

FIRST AMENDMENT TO DECLARATION OF  
COVENANTS AND RESTRICTIONS FOR THE INLETS

THE INLETS COMMON FACILITIES CORPORATION, INC., a Florida corporation not for profit ("The Inlets Common Facilities Corporation"), and TARTAN GULF COAST DEVELOPMENT CORPORATION, a Florida corporation (the "Developer"), pursuant to and in accordance with paragraphs 4 and 21 of that certain Declaration of Covenants and Restrictions for The Inlets recorded May 18, 1983, in Official Records Book 1586, Page 1998, of the Public Records of Sarasota County, Florida, (the "Declaration") does hereby amend the Declaration as set forth herein. The covenants and restrictions set forth in the Declaration, as amended herein, shall be deemed to run with the title to the Property, as defined in the Declaration, and shall remain in full force and effect until termination in accordance with the provisions of paragraph 19 of the Declaration or otherwise according to the laws of the State of Florida.

1. Sub-paragraph 9 (c) (1) is hereby deleted in its entirety and replaced with the following sub-paragraph 9 (c) (1):

"There shall be allocated to said property a total of three hundred fifteen (315) "Assessment Shares". Said total corresponds to the maximum number of residential dwelling units that may be constructed on said property."

2. The following sub-paragraph 9(c)(6) is hereby added:

"The annual maintenance assessment shall be charged to and apportioned among the owners of subdivided lots and condominium units such that the ratio of (i) the portion charged to and payable by each such owner to the total assessments then payable to The Inlets Common Facilities Corporation, shall be the same as the ratio of (ii) the number of Assessment Shares allocated to subdivided lots and/or condominium units owned by an owner to the total number of Assessment Shares allocated to all subdivided lots and condominium units.

3. Paragraph 17 is hereby deleted in its entirety.

4. Tartan Gulf Coast Development Corporation, being the Developer named in the Declaration and the fee simple owner of all the property subject to the Declaration, and being the fee simple owner of certain adjacent real property lying in Sarasota County, Florida and more particularly described in Exhibit "A" attached hereto and made a part hereof, hereby executes this First Amendment to consent to the amendments to the Declaration set forth herein; and pursuant to Paragraph 4 of the Declaration does hereby subject the real property described in Exhibit "A" attached to the terms, provisions, covenants, restrictions, reservations, easements, charges and liens set forth in the Declaration, as amended herein. Pursuant to Paragraph 4 of the Declaration, The Inlets Common Facilities Corporation, by its execution hereof, does hereby consent to Developer subjecting the real property described in Exhibit "A" to the terms, provisions, covenants, restrictions, reservations, easements, charges and liens set forth in the Declaration, as amended herein.

Prepared by:  
PHILLIP A. WOLFF  
Kirk, Pinkerton, Savary,  
Carr, & Strode, P.A.  
P.O. Box 3798  
Sarasota, Florida 33578

O.R. 1607 PG 1337

17.00 per

IN WITNESS WHEREOF, The Inlets Common Facilities Corporation, Inc. and Developer have executed this First Amendment this 22<sup>nd</sup> day of July, 1983.

Signed, sealed and delivered in the presence of:

O. R. 1607 PG 1338

Cynthia J. Iken  
Timothy J. [Signature]

THE INLETS COMMON FACILITIES CORPORATION, INC., a Florida corporation, not for profit

BY: William J. McNally  
President

(CORPORATE SEAL)

TARTAN GULF COAST DEVELOPMENT CORPORATION, a Florida corporation

BY: William J. McNally  
WILLIAM J. McNALLY  
President

(CORPORATE SEAL)

Cynthia J. Iken  
Timothy J. [Signature]

STATE OF FLORIDA  
COUNTY OF SARASOTA

This instrument was acknowledged before me this 22<sup>nd</sup> day of July, 1983, by William J. McNally, as President of The Inlets Common Facilities Corporation, Inc., a Florida corporation not for profit, on behalf of the corporation.

