

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

PURSUANT to Section 718.403, Florida Statutes, and the provisions of the Declaration of Condominium of The Gardens II at Waterside Village as recorded in Official Records Book 2884, Page 2106, 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 II at Waterside Village, a Condominium. Phase 2 is more particularly described in the Condominium Plat of The Gardens II at Waterside Village attached as Exhibit "A" to said Declaration of Condominium and recorded in Condominium Book 30, Page 45, 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 the existing phase and hereby becomes part of one condominium known as The Gardens II 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 II 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 3rd day of February, 1997.

Witnesses:

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

Laura A. Cunningham
Signature of Witness

Laura A. Cunningham
Print Name of Witness

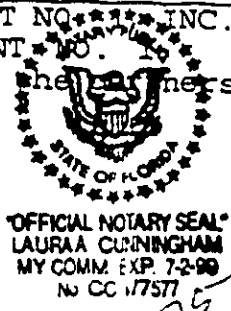
By: Stephen E. Lattmann
Stephen E. Lattmann
As its President

Barbara J. Zeltz
Signature of Witness

Barbara J. Zeltz
Print Name of Witness

STATE OF FLORIDA
COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me this 3rd day of February, 1997, 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, a Florida general partnership, on behalf of the corporation and the partnership. The above-named person is personally known to me.



Laura A. Cunningham
Notary Public

Laura A. Cunningham
Print or type name of Notary Public

(Seal)

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

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

CERTIFICATE OF SURVEYOR

I, the undersigned Registered Land Surveyor, hereby certify that,

1. This certificate is made with respect to Phase 2, Building 5, and all units contained therein, GARDENS II AT WATERSIDE VILLAGE, A CONDOMINIUM shown on the condominium plat recorded in Condominium Book 31, Page 29-29D, Public Records of Sarasota County, Florida.

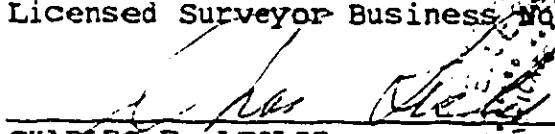
2. The construction of the improvements in which said units are located is substantially complete.

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).

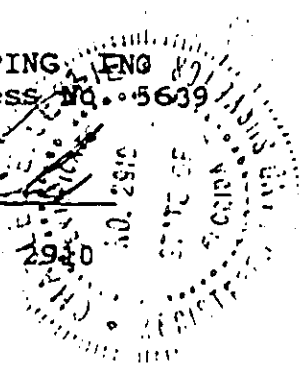
4. The identification, location and dimensions of the common elements and of each such unit can be determined from the plat and the provisions of said Declaration.

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. ENG
Licensed Surveyor Business No. 5639


CHARLES E. LESLIE
Fla Surveyor's Cert. No. 2910

Date: 2/3/1997



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

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