

GRAY ROBINSON, P.A.
1800 W. HIBISCUS BLVD., STE 138
P.O. BOX 1870
MELBOURNE, FL 32901-1870

**FIRST AMENDMENT TO
DECLARATION OF CONDOMINIUM OF
OCEANIQUE OCEANFRONT, A CONDOMINIUM**

THIS FIRST AMENDMENT TO DECLARATION OF CONDOMINIUM OF OCEANIQUE OCEANFRONT, A CONDOMINIUM (the "Amendment") is made as of the 6th day of September, 2007, by OCEANIQUE DEVELOPMENT COMPANY, INC., a Florida corporation (the "Developer"), pursuant to the authority reserved in Article 6 of that certain Declaration of Condominium of OCEANIQUE OCEANFRONT, A CONDOMINIUM, recorded on February 1, 2007, in Official Records Book 2752, Pages 1842, of the Public Records of St. Lucie County, Florida (the "Declaration").

NOW, THEREFORE, in consideration of the premises and for other good and valuable consideration, the receipt of which is hereby acknowledged, and pursuant to the terms and authority contained in the Declaration, the Developer hereby amends the Declaration, as follows:

1. Survey and Certificate of Surveyor. The First Amendment to the Declaration is amended to replace Sheet 4 of 47 of Exhibit "A" which sheets include a scrivener's error which was not part of the original condominium documents filed with the State of Florida and is not to be included.

THIS AMENDMENT DOES NOT CHANGE THE CONFIGURATION OR SIZE OF ANY PREVIOUSLY EXISTING CONDOMINIUM UNIT, DOES NOT ALTER OR MODIFY THE APPURTENANCES TO ANY PREVIOUSLY EXISTING UNIT AND DOES NOT CHANGE THE PROPORTION OR PERCENTAGE BY WHICH THE OWNERS OF UNITS SHARE THE COMMON EXPENSE AND SURPLUS.

IN WITNESS WHEREOF, the Developer has caused this Amendment to be executed as of the 6th day of September, 2007.

In the presence of:

OCEANIQUE DEVELOPMENT COMPANY, INC.,
a Florida corporation

Pamela O'Hagan
print name: Pamela O'Hagan

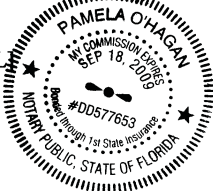
By: Maurice Kodsi
MAURICE KODSI, President

David Bon
print name: David Bon

Address: Post Office Box 320637
Cocoa Beach, FL 32931

STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was executed before me, an officer duly authorized in the state and county aforesaid to administer oaths and to take acknowledgments, this 6th day of September, 2007, by Maurice Kodsi, as President of Oceanique Development Company, Inc., who [☒] is personally known to me or [☐] produced _____ as identification.

[SEAL]  Pamela O'Hagan
NOTARY PUBLIC
My commission expires: Sept. 18, 2009

OCEANIQUE OCEANFRONT

A CONDOMINIUM

LEGAL DESCRIPTION:

ALL THAT PART OF THE NORTH 100 FEET OF THE SOUTH 1200 FEET OF GOVERNMENT LOT 1, IN THE NORTH 1/2 OF SECTION 23, TOWNSHIP 34 SOUTH, RANGE 40 EAST, ST. LUCIE COUNTY, FLORIDA, LYING EAST OF THE EASTERLY RIGHT-OF-WAY LINE OF ROUTE A-1-A, AS MEASURED AT RIGHT ANGLES TO THE SOUTH LINE OF SAID GOVERNMENT LOT 1 AS SHOWN ON PLAT OF SURVEY OF SAID SECTION 23 RECORDED IN PLAT BOOK 8, PAGE 21 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA: CONTAINING 1.35 ACRES, MORE OR LESS

TOGETHER WITH

ALL THAT PART OF THE NORTH 100 FEET OF THE SOUTH 1600 FEET OF GOVERNMENT LOT 1, IN THE NORTH 1/2 OF SECTION 23, TOWNSHIP 34 SOUTH, RANGE 40 EAST, ST. LUCIE COUNTY, FLORIDA, LYING EAST OF THE EASTERLY RIGHT-OF-WAY LINE OF ROUTE A-1-A, AS MEASURED AT RIGHT ANGLES TO THE SOUTH LINE OF SAID GOVERNMENT LOT 1 AS SHOWN ON PLAT OF SURVEY OF SAID SECTION 23 RECORDED IN PLAT BOOK 8, PAGE 21 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA: CONTAINING 1.29 ACRES, MORE OR LESS

TOGETHER WITH

THE NORTH 200 FEET OF THE SOUTH 1400 FEET OF GOVERNMENT LOT 1, IN THE NORTH 1/2 OF SECTION 23, TOWNSHIP 34 SOUTH, RANGE 40 EAST, ST. LUCIE COUNTY, FLORIDA AS MEASURED AT RIGHT ANGLES TO THE SOUTH LINE OF SAID GOVERNMENT LOT 1, AS SHOWN ON THE PLAT OF SURVEY OF SAID SECTION 23, RECORDED IN PLATBOOK 8, PAGE 21 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA. LESS THE RIGHT-OF-WAY FOR STATE ROAD A-1-A. CONTAINS 2.67 ACRES, MORE OR LESS

TOGETHER WITH

THE NORTH 100 FEET OF THE SOUTH 1500 FEET OF GOVERNMENT LOT 1, IN THE NORTH 1/2 OF SECTION 23, TOWNSHIP 34 SOUTH, RANGE 40 EAST, ST. LUCIE COUNTY, FLORIDA AS MEASURED AT RIGHT ANGLES TO THE SOUTH LINE OF SAID GOVERNMENT LOT 1, AS SHOWN ON THE PLAT OF SURVEY OF SAID SECTION 23, RECORDED IN PLATBOOK 8, PAGE 21 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA. LESS THE RIGHT-OF-WAY FOR STATE ROAD A-1-A.

