

This Instrument prepared by:
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INSTR # 5433049
0 BK 03634 PG 3763
RECORDED 04/30/2002 03:06:12 PM
CHARLIE GREEN, CLERK OF COURT
LEE COUNTY
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DEPUTY CLERK J Miller

AMENDMENT TO
DECLARATION OF CONDOMINIUM
OF TERRACE II AT HERITAGE COVE,
A CONDOMINIUM

WE HEREBY CERTIFY THAT, the amendment to the Declaration of Condominium set out herein and made a part hereof (said original Declaration being recorded in Official Records Book 3282, at Pages 1940 - 2013, of the Public Records of Lee County, Florida) passed in accordance with the necessary affirmative votes to pass the amendment as required; and that as a result of the foregoing, and proper notice having been given, said amendment has been duly adopted.

Section 13.2 of the Declaration entitled “**Term of Lease and Frequency of Leasing**” shall be amended as follows:

13.2 Term of Lease and Frequency of Leasing. The minimum lease term is ~~thirty (30)~~ ninety (90) consecutive days. No lease may begin sooner than ~~thirty (30)~~ ninety (90) days after the beginning of the last lease. No subleasing or assignment of lease rights by the lessee is allowed.

Section 24.5 of the Declaration entitled “**Guest Visitation Limitation**” shall be amended as follows:

24.5 Guest Visitation Limitation. Use of units by the following guests of the designated occupant when the designated occupant is not present in the unit shall be restricted as follows: No guest usage in the absence of the designated occupant shall exceed a cumulative maximum shall use or occupy a unit in excess of thirty (30) days in a calendar year (as to all guests, in the aggregate), of which the maximum minimum number of continuous days shall be fifteen (15) ten (10) (if a guest does not stay the minimum 10 days, the unit may not be occupied by a tenant or another guest during the hiatus until the 10 days is reached. Each day as well as part of a day shall be counted in ~~this~~ these computations. This Section shall be in addition to restrictions pertaining to guests which may be contained elsewhere in the constituent documents and Rules and Regulations of the Association, as amended from time to time. This provision does not apply to guest usage when the designated occupant is in residence. The designated

occupant shall be considered to be not present in the unit when the designated occupant does not stay overnight in the unit along with the guest. Related overnight guests may occupy a unit in the absence of the owner with no minimum stay requirement. For the purpose of this clause, "related" means all persons staying in the unit on an overnight basis, who are related to the unit owner or primary occupant (by blood or marriage) to the following degree: parent, grandparent, child, grandchild, sibling.

In all other respects, the Condominium Declaration, as previously recorded, remains in full force and effect and unchanged.

IN WITNESS WHEREOF, the undersigned has caused this Amendment to Condominium Declaration of Terrace II at Heritage Cove, A Condominium, to be executed by its duly authorized officer this 23rd day of April, 2002.

WITNESS:

TERRACE II AT HERITAGE COVE
ASSOCIATION, INC., a Florida corporation

Martin R. Ryan
Jan Spires

By Robert Laity
ROBERT LAITY President

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 23rd day of April, 2002, by Robert Laity, President of Terrace II at Heritage Cove Association, Inc., a Florida corporation, on behalf of the corporation. He/she is personally known to me or did produce Driver's License as identification.

Lynda Ross
Notary Public, State of Florida
Print Name Lynda Ross
My commission:

