

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

AMENDMENT TO DECLARATION OF CONDOMINIUM
OF
THE GULF VILLAGE, a condominium

WHEREAS, by instrument dated April 9, 1981, the undersigned, GULF HOUSE, a partnership (hereinafter sometimes referred to as "Developer"), did submit certain property to condominium development and ownership and filed of record in Miscellaneous Book 38, Pages 1798, et seq., of the Baldwin County Probate Court Records, the Declaration of Condominium of THE GULF VILLAGE, a condominium; and

WHEREAS, Developer retained within the above described instruments the right to amend the Declaration of Condominium so as to submit additional property to THE GULF VILLAGE, a condominium and the condominium form of ownership thereunder; and

WHEREAS, Developer did amend the Declaration of Condominium of THE GULF VILLAGE, a condominium, which said amendment was recorded on September 25, 1981 in Miscellaneous Book 40 at Pages 287-90, of the Baldwin County Probate Court Records, wherein additional property was submitted to the condominium form of ownership to be known as THE GULF VILLAGE, a condominium, Phase II; and

WHEREAS, the Developer desires to amend the Declaration of Condominium of THE GULF VILLAGE, a condominium, as heretofore amended, so as to submit the hereinafter described property to the condominium form of ownership, to be known as THE GULF VILLAGE, a condominium, Phase III.

W I T N E S S E T H :

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that:

1. Developer does hereby submit to the condominium form of ownership the parcel of real property lying and being in Baldwin County, Alabama, described as follows:

The following described portions of Lots 48 and 49, Block 2, Unit II, Gulf Shores, Alabama, according to the plat thereof recorded in the Office of the Judge of

PARCEL A:

Beginning at the Southwest corner of Lot 48, Block 2, Unit 2, Gulf Shores, Alabama, run thence North 100 feet to a point; run thence East 45 feet to a point; run thence South 100 feet to a point; run thence West 45 feet to the Point of Beginning.

PARCEL B:

Beginning at a point 24 feet South of the Northeast corner of Lot 48, Block 2, Unit 2, Gulf Shores, Alabama, run thence West 35 feet to a point; run thence South 45 feet to a point; run thence East 35 feet to a point; run thence North 45 feet to the Point of Beginning..

PARCEL C:

Beginning at a point 24 feet South of the Northwest corner of Lot 49, Block 2, Unit 2, Gulf Shores, Alabama, run thence East 35 feet to a point; run thence South 45 feet to a point; run thence West 35 feet to a point run thence North 45 feet to the Point of Beginning.

PARCEL D:

Beginning at the Southeast corner of Lot 49, Block 2, Unit 2, Gulf Shores, Alabama; run thence North 100 feet to a point; run thence West 45 feet to a point; run thence South 100 feet to a point; run thence East 45 feet to the Point of Beginning.

2. Developer does hereby amend the Declaration of Condominium of THE GULF VILLAGE, a condominium, as the same presently appears in Miscellaneous Book 38, Pages 1798, et seq., and as amended by that certain Amendment to the Declaration of Condominium as it presently appears in Miscellaneous Book 40 at Pages 287-90, of the Baldwin County Probate Court Records, to include the hereinabove described property, as such property is shown and described by the plans and plot plans attached hereto, marked Exhibit "A", and incorporated herein by reference, which property shall hereinafter be referred to as THE GULF VILLAGE, a condominium, Phase III.

3. In lieu of and in substitution of Exhibit "B", as the same originally appeared of record in Miscellaneous Book 38, at Page 1846 and as was heretofore amended of record in Miscellaneous Book 40 at Page 288 of the Baldwin County Probate

Court Records, the following is substituted:

EXHIBIT "B"

OWNERSHIP OF COMMON ELEMENTS

PHASE I, PHASE II AND PHASE III:

Subject to the provisions of the Declaration of Condominium, as last amended, and the provisions of this Exhibit "B", the owner or owners of each unit within Phase I, Phase II and Phase III shall own, initially, as an appurtenance to each such unit, the undivided percentage interest hereinbelow designated in the common elements of Phase I, Phase II and Phase III:

PHASE I COTTAGES

<u>UNIT NO.</u>	<u>S/F</u>	<u>PERCENT</u>
5	650	.03020446
6	650	.03020446
7	650	.03020446
12	650	.03020446
13	650	.03020446
14	650	.03020446

PHASE I STUDIO UNITS

<u>UNIT NO.</u>	<u>S/F</u>	<u>PERCENT</u>
101	425	.01974907
102	425	.01974907
106	425	.01974907
107	425	.01974907
201	425	.01974907
202	425	.01974907
206	425	.01974907
207	425	.01974907

PHASE I TWO BEDROOM UNITS

<u>UNIT NO.</u>	<u>S/F</u>	<u>PERCENT</u>
103	680	.03159351
104	680	.03159351
105	680	.03159351

203	680	.03159351
204	680	.03159351
205	680	.03159351

PHASE II TWO BEDROOM UNITS

<u>UNIT NO.</u>	<u>S/F</u>	<u>PERCENT</u>
108	840	.03903346
109	840	.03903346
110	840	.03903346
208	840	.03903346
209	840	.03903346
210	840	.03903346

PHASE III DUPLEX UNITS

<u>UNIT NO.</u>	<u>S/F</u>	<u>PERCENT</u>
3	850	.03949814
4	850	.03949814
8	850	.03949814
9	850	.03949814
15	850	.03949814
16	850	.03949814

PHASES IV and V:

In the event of and upon, the submission of each of Phases IV and/or V, to the condominium form of ownership in accordance with the provisions of this Declaration, there shall be allocated to each unit in each phase, including the units in Phase I, Phase II and Phase III, a total undivided interest in all common elements and all phases equal to a percentage which shall be based upon a division of the square footage of each unit in each phase by the total square footage of all of the units in all of the phases as the same are added to the condominium form of ownership. Each future unit owner does hereby agree to the future submission of Phases IV and/or V into this condominium and the consequent changes and dilution of each unit owner's undivided interest in the common elements. The undivided interest to be allocated in the future

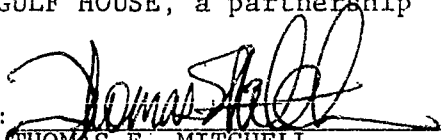
to units in Phase I, Phase II and Phase III and to each unit within each of Phases IV and/or V shall be determined in the manner provided in the amendment to this Declaration, as last amended, by which that phase is submitted to the Condominium form of ownership.

4. In all other respects the above Declaration of Condominium of THE GULF VILLAGE, a condominium, as amended, is hereby reaffirmed and ratified.

IN WITNESS WHEREOF, the said GULF HOUSE, a partnership, has caused THESE PRESENTS to be executed by its Managing Agent, and its seal affixed, all thereunto duly authorized, this the 15TH day of NOVEMBER, 1982.

GULF HOUSE, a partnership

BY:


THOMAS E. MITCHELL
As Its Managing Agent

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

I, ROBERT A. WILLS, a Notary Public, within and for said County in said State, do hereby certify that THOMAS E. MITCHELL, whose name as Managing Agent of GULF HOUSE, a partnership, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that being informed of the contents of said instrument, he as such Managing Agent and with full authority executed the same voluntarily on the day the same bears date, for and as the act of said partnership.

Given under my hand and seal on this the 15TH day of NOVEMBER, 1982.


NOTARY PUBLIC, BALDWIN COUNTY, AL

STATE OF ALABAMA,
BALDWIN COUNTY

I certify that this instrument was filed on

DEC 16 1982

and that pay tax was collected. Recorded in

Book 43

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