This instrument prepared by and to be returned to: Scott D. Newsom, Esq. Shutts & Bowen LLP 300 South Orange Avenue Suite 1000 Orlando, Florida 32801 (407) 423-3200

Cross- Reference to Declaration of Condominium: Official Records Book 6080, Page 3136; as supplemented in Official Records Book 8102, Page 1046; and as amended in Official Records Book 9077, Page 4991, all of the Public Records of Orange County, Florida DOC # 20090148873 B: 9842 P: 5728 03/12/2009 03:25:04 PM Page 1 of 13 Rec Fee: \$112.00 Doc Type: CONR Martha O. Haynie, Comptroller Orange County, FL PU - Ret To: SHUTTS & BOWEN



SECOND AMENDMENT TO THE DECLARATION OF CONDOMINIUM OF THORNTON PARK CENTRAL CONDOMINIUM

THIS SECOND AMENDMENT TO THE DECLARATION OF CONDOMINIUM OF THORNTON PARK CENTRAL CONDOMINIUM (this "Second Amendment") is made and entered into as of the <u>12</u>th day of March, 2009, by **THORNTON PARK CENTRAL**, L.L.C., a Florida limited liability company ("TPC").

WITNESSETH:

WHEREAS, that certain Declaration of Condominium of Thornton Park Central Condominium was recorded September 5, 2000 in Official Records Book 6080, Page 3136, as supplemented by that certain Certificate of Recording recorded on August 2, 2005 in Official Records Book 8102, Page 1046, and as amended by that Amendment to the Declaration of Condominium of Thornton Park Central Condominium recorded on January 23, 2007 in Official Records Book 9077, Page 4991, all of the Public Records of Orange County, Florida (collectively, the "Declaration"); and

WHEREAS, Section 5.1 of the Declaration refers to "a survey of the land and plot plans, which graphically describe the Improvements in which units are located, and which show all the units, including their identification numbers, locations, approximate dimensions and the common elements and limited common elements" being attached as Exhibits "B" and "C" to the Declaration; and

WHEREAS, through unintentional scrivener's errors, Exhibit "B" does not accurately describe the Condominium and no Exhibit "C" was attached to the Declaration; and

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WHEREAS, Exhibit "B" to the Declaration currently consists of a floor plan of the Commercial/Retail Unit, floor plans of the Residential Units and a boundary survey that does not meet the requirements of the Declaration and/or Section 718.104, <u>Florida Statutes</u>; and

WHEREAS, Exhibit "B" to the Declaration does not meet the requirements of Section 718.104, <u>Florida Statutes</u> in regard to containing a graphic description of the improvements to show the condominium units, the common elements and limited common elements as set forth in the Declaration; and

WHEREAS, Section 718.104, <u>Florida Statutes</u> also requires a certificate from a licensed surveyor and mapper that the construction of the improvements is substantially complete so that the surveys or graphic depictions, together with the provisions of the Declaration describing the condominium property, is an accurate representation of the location and dimensions of the improvements and that the identification, location and dimensions of the common elements and of each unit can be determined from those materials (the "Certificate of Substantial Completion"); and

WHEREAS, Section 718.104, <u>Florida Statutes</u> permits a declaration of condominium to be amended by the developer of the condominium to provide the required graphic depictions and Certificate of Substantial Completion without needing the approval of condominium unit owners and/or the condominium association; and

WHEREAS, pursuant to the terms and provisions of the Declaration, the Developer of the Thornton Park Central Condominium is TPC; and

WHEREAS, TPC desires to amend the Declaration in order to provide the complete Exhibit "B" and the Certificate of Substantial Completion.

NOW, THEREFORE, TPC hereby declares as follows:

1. <u>Recitals</u>. The foregoing recitals are true and correct, and they are incorporated herein by this reference.

2. <u>Definitions</u>. Unless otherwise expressly set forth in this Second Amendment, capitalized terms appearing in this Second Amendment shall have the meanings ascribed to those terms by the Declaration.

3. <u>Amendment to Declaration</u>. The Declaration is hereby amended as follows:

Exhibit "B" of the Declaration is deleted in its entirety and replaced with a new Exhibit "B", which is attached to this Second Amendment as <u>Exhibit "B"</u> and incorporated herein by this reference. The attached Exhibit "B" contains a graphic description of the improvements to show the condominium units, the common elements and limited common elements in accordance with the Declaration. Exhibit "B" also contains the required Certificate of Substantial Completion and boundary survey, both of which satisfy the requirements of Section 718.104, <u>Florida Statutes</u>. elements in accordance with the Declaration. Exhibit "B" also contains the required Certificate of Substantial Completion and boundary survey, both of which satisfy the requirements of Section 718.104, <u>Florida Statutes</u>.