TOGETHER WITH

ALL THAT PART OF THE NORTH 100 FEET OF THE SOUTH 1100 FEET OF GOVERNMENT LOT 1, IN THE NORTH 1/2 OF SECTION 23, TOWNSHIP 34 SOUTH, RANGE 40 EAST, ST. LUCIE COUNTY, FLORIDA, LYING EAST OF THE EASTERLY RIGHT-OF-WAY LINE OF ROUTE A-1-A, AS MEASURED AT RIGHT ANGLES TO THE SOUTH LINE OF SAID GOVERNMENT LOT 1 AS SHOWN ON PLAT OF SURVEY OF SAID SECTION 23 RECORDED IN PLAT BOOK 8, PAGE 21 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA: CONTAINING 1.37 ACRES, MORE OR LESS

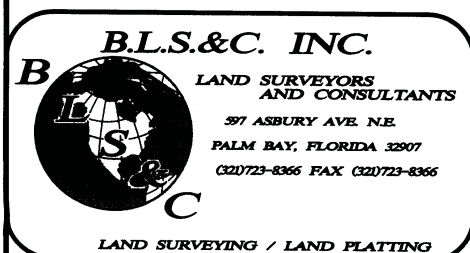
TOGETHER WITH

ALL THAT PART OF THE NORTH 100 FEET OF THE SOUTH 1000 FEET OF GOVERNMENT LOT 1, IN THE NORTH 1/2 OF SECTION 23, TOWNSHIP 34 SOUTH, RANGE 40 EAST, ST. LUCIE COUNTY, FLORIDA, LYING EAST OF THE EASTERLY RIGHT-OF-WAY LINE OF ROUTE A-1-A, AS MEASURED AT RIGHT ANGLES TO THE SOUTH LINE OF SAID GOVERNMENT LOT 1 AS SHOWN ON PLAT OF SURVEY OF SAID SECTION 23 RECORDED IN PLAT BOOK 8, PAGE 21 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA: CONTAINING 1.38 ACRES, MORE OR LESS

THE ABOVE DESCRIBED PARCELS ARE LYING EAST OF STATE ROAD A-1-A.

REPORT OF SURVEY:

- TYPE OF SURVEY: BOUNDARY
- THIS SURVEY IS NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER. ADDITIONS OR DELETIONS TO THE SURVEY MAP AND/OR REPORT OF SURVEY BY OTHER THAN THE SIGNING PARTY OR PARTIES IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY OR PARTIES.
- ACCURACY: THE EXPECTED USE OF THE LAND, AS CLASSIFIED IN THE MINIMUM TECHNICAL STANDARDS (61G17-6 FAC) IS URBAN. THE MINIMUM RELATIVE DISTANCE ACCURACY FOR THIS TYPE OF BOUNDARY SURVEY IS 1 FOOT IN 7500 FEET. THE ACCURACY OBTAINED BY MEASUREMENT AND CALCULATION OF A CLOSED GEOMETRIC FIGURE WAS FOUND TO MEET OR EXCEED THIS REQUIREMENT.
- THE LAST DATE OF FIELD WORK: 6/15/2001
- THE PUBLISHED BENCHMARK IS TOP OF A BRASS DISK IN A CONCRETE MONUMENT STAMPED 94-77-A-30 FLORIDA DEPARTMENT OF NATURAL RESOURCES ELEVATION=6.70
- THE TRUE MEAN HIGH WATER LINE WAS NOT LOCATED IN CONFORMANCE TO CHAPTER 177 PART II, THE COASTAL MAPPING ACT.
- LEGAL DESCRIPTIONS WERE PROVIDED BY THE CLIENT.
- THE BEARING BASE FOR THIS SURVEY IS AS FOLLOWS:
 - A) GRID NORTH
 - B) THE LINE BETWEEN DNR MONUMENT A-35 AND DNR MONUMENT A-30
 - C) THE BEARING IS S18°55'51"E
- NO INSTRUMENTS OF RECORD REFLECTING EASEMENTS, RIGHTS-OF-WAY AND/OR OWNERSHIP WERE FURNISHED TO THIS SURVEYOR EXCEPT AS SHOWN. NO TITLE OPINION IS EXPRESSED OR IMPLIED.
- THIS SURVEY DOES NOT CERTIFY TO THE EXISTENCE OR LOCATION OF ANY FOUNDATIONS, UTILITIES, UNDERGROUND ENCROACHMENTS OR IMPROVEMENTS EXCEPT AS SHOWN.
- THE PARCEL OF LAND SHOWN HEREON IS LOCATED IN FLOOD ZONES "X", "X" 500 YEAR, "AO-1", "AO-2" AND "VE ELEV 15", AE-5, AND AE-6 PER FLOOD INSURANCE RATE MAP 12111C0089 G, DATED NOVEMBER 4, 1992



SURVEYOR AND MAPPER IN RESPONSIBLE CHARGE:

Richard A. Putz, PSM No.4505 State of Florida
Professional Surveyor and Mapper
L.B. No. 6610

SIGNED

NOT VALID UNLESS SIGNED AND DATED BY THE
SURVEYOR AND EMBOSSED WITH SURVEYOR'S SEAL

SEAL:

SEE SHEET 3 OF 47 FOR SKETCH

EXHIBIT "A"

SHEET 4 OF 47