

AMENDMENT TO DECLARATION OF CONDOMINIUM

NAPLES BAY YACHT STOWAGE

(A NONRESIDENTIAL CONDOMINIUM)

RETURN TO: **ANV**
WOODWARD, PIPES, & LOMBARDO, P.A.
3200 TAMAMI TRAIL N.
SUITE 200
NAPLES, FL 34108

Retn:
FIRST TITLE & ABSTRACT
PICK UP

3090524 OR: 3169 PG: 0845
RECORDED IN THE OFFICIAL RECORDS OF COLLIER COUNTY, FL
12/06/2002 at 09:33AM DIGEST B. BROCK, CLERK

REC FEE 15.00
COPIES 3.00

Naples Bay Development, Inc., a Florida Corporation, (hereinafter referred to as Developer), hereby amends that certain Declaration of Condominium of Naples Bay Yacht Stowage, as recorded in Official Records Book 2682, Page 127, Public Records of Collier County, Florida, pursuant to the reservations set forth in Section 15.2 entitling Developer Amendments as follows:

1. Article III, Section 3.4 of the Declaration of Condominium is hereby amended to read as follows:

E. Andrew B. Wolfe Trustee The Southerly 39.18 feet of the Modified Sovereignty Submerged Land Lease (recorded in O.R. Book 2459, page 1512 and modified at O.R. Book 2602, Page 331, all of the Public Records of Collier County, Florida) has been previously sub-leased to Andrew B. Wolfe, Trustee, pursuant to a sublease dated November 15, 1996. This sublease applies only to a portion of the submerged land lease and dockage constructed thereon as described in Exhibit "C", attached hereto and, in addition, grants to Wolfe Trustee the right to access to the dockage constructed as well as the right to utilize three parking spaces (by way of an easement set forth in said sublease dated November 15, 1996). Accompanying ownership of this sublease shall be ownership of Storage Unit number 1 (S-1) ~~number S-2~~ which Condominium Unit is an appurtenant to the subtenant's interests in the lease and which interest shall remain undivided and no action for partition shall lie.

F. North Boat Slip Sublease The northerly 30.21 feet of the Modified Sovereignty Submerged Land Lease may be subleased by the developer in the future. At such time as a sublease is entered into, it shall be for an area of approximately 3,544 square feet (identified as the "North Boat Slip" on the site plan) as more fully described in Exhibit "F" attached hereto. By acceptance of title to a unit in this condominium, an owner waives any interest owner may have to this subleased area or to the proceeds paid by sub-lessee to developer. Accompanying ownership of this sublease shall be ownership of Storage Unit number 2 (S-2) ~~number S-1~~ which Condominium Unit is an appurtenant to the subtenant's interests in the lease and which interest shall remain undivided and no action for partition shall lie. Appurtenant to Unit S-2 S-1 shall be an ingress and egress easement for pedestrian and vehicular traffic across the Association common elements for access to the "North Boat Slip".

IN WITNESS WHEREOF, Naples Bay Development, Inc., a Florida Corporation, has caused these presents to be executed by RICHARD G. WATSON, its President, this 2nd day of December, 2002.

NAPLES BAY DEVELOPMENT, INC.

By: Richard G. Watson
Richard G. Watson, President

Witnesses:

Stephane L. Watts
Print Name: Stephane L. Watts

Craig T. Palmer
Print Name: CRAIG T. PALMER

(CORPORATE SEAL)

STATE OF FLORIDA
COUNTY OF COLLIER

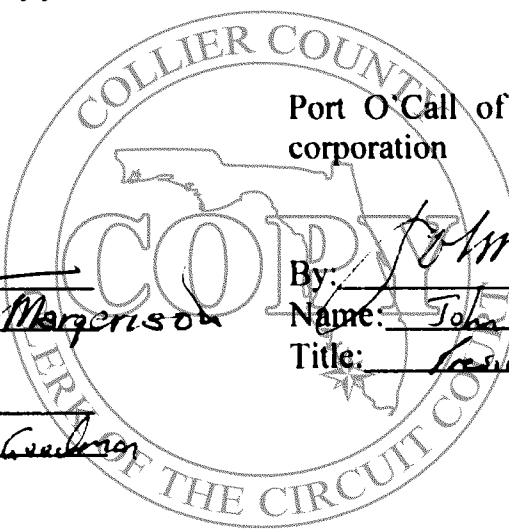
The foregoing instrument was acknowledged before this 2nd day of December, 2002, by Richard G. Watson, President of Naples Bay Development, Inc., a Florida corporation. He is personally known to me or has produced a driver's license (# _____) as identification and did take an oath.



Stephen L. Watts
MY COMMISSION # DD010500 EXPIRES
April 22, 2005
BONDED THROUGH TROY FAIR INSURANCE, INC

Stephen L. Watts
Print Name: Stephen L. Watts
Notary Public
Commission No. _____
My Commission Expires: _____

IN WITNESS WHEREOF, the undersigned owners of Units S-1 and S-2 at Naples Bay Yacht Stowage do hereby join in and consent to the re-designation of Storage Units as set forth herein.



Port O'Call of Naples, Inc., a Florida corporation

Walter A. Margerison
Print Name: Walter A. Margerison

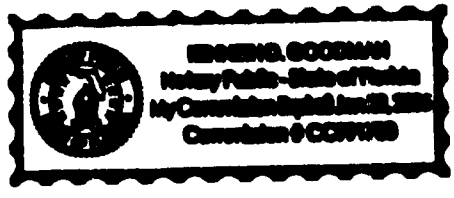
Kenneth L. ...
Print Name: Kenneth L. ...

By: John H. Harris
Name: John H. Harris
Title: President

STATE OF
COUNTY OF

The foregoing instrument was acknowledged before this 25 day of Nov, 2002, by John H. Harris, President of Port O'Call of Naples, Inc., a Florida corporation. He is personally known to me or has produced a driver's license (# _____) as identification and did take an oath.

Kenneth L. ...
Print Name: Kenneth L. ...
Notary Public
Commission No. _____
My Commission Expires: _____



3 of 3
ABW

Darcy L. Walker
Print Name: Darcy L. Walker

Sheryl L. Berry
Print Name: Sheryl L. Berry

By: [Signature]
Andrew B. Wolfe, as Trustee

STATE OF
COUNTY OF

The foregoing instrument was acknowledged before this 3 day of December 2002, by Andrew B. Wolfe, as Trustee. He is personally known to me or has produced a driver's license (# _____) as identification and did take an oath.

[Signature]
Print Name: Sheryl L. Berry
Notary Public
Commission No. _____
My Commission Expires: 7-33-06



This Instrument Prepared By:
Mark J. Woodward, Esquire
Woodward, Pires & Lombardo, P.A.
3200 Tamiami Trail North, Suite 200
Naples, Florida 34103