

Prepared by, record and return to:
John L. Soileau, Esquire
P.O. Box 236007
Cocoa, FL 32923-6007
Our File 06-8488

**CERTIFICATE OF AMENDMENT TO DECLARATION
OF
WHITLEY BAY CONDOMINIUM ASSOCIATION, INC.**

Pursuant to Chapter 718, Florida Statutes, and the provisions of the Bylaws of WHITLEY BAY CONDOMINIUM ASSOCIATION, INC. ("Association"), which Association is responsible for the management and operation of WHITLEY BAY, a Condominium, according to the Declaration thereof, as recorded in Official Record Book 5163, Pages 2334 through 2422, Public Records of Brevard County, Florida; and pursuant to a vote of approval as set forth in the Declaration, the Declaration is amended as follows:

1. Article Article X, Paragraph B of the Declaration is amended as follows:

The unit may be rented provided the occupancy is only by one (1) lessee and members of his immediate family and guests. The minimum rental period is ~~ninety (90)~~ one hundred eighty (180) days and the maximum rental period is unrestricted which minimum and maximum rental periods shall not be amended without the approval of at least seventy-five (75%) percent of the unit owners in the condominium (i.e. at least ~~forty-eight (48)~~ of the sixty-four (64) Unit Owners must vote for the modification or amendment) at a duly called meeting of the Association for the purpose of amending the rental restrictions. No rooms may be rented and no transient tenants may be accommodated. No lease of a unit shall release or discharge the owner thereof of compliance with this Section X or any of his other duties as a unit owner. Time sharing of units is prohibited. Ownership of a unit on a monthly or weekly time sharing program is prohibited. Subleasing of units is prohibited. All leases shall be in writing and shall be subject to this Declaration, the Articles of Incorporation, By-Laws, and the Rules and Regulations of the Association and shall be approved by the Association.

CERTIFICATE OF ASSOCIATION

The undersigned, as President of WHITLEY BAY CONDOMINIUM ASSOCIATION, INC., hereby certify the foregoing Amendment to the Declaration was adopted by the membership of the Association, in the manner provided in the Bylaws at a duly called meeting held on JAN 26, 2011.

WITNESSES (TWO REQUIRED)

Sarah Davis
Print Name: Sarah Davis

LYNN HIOTT
Print Name: Lynn Hiott

WHITLEY BAY CONDOMINIUM
ASSOCIATION, INC.
H. S. Bowers JR
By: H. S. Bowers JR, president
Address: 92 Delahoy Ave
Cocoa, FL 32922

IN WITNESS WHEREOF, the Association has caused this instrument to be executed on
the date set forth below.

STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 3rd day of February
2011, by H. Stanley Bowers, president of WHITLEY BAY CONDOMINIUM
ASSOCIATION, INC., on behalf of the corporation who produced (personally known)
as identification and did not take an oath.

Michelle Dugan
NOTARY PUBLIC, State of Florida at Large
My Commission Expires:

