE AND OF SAID CURVE, A CHORD BEARING OF SOUTH 5712/51" WEST, A CHORD DISTANCE OF 514.90 FEET AND AN ARC DISTANCE OF 225.03 FEET TO THE POINT OF TANGENCY OF SAID CURVE; 3) SOUTH 2713/43" WEST A DISTANCE OF 231.62 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE NORTHERLY HAVING A RADIUS OF 330.00 FEET; 4) WESTERLY ALONG THE ARC OF SAID CURVE, A CHORD BEARING OF SOUTH 78:51'00" WEST, A CHORD DISTANCE OF 517.40 FEET AND AN ARC DISTANCE OF 594.64 FEET THE POINT OF TANGENCY OF SAID CURVE, A CHORD BEARING OF SOUTH 78:51'00" WEST, A CHORD DISTANCE OF 531D CURVE, THENCE NORTH 40'28'17" EAST, ACROSS SAID THOUSAND OAKS BOULEVARD AND NON-TANGENT TO THE RIGHT OF WAY LINES.

"NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER." SHEETS 1 THROUGH 6 COMPRISE THE BOUNDARY SURVEY.
SEE SHEETS 2 AND 3 FOR GENERAL NOTES.

MAP SHOWING SURVEY OF, continued:

A DISTANCE OF 60.00 FEET TO THE NORTHERLY RIGHT OF WAY LINE AND THE POINT OF CURVATURE OF A CURVE CONCAVE NORTHWESTERLY AND HAVING A RADIUS OF 270.00 FEET; THENCE NORTHEASTERLY AND EASTERLY ALONG SAID NORTHERLY RIGHT OF WAY LINE THE FOLLOWING FOUR COURSES: 1) ALONG THE ARC OF SAID CURVE, A CHORD BEARING OF NORTH 78'51'00" EAST, A CHORD DISTANCE OF 423.32 FEET AND AN ARC DISTANCE OF 486.52 FEET TO THE POINT OF TANGENCY OF SAID CURVE; 2) NORTH 27'13'43" EAST, A DISTANCE OF 231.62 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE SOUTHEASTERLY AND HAVING A RADIUS OF 275.00 FEET; 3) ALONG THE ARC OF FAID CURVE, A CHORD BEARING OF NORTH 57'12'51" EAST, A CHORD DISTANCE OF 274.88 FEET AND AN ARC DISTANCE OF 287.84 FEET TO THE POINT OF TANGENCY OF SAID CURVE; 4) NORTH 87'12'00". EAST, A DISTANCE OF 48.63 FEET TO THE AFOREMENTIONED WESTERLY RIGHT OF WAY LINE OF STATE ROAD A1A; THENCE SOUTH 02'48'00" EAST, ALONG SAID WESTERLY RIGHT OF WAY LINE A DISTANCE OF 60:00 FEET TO THE POINT OF

NOTES:

THIS IS A BOUNDARY SURVEY OF EXHIBIT "A", OFFICIAL RECORDS 652, PAGE 239, IN THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA.

SEE BOATWRIGHT LAND SURVEYORS, INC.'S DRAWING FILE 2005-0087 DATED JANUARY 24, 2005 FOR BUILDING TIES AND ABOVE GROUND IMPROVEMENTS.

THE EASEMENTS FOR UTILITIES ARE PROVIDED BY "BLANKET" TYPE EASEMENTS

RATHER THAN SPECIFIC EASEMENTS.

INGRESS AND EGRESS TO "THE PROPERTY" IS PROVIDED BY THOUSAND OAKS BOULEVARD. THE EASTERLY 1077 FEET ± OF THOUSAND OAKS BOULEVARD IS INCLUDED IN THIS SURVEY AND IS THE ONLY PART NECESSARY FOR INGRESS AND EGRESS TO "THE PROPERTY". THOUSAND OAKS BOULEVARD APPEARS TO SERVE THIS (AND OTHER) PROPERTY WITH ALL UTILITIES. THE UTILITY INDICATORS WERE NOT LOCATED.

THERE ARE NO ENCROACHMENTS EITHER WAY ACROSS "THE PROPERTY

BOUNDARIES, EXCEPT AS SHOWN.

