

Bates #34 ★

**EIGHTH AMENDMENT TO DECLARATION OF CONDOMINIUM  
FOR  
HIDEAWAY BAY BEACH CLUB CONDOMINIUM**

**IMAGED  
JK**

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., first amended April 19, 1990, in O.R. Book 1098 at Page 1855 et seq., second amended May 26, 1992 in O.R. Book 1218, Page 2179, et. seq., third amended December 4, 1992 in O.R. Book 1250, Page 1320, et. seq., fourth amended December 11, 1992 in O.R. Book 1251, Page 1778, et. seq., fifth amended December 7, 1993 in O.R. Book 1313, Page 1172, et. seq., sixth amended May 2, 1994 in O.R. Book 1344, Page 388, et. seq., and corrective seventh amendment dated April 13, 1995 recorded at O.R. Book 1398, Page 1800 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 III 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 III 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

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Recorded by: Carolyn Atwell D.C.

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BARBARA T. SCOTT, CLERK OF THE CIRCUIT COURT - CHARLOTTE COUNTY

Declaration and Plat of HIDEAWAY BAY BEACH CLUB CONDOMINIUM. Upon recordation of this Eighth Amendment to Declaration, as a result of submission of the Phase III lands to condominium form of ownership, there will be eighty-two (82) units in the condominium and each unit owner will own a 1/82nd share of the common elements as an appurtenance to his/her ownership of a condominium unit.

2. Phase III shall contain (10) ten units in one two story building, numbered J1 through J10, inclusive as more particularly described in the plat recorded in Condominium Plat Book 7, Page 82 as amended by Surveyors Certificate recorded in Condominium Plat Book 10, Page 73A-G 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 25 day of March 1997.

Witnesses:

Juli Harley  
Juli Harley  
Jean Rebeck  
Jean Rebeck

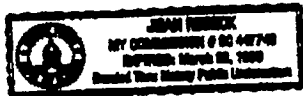
HIDEAWAY BAY PROPERTIES, INC., a Florida corporation

By: C. Guy Batzel  
C. Guy Batzel, President

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, C. GUY BATSEL, 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 24 day of March 1997.



Jean Rebeck  
Notary Public  
My Commission Expires:

10886A02

Prepared by McKinley

BATSEL, MCKINLEY, ITTERSAGEN,  
GUNDERSON & BERNTSSON, P.A.  
1851 PLACIDA ROAD, SUITE 204  
ENGLEWOOD, FL 34223

EXHIBIT "A"

PHASE III

Commence at the Northeast corner of Lot 1 of GASPAR'S HIDEAWAY, UNIT ONE, as recorded in Plat Book 15, Page 2 of the Public Records of Charlotte County, Florida, said point lying on the South line of Tract 7 of GASPARILLA ESTATES SUBDIVISION, as recorded in Plat Book 2, Page 94, of the Public Records of Charlotte County, Florida, thence run South 61°40'25" West along the said South line of Tract 7, 55.87 feet to its intersection with the State of Florida Coastal Construction Control Line as approved January 6, 1977, thence leaving said South line, run North 29°23'27" West along said Coastal Construction Control Line 540.10 feet; thence leaving said line run North 61°40'25" East, 353.51 feet; thence South 28°19'35" East, 44.17 feet to the Point of Beginning of Phase III; thence South 25°44'33" East, 61.33 feet; thence South 69°45'00" East, 32.96 feet; Thence South 02°55'48" West, 24.20 feet to a point, lying on the arc of a curve to the right whose center bears South 02°55'48" West, 150 feet; Thence run in a general Eastwardly direction, along the arc of said curve having a radius of 150 feet and a central angle of 17°58'19", 45.05 feet; Thence North 48°30'37" East, 75.07 feet; thence North 66°50'43" East, 51.68 feet to a point, lying on the arc of a curve to the right whose center bears North 48°30'27" East, 60 feet; Thence run in a general Northwardly direction, along the arc of said curve, having a radius of 60 feet and a central angle 48°44'24", 51.04 feet to the Point of Tangency; thence North 07°15'01" East, 13.35 feet; thence North 82°44'59" West, 119.47 feet to the Point of Curvature of a curve to the left; thence run in a general Westwardly direction, along the arc of said curve, having a radius of 70 feet and a central angle of 77°00'01", 94.07 feet to the Point of Beginning.

