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OFF. REC. 1722 PG 4297

AMENDMENT TO  
CONDOMINIUM DECLARATION AND BYLAWS OF  
SAYANA OF SANIBEL

THIS AMENDMENT TO CONDOMINIUM DECLARATION AND BYLAWS, made and executed this 8<sup>th</sup> day of March, 1984 pursuant to the Condominium Declaration of Sayana of Sanibel dated November 29, 1977 1976 and filed of record in the Official Records of Lee County, Florida in Book 1243 Page 1883 (hereinafter the "Declaration") and the Bylaws of Sayana of Sanibel appended thereto (the "Bylaws") by Sayana of Sanibel, Inc. (the "Association") for itself, its members, successors, grantees and assigns, and said Association does hereby submit the condominium property as defined in the Declaration upon the terms and conditions hereinafter set forth.

WHEREAS, not less than two-thirds of the votes of the entire membership of the Association desires to amend the Declaration and Bylaws; and

WHEREAS, the Secretary and Officers of the Association have executed their Certificate, a copy of which is attached hereto and made a part hereof as Exhibit "A", certifying that the following amendments to the Declaration and Bylaws have been duly adopted in accordance therewith, the DECLARATION AND THE BYLAWS ARE HEREBY AMENDED AS SET FORTH BELOW:

RECORD VERIFIED - SAL GERACI CLERK  
G SHERWOOD, D.C.

REC 1722 PG 4298

1. Paragraph 1 of Article VIII. Use Restrictions of the Declaration is amended to provide as follows:

1. Apartments.

Each of the apartments shall be occupied by a single family, its servants and guests, as a residence and for no other purpose. No business, commercial or industrial use, meetings or operations of any kind shall be conducted or permitted in any apartment or the condominium property. Except as reserved to Developer, no apartment may be divided or subdivided into a smaller unit nor any portion thereof sold or otherwise transferred without first amending this Declaration to show the changes in the apartment to be affected thereby.

2. The first sentence of Paragraph 1 of Article II. Members' Meetings of the Bylaws is hereby amended to provide as follows:

1. The annual members' meeting shall be held at the office of the Association at 3067 Gulf Drive, Sanibel, Florida, on the first Monday after the third Saturday of February each and every year commencing in 1985, unless called earlier by the President of the Association, on fifteen (15) days' notice to members.

In all other respects, the Declaration and Bylaws remain unmodified and in full force and effect.

SAYANA OF SANIBEL, INC.

WITNESSES:

*W. A. Oberlin*  
*Samuel H. ...*

By:

*Edward M. Harbor*  
President

Attest:

*Carol Radford*  
Secretary (SEAL)

STATE OF FLORIDA )  
                          ) SS  
COUNTY OF L E E )

OFF. REC. 1722 #04299

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY, that Edward A. Harlan personally known to me to be the \_\_\_\_\_ President of SAYANA OF SANIBEL, INC. and Carol Radefeld personally known to me to be the \_\_\_\_\_ Secretary of said corporation, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that in their capacities of said corporation, they signed and delivered the said instrument and caused the corporate seal of said corporation to be affixed thereto, pursuant to authority, given by the Board of Directors of said corporation as their free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and official seal, this 8th day of March, 1984.

My Commission Expires:

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXP. JAN 9, 1988  
BONDED THRU GENERAL INS. UND.

W. A. O'Brien  
Notary Public (Seal)



Certificate of Secretary and Officers

Of

Sayana of Sanibel, Inc.

REC. 1722 PG 4300

I, CAROL RADEFELD, do hereby certify that I am the duly elected and qualified Secretary and keeper of the records and corporate seal of Sayana of Sanibel, Inc., a corporation organized and existing under the laws of the State of Florida (hereinafter the "Association") and that the following resolutions amending the Declaration of Condominium and the Bylaws of the Sayana of Sanibel (filed of record in Book \_\_\_\_\_ Page \_\_\_\_\_ in the Official Records of Lee County, Florida) were duly adopted by not less than two-thirds (2/3) of the votes of the entire membership of the Association:

RESOLVED, that Paragraph 1 of Article VIII Use Restrictions of the Condominium Declaration of Sayana of Sanibel be amended by providing that no business, commercial or industrial use, meetings or operations of any kind shall be conducted or permitted in any apartment or the condominium property.

FURTHER RESOLVED, that Paragraph 1 of Article II Members' Meeting of the Bylaws of Sayana of Sanibel be amended to provide that the annual members' meeting shall be held on the first Monday after the third Saturday of February each and every year commencing in 1985, unless earlier called by the President of the Association, on fifteen (15) days notice to members.

EXHIBIT A

REF. 1722 PG 4301

IN WITNESS WHEREOF, the Secretary and officers of Sayana of Sanibel, Inc. have suscribed their names and have caused the corporate seal of the Association to be hereunto affixed this 27<sup>th</sup> day of FEBRUARY, 1984.

Carol Radefeld  
Secretary (SEAL)

Edward A. Hester  
President

John C. Glandon  
Vice-President

Carol Radefeld  
Vice-President

Edward A. Hester  
Treasurer

SAL BETHAC.  
CLERK OF CIRCUIT COURT  
S. L. Hester

APR 23 4 03 PM '84

RECORDED IN OFFICIAL  
RECORDS  
LEE COUNTY, FLORIDA  
RECORD VERIFIED.