"THE PROPERTY" IS BELIEVED TO BE IN A PLANNED UNIT DEVELOPMENT (PUD)

WITH NO BUILDING RESTRICTION LINES, OFFICIAL RECORDS VOLUME 652, PAGE 239

REQUIRES A 20 FOOT SETBACK FOR ANY CONSTRUCTION ADJACENT TO THE GOLF

BEARINGS ARE BASED ON A LINE FROM THE NORTHEASTERLY CORNER TO THE SURVEYED LANDS BEING SOZ'24'31"E PER DESCRIPTION.

8) "THE PROPERTY" LIES IN FLOOD ZONE "X" AND FLOOD ZONE "X" (SHADED) AS DETERMINED FROM FLOOD INSURANCE RATE MAP NUMBER 12109C0085H, REVISED SEPTEMBER 2, 2004, FOR ST. JOHNS COUNTY, FLORIDA.

9) THERE ARE 295 REGULAR PARKING SPACES AND 9 HANDICAPPED PARKING SPACES ON SUBJECT PROPERTY.

10) THE PROPERTY CONTAINS 474,906 SQUARE FEET OR 10.90 ACRES. THE ROADWAY CONTAINS 84,636 SQUARE FEET OR 1:48 ACRES.

11) NO IMPROVEMENTS WERE LOCATED IN THOUSAND OAKS BOULEVARD.

12) THE PROPERTY ADDRESS IS 100 FAIRWAY PARK BOULEVARD, PONTE VEDRA

BEACH, FLORIDA.

SHEETS 1 THROUGH 6 COMPRISE THE BOUNDARY

"NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER."

CHECKED BY: DRAWN BY: 2005-0453 FILE #:

BOATWRIGHT LAND SURVEYORS, INC. 1500 ROBERTS DRIVE JACKSONVILLE BEACH, FLORIDA 241-8550

DATE: MARCH 21, 2005 SHEET_2_OF _9_

RECORDED INSTRUMENTS RELATED TO THE PROPERTY:

A) OFFICIAL RECORDS VOLUME 298, PAGE 793: THIS IS A "BLANKET" EASEMENT GIVEN TO JACKSONVILLE ELECTRIC AUTHORITY. THE RIGHTS WERE LATER TRANSFERRED TO THE CITY OF JACKSONVILLE BEACH ELECTRIC DEPARTMENT BY OFFICIAL RECORDS 436, PAGE 103.

B) OFFICIAL RECORDS VOLUME 538, PAGE 37: THIS IS A "BLANKET" UTILITY SERVICE AGREEMENT THAT INCLUDES "THE PROPERTY" IN PARCEL 1 OF EXHIBIT "A" ON PAGE 45. OTHER DESCRIPTIONS (AND EXCLUSIONS) ARE NOT LEGIBLE OR ARE NOT DETERMINABLE.

C) OFFICIAL RECORDS VOLUME 652, PAGE 239:

THIS "SPECIAL WARRANTY DEED" DESCRIBES "THE PROPERTY" IN EXHIBIT "A". THIS DEED ALSO INCLUDES RESERVATIONS, RESTRICTIONS, EASEMENTS AND CONDITIONS ON AND ABOUT "THE PROPERTY". THIS DOCUMENT WAS MODIFIED BY A "SPECIAL WARRANTY DEED MODIFICATION AGREEMENT" THAT PURPORTEDLY IS RECORDED IN OFFICIAL RECORDS BOOK 952, PAGE 1222.

D) OFFICIAL RECORDS VOLUME 666, PAGE 550:

THIS "GRANT OF NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS DESCRIBES "THE PROPERTY" IN EXHIBIT "B". EXHIBIT "A" DESCRIBES THE ENTIRE THOUSAND OAKS BOULEVARD, A PRIVATE ROADWAY THAT WAS CREATED BY THE PLAT OF CABALLOS DEL MAR UNIT ONE, AS RECORDED BY MAP BOOK 12, PAGES 44-47. THE EASEMENT GRANTED (AS DESCRIBED IN EXHIBIT "C" AND GRAPHICALLY DEPICTED ON EXHIBIT "C-1") INCLUDES ALL OF THE ROADWAY ON THIS SURVEY AND EXTENDS ANOTHER 550-600 FEET BEYOND (NORTHWESTERLY)?"THE PROPERTY".