(NOTARIAL SEAL)

Cynthia J. Clark  
Notary Public  
My Commission Expires:  
Notary Public, State of Florida at Large  
My Commission Expires Dec. 17, 1983

STATE OF FLORIDA  
COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me this 22<sup>nd</sup> day of July, 1983, by WILLIAM J. McNALLY, as President of Tartan Gulf Coast Development Corporation, a Florida corporation, on behalf of the corporation.

(NOTARIAL SEAL)

Cynthia J. Clark  
Notary Public  
My Commission Expires:  
Notary Public, State of Florida at Large  
My Commission Expires [ ]

CONSENT OF MORTGAGEE

The undersigned owner and holder of a mortgage lien upon the Property described in the Declaration of Covenants and Restrictions for THE INLETS, hereby consents to the amendments to said Declaration set forth above.

Signed sealed and delivered in the presence of:

AMERIFIRST FEDERAL SAVINGS AND LOAN ASSOCIATION, a United States corporation

BY: Richard J. Immarino  
Vice President

(CORPORATE SEAL)

Kathryn K. Keaton  
A. Corcoran

STATE OF FLORIDA  
COUNTY OF ~~SARASOTA~~ HILLSBOROUGH

The foregoing instrument was acknowledged before me this 15<sup>th</sup> day of July, 1983, by Richard J. Immarino as VICE - President of AMERIFIRST FEDERAL SAVINGS AND LOAN ASSOCIATION, a United States corporation, on behalf of the Corporation.

(NOTARIAL SEAL)

A. Corcoran  
Notary Public  
My Commission Expires 10/22/84

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXPIRES OCT 22 1984  
BONDED THRU GENERAL INSURANCE

O.R. 1607 PG 1339

EXHIBIT A

305100

FILED AND RECORDED  
M. H. HACKNEY, JR., CLERK  
SARASOTA, FLA.

Aug 5 11 52 AM '93

DESCRIPTION OF LANDS WEST OF CANAL:

Commence at the Northwest corner of Sec. 36, Township 30 South, Range 18 East, Sarasota County, Florida; Thence N 89° 59' 42" East along the North line of said Section 36 for a distance of 1315.07 feet to the Northeast corner of the Northwest 1/4 of the Northeast 1/4 of said Section 36; thence S 0° 54' 55" West along the East line of said Northwest 1/4 of the Northeast 1/4 of said Section 36 for a distance of 1270.36 feet for a Point of Beginning; thence N 87° 44' 05" East along the center of an existing canal, 1062.12 feet; thence S 31° 12' 30" West 451.33 feet; thence S 19° 51' 27" West 317.13 feet; thence meandering along the Easterly water line of an existing canal 1039 feet ±; thence N 89° 04' 30" West along the Northerly boundary of lands described in O. R. Book 1285, Page 554, Public Records of Sarasota County, Florida, 351.24 feet to a point at the Southeast corner of Canal Acra Road; thence N 0° 55' 30" East along the Easterly right-of-way of said road and the Easterly bounds of Queen Palm Subdivision (P.B. 11, Page 10), 511.00 feet to the Northeast corner of said Queen Palm Subdivision; thence N 0° 55' 30" East along the Northerly bounds of said Queen Palm Subdivision 945.00 feet; thence N 0° 55' 30" East 91.86 feet; thence South 89° 04' 30" West along the Northerly bounds of said Queen Palm Subdivision 945.00 feet; N 0° 55' 30" East along said center 100.00 feet; thence N 0° 55' 30" East 300.00 feet to the Point of Beginning; 162.50 feet; thence N 0° 55' 30" East 200.00 feet to the center of said road easement; thence N 0° 55' 30" East 300.00 feet; thence S 89° 04' 30" West 162.50 feet to the center of said road easement; thence N 0° 55' 30" East 100.00 feet; thence S 89° 04' 30" West 155.00 feet; thence N 0° 55' 30" East 100.36 feet to the said Southerly right-of-way of Shore Road; thence S 89° 12' 32" East along said 12' 32" East along the said Southerly right-of-way of Shore Road 673.33 feet; thence N 0° 54' 55" East 178.62 feet to the Point of Beginning.

RECORDS'S MEMO: Legality of writing, typing or printing for reproductive purpose may be unsatisfactory in this document when received.

O. R. 1607 PG 1340