

Rec. No. 59

THIS INSTRUMENT WAS PREPARED BY
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(3)

FOURTH AMENDMENT TO DECLARATION OF CONDOMINIUM
FOR
HIDEAWAY BAY BEACH CLUB CONDOMINIUM

Whereas on the April 29, 1988, RADNOR GASPARILLA CORPORATION, a Delaware corporation ("the Developer") executed the Declaration of Condominium for HIDEAWAY BAY BEACH CLUB, A CONDOMINIUM ("The Declaration") which Declaration, including all exhibits attached thereto, was recorded April 29, 1988 in O.R. Book 972, Page 725 et seq. and first amended April 19, 1990, in O.R. Book 1098 at Page 1855 et seq. and second amended May 26, 1992 in O.R. Book 1218, Page 2179 et seq. and third amended _____ in O.R. Book 1250, Page 1318 et seq., of the Public Records of Charlotte County, Florida. In addition, the plat of HIDEAWAY BAY BEACH CLUB, A CONDOMINIUM was recorded in Condominium Plat Book 7, Pages 82 et seq., Public Records of Charlotte County, Florida ("the Plat"). The aforesaid Declaration and Plat submitted to condominium ownership the real property described therein; and

Whereas, Paragraph D of Article V of the Declaration permits the Developer to submit additional units to condominium ownership.

Whereas, the Developer desires to submit additional units to condominium by filing this Amendment to the aforesaid Declaration;

NOW, THEREFORE, the aforesaid Declaration is hereby amended by adding the following thereto:

1. The Developer for itself, its successors and grantees, pursuant to Chapter 718, Florida Statutes, declares and submits to condominium in fee simple Phase II of HIDEAWAY BAY BEACH CLUB CONDOMINIUM as described on Exhibit "A" attached hereto and made a part hereof and the Condominium Plat recorded in Plat Book 7, Page 82 et seq. of the Public Records of Charlotte County, Florida, so that Phase II shall share in the common elements of HIDEAWAY BAY BEACH CLUB CONDOMINIUM and it shall be subject to the terms, conditions, restrictions, reservations, easements, rights, duties and obligations of the Declaration and Plat of HIDEAWAY BAY BEACH CLUB CONDOMINIUM. Upon recordation of this Fourth Amendment to Declaration, as a result of submission of the Phase II lands to condominium form of ownership, there will be forty-two (42) units in the condominium and each unit owner will own a 1/42nd share of

Recording & ...
Record Verified: SHAWN SCHEIDT, D.C.

By
1322

Barbara T. Scott, Clerk of the Circuit Court - Charlotte
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Recorded: 12-04-92 04:04 P.M.

the common elements as an appurtenance to his/her ownership of a condominium unit.

2. Phase II shall contain (10) ten units in one two story building, numbered F1 through F10, inclusive as more particularly described in the plat recorded in Condominium Plat Book 7, Page 82 as amended by Surveyors Certificate recorded in O.R. Book _____, Page _____, Public Records of Charlotte County, Florida.

3. Except as modified hereby the Declaration establishing HIDEAWAY BAY BEACH CLUB, A CONDOMINIUM, including the Exhibits attached thereto and made a part thereof, shall remain in full force and effect.

IN WITNESS WHEREOF, the Developer has executed this Amendment to the Declaration this 4th day of December 1992.

Witnesses:

[Signature]
[Signature]

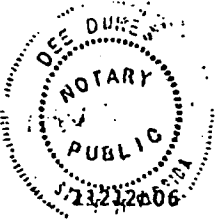
HIDEAWAY BAY PROPERTIES, INC.,
a Florida corporation, formerly
Javelin Homes, Inc.

By: [Signature]

STATE OF FLORIDA
COUNTY OF CHARLOTTE

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, William T. Seitz, Vice President of HIDEAWAY BAY PROPERTIES, INC., a Florida corporation, who is personally known to me and who did not take an oath.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Englewood, said County and State, this 4th day of December, 1992.



[Signature]
Notary Public
My Commission Expires:

Notary Public, State of Florida
My Commission Expires Feb. 5, 1995
Bounded This Tray from Insurance Ins.

OR BOOK 1250 PAGE 1323