E) OFFICIAL RECORDS VOLUME 579, PAGE 424: E) OFFICIAL RECORDS VOLUME 579, PAGE 424: (\(\)\
"THE PROPERTY" IS SUBJECT TO THE RECIPROCAL GRANT OF EASEMENT FOR

DRAINAGE (ARVIDA/ARDEV).

WE WERE FURNISHED A COPY OF CHICAGO THE INSURANCE COMPANY COMMITMENT NUMBER C 150500260 DATED DECEMBER 20, 2004. THE LAND DESCRIBED IN PARCEL 1 IS THE SAME AS THE 10.90 ACRE BOUNDARY SHOWN HEREON. PARCEL 2 OF THE POLICY DESCRIBES ALL OF THOUSAND CAKS BOULEVARD BY MAP BOOK 12, PAGES 44 THROUGH 47. THIS SURVEY ONLY WICLUBES THAT PART OF THE ROADWAY THAT SERVES THIS DEVELOPMENT (DESCRIBED HEREON). ALL OF THE ROADWAY IS NOT ACCESSIBLE FROM THE PART SHOWN HEREON.

CERTIFICATION:
THE UNDERSIGNED, BEING A SURVEYOR AND MAPPER AUTHORIZED TO PRACTICE IN THE STATE OF FLORIDA, HEREBY CERTIFIES THAT, IN ACCORDANCE WITH THE PROVISIONS OF SECTION 718.104(4)(c), FLORIDA STATUES, THAT THIS SURVEY MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS, PURSUANT TO CHAPTER 472.027, FLORIDA STATUES, THAT CONSTRUCTION OF THE IMPROVEMENTS DESCRIBED IS SUBSTANTIALLY COMPLETE, SO THAT THE MATERIAL, TOGETHER WITH THE PROVISIONS OF THE DECLARATION OF CONDOMINIUM FOR SUMMER HOUSE IN OLD PONTE VEORA, A CONDOMINIUM, DESCRIBING THE CONDOMINIUM PROPERTY IS AN ACCURATE REPRESENTATION OF THE LOCATION AND DIMENSIONS OF THE IMPROVEMENTS, AND FURTHER THAT THE IDENTIFICATION, LOCATION AND DIMENSIONS OF THE COMMON ELEMENTS AND OF EACH UNIT CAN BE DETERMINED FROM THESE MATERIALS.

SHEETS 1 THROUGH 6 COMPRISE THE BOUNDARY SURVEY.

"NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER,"

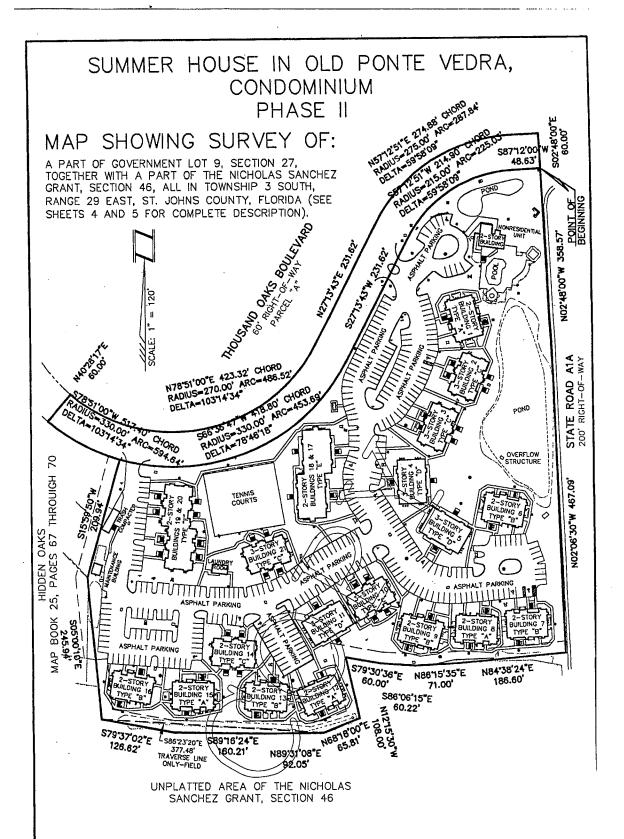
P.S.M. DONN W. BOATWRIGHT,

FLA. LIC. SURVEYOR AND MAPPER No. LS 3295 FLA. LIC. SURVEYING & MAPPING BUSINESS No. LB 3672

CHECKED BY: DRAWN BY: JCJ 2005-0453 FILE #:

BOATWRIGHT LAND SURVEYORS, INC. 1500 ROBERTS DRIVE JACKSONVILLE BEACH, FLORIDA 241-8550

DATE: MARCH 21, 2005 SHEET 3 OF 9

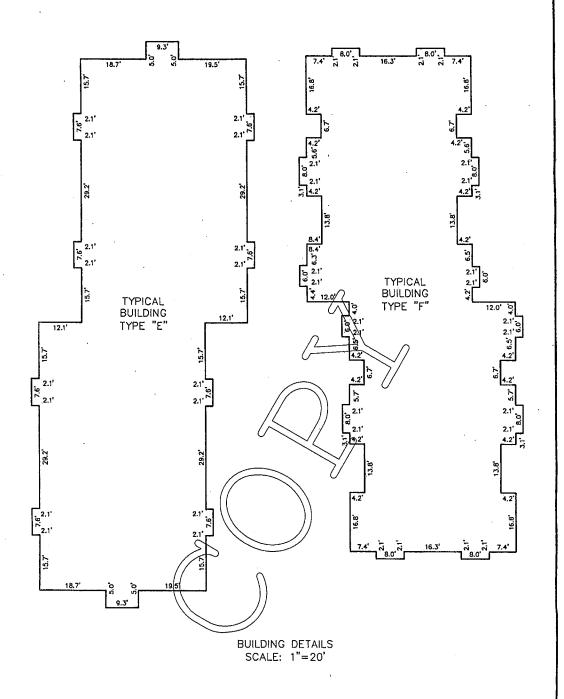


SHEETS 1 THROUGH 6 COMPRISE THE BOUNDARY SURVEY.
SEE SHEETS 2 AND 3 FOR GENERAL NOTES.

"NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER."

BOATWRIGHT LAND SURVEYORS, INC. 1500 ROBERTS DRIVE JACKSONVILLE BEACH, FLORIDA 241—8550

DATE: MARCH 21, 2005
SHEET 4 OF 9



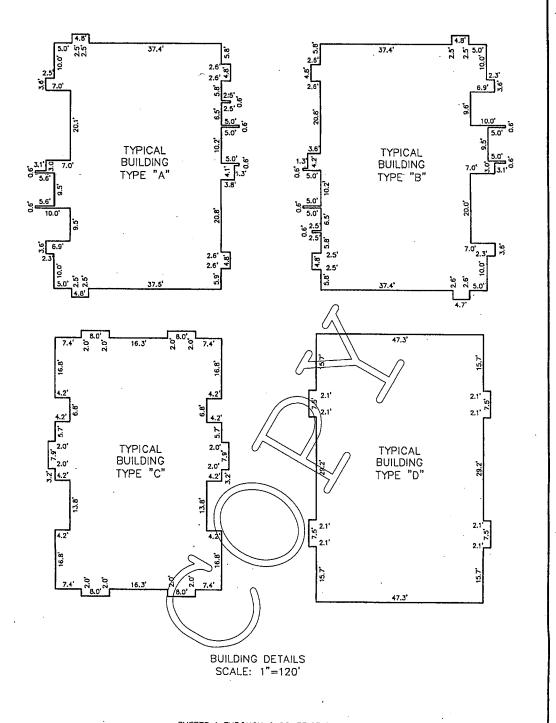
SHEETS 1 THROUGH 6 COMPRISE THE BOUNDARY SURVEY.
SEE SHEETS 2 AND 3 FOR GENERAL NOTES.

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CHECKED BY:
DRAWN BY:
FILE #: 2005-0453

BOATWRIGHT LAND SURVEYORS, INC. 1500 ROBERTS DRIVE JACKSONMLLE BEACH, FLORIDA 241-8550

DATE: MARCH 21, 2005 SHEET 5 OF 9



SHEETS 1 THROUGH 6 COMPRISE THE BOUNDARY SURVEY.
SEE SHEETS 2 AND 3 FOR GENERAL NOTES.

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 BOATWRIGHT LAND SURVEYORS, INC. 1500 ROBERTS DRIVE JACKSONVILLE BEACH, FLORIDA 241-8550

DATE: MARCH 21, 2005 SHEET _ 6 OF _ 9

