

Retn:

MONTZEL & ANDRESS

850 PARK SHORE DR 3RD FLOOR

NAFLES FL 33940

Amendment to Declaration of Restrictions and
Protective Covenants for Wellington

This amendment is made this 3/27 day of March, 1995 by the Lone Oak Limited, a Florida limited partnership, (hereinafter referred to as "Declarant") and shall be effective upon being recorded in the Public Records of Collier County, Florida.

W I T N E S S E T H T H A T:

WHEREAS, Declarant has recorded those certain Declaration of Restrictions and Protective Covenants for Wellington (hereinafter referred to as "Declaration"), which Declaration is recorded at O.R. Book 1488, pages 2151 et seq. Public Records of Collier County, Florida; and

WHEREAS, the Declaration provides in Article IV, Section 3 thereof that Declarant may in its sole discretion modify, amend, waive and add to the Declaration; and

WHEREAS, Declarant wishes to modify and amend the Declaration to confirm that WELLINGTON AT LONE OAK, UNIT 2, as shown in Plat Book 17, page 80, Public Records of Collier County, Florida has been and continues to be subject to the terms of the Declaration and pursuant to this Amendment to formally evidence that WELLINGTON AT LONE OAK, UNIT 2 is subject to said Declaration;

NOW, THEREFORE, the Declarant hereby amends the Declaration as shown below:

1. Declarant hereby formally subjects the real property, which has been platted as WELLINGTON AT LONE OAK, UNIT 2, as shown in Plat Book 17, page 80, Public Records of Collier County, Florida to the terms of the Declaration.

2. By executing this amendment, Declarant wishes to confirm that the failure to formally subject the real property platted as WELLINGTON AT LONE OAK, UNIT 2, to the terms of the Declaration was an unintentional, scrivener's oversight. It was the intention of Declarant in creating the Wellington Community, that the real property, which has been platted as WELLINGTON AT LONE OAK, UNIT 2 would always be subject to the Declaration, and that those individuals purchasing lots in WELLINGTON AT LONE OAK, UNIT 2 were put on notice that they were purchasing property which would be subject to "neighborhood covenants" applicable to Wellington. It

is Declarant's intention in executing this amendment to correct this previous administrative oversight, and to reflect that lots located at WELLINGTON AT LONE OAK, UNIT 2 have been and continue to be legally subject to the Declaration.

IN WITNESS WHEREOF, the Lone Oak Limited, a Florida limited partnership, has caused this Amendment to the Declaration of Restrictions and Protective Covenants for Wellington to be executed by its duly authorized general partner this 11th day, of October, 1995.

WITNESSES:

THE LONE OAK LIMITED,
a Florida limited partnership

Charlotte Burke
Name: CHARLOTTE BURKE

By: Robert L. Buck,
general partner

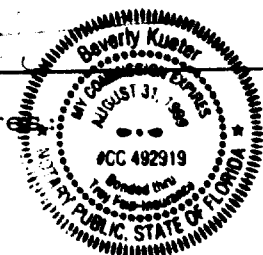
Alida Kuen
Name: ALIDA KUEN

STATE OF FLORIDA
COUNTY OF COLLIER

SS:

The foregoing instrument was acknowledged before me this 11th day of Oct, 1995 by Robert L. Buck, as general partner of the Lone Oak Limited, a Florida limited partnership, who is personally known to me/produced _____ as identification and who did take an oath.

Notary Public
My commission expires



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ROETZEL & ANDRESS
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