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FIRST AMENDMENT TO THE  
DECLARATION OF CONDOMINIUM OF  
KELLY GREENS VERANDAS CONDOMINIUM II

THIS FIRST AMENDMENT is made this 20<sup>th</sup> day of October, 1988, by U. S. HOME CORPORATION, a Delaware corporation authorized to do business in the State of Florida, SOUTH FLORIDA DIVISION, hereinafter called the "Developer" to the Declaration of Condominium of KELLY GREENS VERANDAS CONDOMINIUM II.

WHEREAS, the Declaration of Condominium is recorded in Official Record Book 223, Page 0161 through 0217, inclusive; and

WHEREAS, the Declaration applies to that certain real property described in Exhibit "A" to the Declaration; and

WHEREAS, the Developer has determined that certain additional units and improvements are substantially completed and the registered land surveyor can now issue his certificate, as required, to include such additional units and improvements; and

WHEREAS, the registered land surveyor has revised the Site Plan for such completed building and improvements to reflect the same "as built" for Building Number 4.

NOW, THEREFORE, the Developer makes the following amendments to the Declaration.

1. The Building to-wit: Building Number 4, has been substantially completed pursuant to the Surveyor's Certificate attached hereto as Exhibit "1".

2. The revised Site Plan and Floor Plans for Building Number 4 is attached to the Surveyor's Certificate as Exhibit "A" are hereby made part of and recorded with the Declaration.

IN ALL OTHER RESPECTS, the original Declaration is hereby ratified and confirmed.

IN WITNESS WHEREOF, this FIRST AMENDMENT to the Declaration of Condominium of KELLY GREENS VERANDAS CONDOMINIUM II, has been executed by the Developer at Fort Myers, Lee County, Florida, on the day and year first above written.

Witnesses:

Gary D. Haines

U. S. HOME CORPORATION,  
SOUTH FLORIDA DIVISION

Catherine P. Chestnut

BY: [Signature]  
Title: Division Vice President

STATE OF FLORIDA  
COUNTY OF LEE

I HEREBY CERTIFY that on this 20<sup>th</sup> day of October, 1988, before me personally appeared GARY HAINES, as Division Vice President, of U. S. HOME CORPORATION, a Delaware Corporation authorized to do business in the State of Florida, (South Florida Division) to me known to be the person described in and who executed the foregoing instrument and he duly acknowledged the execution thereto to be his free act and deed as such officer for the uses and purposes therein mentioned; and that he affixed thereto the Official Seal of said corporation, and the said instrument is the act and deed of said corporation.

WITNESS my hand and official seal at Fort Myers, in the County and State named above the day and year last aforesaid:

Catherine P. Chestnut  
Notary Public

My Commission Expires:

3-22-90

THIS INSTRUMENT PREPARED BY:  
HARVEY B GOLDBERG, ESQUIRE of

RECORD VERIFIED - CHARLIE GREEN, CLERK  
BY: M. J. ROBINSON, D.C.

OR2024

PG1739

SURVEYOR'S CERTIFICATE

I have examined the Declaration of Condominium and attached exhibits including the Plot Plan, graphics and descriptions of KELLY GREENS VERANDAS CONDOMINIUM II and I do hereby certify that the construction of the improvements is substantially complete so that the material, together with the provisions of the Declaration describing the condominium property and specifically relating to matters of survey are an accurate representation of the location and dimensions of the common elements and of each unit and, where applicable, the limited common elements can be determined from these materials. I further certify that all planned improvements, including but not limited to landscaping, utility services and access to the unit and common element facilities serving KELLY GREENS VERANDAS CONDOMINIUM II for Building Number 4 have been substantially completed and that such certification is to be recorded as an Exhibit to the FIRST Amendment to the Declaration of Condominium.

By:

Registered Land Surveyor

No. 2469

STATE OF FLORIDA  
COUNTY OF LEE

BEFORE ME, the undersigned authority authorized to administer oaths and take acknowledgements, personally appeared Willard J. Jorgensen, to me known to be the person described in and who executed the foregoing Surveyor's Certificate and he acknowledged before me that he executed the same freely and voluntarily for the uses and purposes therein expressed and set forth, and that he is over the age of twenty-one years.

WITNESS my hand and official seal at Fort Myers in the County and State named above this 20th day of October 1988.

Notary Public

My Commission Expires:

March 27, 1990

EXHIBIT "1"

KELLY GREENS VERANDAS

TRACT 20  
KELLY GREENS UNIT TWO

SECTION 1, TOWNSHIP 46 SOUTH, RANGE 23 EAST  
CIT COUNTY, FLORIDA

10. FURNITURE, SUCH AS CHAIRS, TABLES, ETC.
11. BEDS AND BEDDING, ETC.
12. ELECTRIC FURNITURE, SUCH AS THE REFRIG. OR WASHING MACHINES.
13. ALL OTHER FURNITURE AND OBJECTS OF THE HOUSEHOLD.
14. CLOTHING, SHOE, ETC.
15. ALL OTHER PERSONAL EFFECTS.
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DC: 4-594



## EXHIBIT A