4. <u>Effect of Declaration</u>. Except as modified by this Second Amendment, the Declaration shall remain in full force and effect.

5. <u>Conflict</u>. In any case of conflict between this Second Amendment and the Declaration, this Second Amendment shall control.

IN WITNESS WHEREOF, Thornton Park Central, L.L.C. has executed this Second Amendment to the Declaration of Condominium of Thornton Park Central Condominium as of the day and year first written above.

By:

Signed, sealed and delivered in the presence of:

Print Name:

Print Name

THORNTON PARK CENTRAL, L.L.C,

a Florida limited liability company

Print Name: Crais T. US+K/

Title: Managing mer

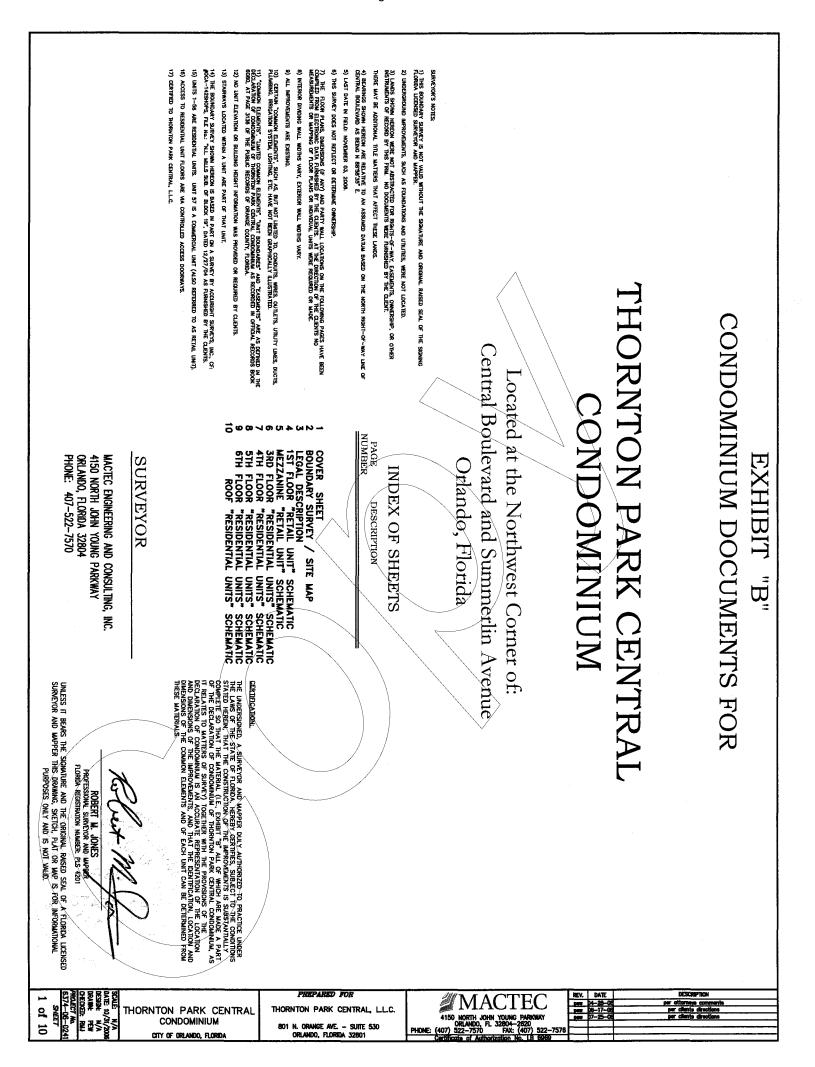
STATE OF FLORIDA COUNTY OF ORANGE

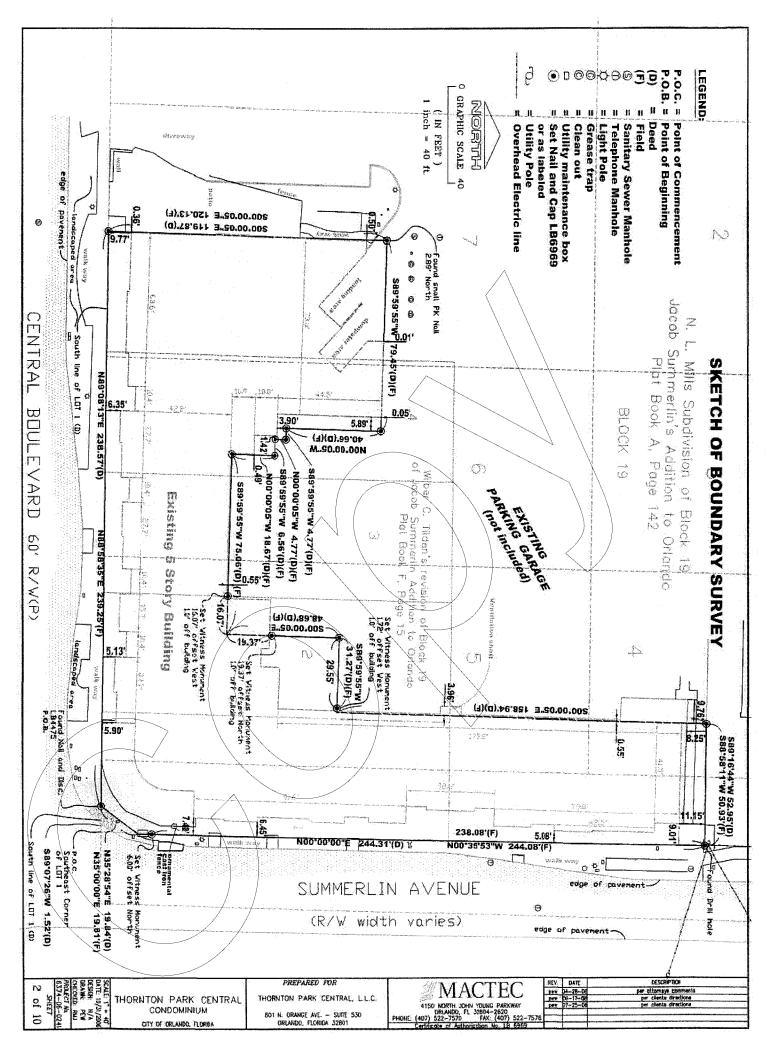
The foregoing instrument was acknowledged before me this $12^{4/2}$ day of March, 2009, by <u>Craig</u> <u>Ustler</u>, who is personally known to me to be the <u>Managed</u> <u>member</u> (title) of **THORNTON PARK CENTRAL**, L.L.C., a Florida limited liability company OR \Box has produced (type of identification) as identification. He acknowledged executing this instrument in the presence of two subscribing witnesses freely and voluntarily under authority vested in him by the company.

NOTARY SEAL:



Signature of Notary Public, State of Florida Print Name: <u>NICOLE LADIOA</u> Commission No.: <u>DD (0105187</u> My Commission Expires: <u>April 19 2011</u>





Legal Description: (FURNISHED BY CLIENT)

of the public records of Orange County, Florida and a portion of Lots 4, 5, and 7, N. A portion of Lots 1 thru 4, Wilber C. Tilden's revision of Block 19 of Jacob Summerlin addition to Orlando, according to the plat thereof as recorded in Plat Book F, Page 15, County, Florida, being more/particularly described as follows: the plat thereof as recorded in Plat Book A, Page 142 of the public records of Orange . Mills Subdivision of Block 1.9 of Jacob Summerlin's addition to Orlando, according to

MACTEC 4150 NORTH JOHN YOUNG PARKWAY ORIANDO, FL 32604-2620 407) 522-7570 FAX: (407) 522

PHONE: (407)

REV. DATE per 04-28-0 per 06-17-0 per 07-25-0 DESCRIPTION

per attaineye commente per cliente directions per cliente directione

run N 00°00'05" W, a distance of 40.66 feet; thence run \$ 89°59'55" W, a distance of S 89°59'55" W, a distance of 75.06 feet; thence run N 00°00'05" W, a distance of distance of 31.27 feet; thence run S 00.00,05" E, a distance of 48.68 feet; thence run feet; thence run S 00°00'05" E, a distance of 158.94 feet; thence run S 89°59'55 W, a 00°00'00" W, a distance of 244.31 feet; thence run S 89°16'44" W, a distance of 52.95 of Beginning; thence run N 35*28*54" (E, a distance of 19,84 feet; thence run N 89°07'26" W, along the south line of said Lot 1, a distance of 11.52 feet; to the Point Book F, Page 15 of the public records of Orange County, Florida; thence run S Jacob Summerlin addition to Orlando, according to the plat thereof as recorded teet, W, a distance of 4.77 feet; thence run S 89*59'55" 18.67 feet; thence run S 89°59'55" W, a distance of 6.56 feet; thence run N 00'00'05" Commence at the southeast corner of Lot 1, Wilber C. Tilden's revision of Block 19 of South line; thence run N 89*08'13" 79.45 to the Point of Beginning. feet; thence run S 00°00'05" E, a distance of 119.87 to a point on the said E, along the said South line, a distance of 238.57 W, a distance of 4.77 feet; thence in Plat

PREPARED FOR

THORNTON PARK CENTRAL L.L.C.

BO1 N. ORANGE AVE. - SUITE 530 ORLANDO, FLORIDA 32801

Said lands lying in Orange County, Florida, and containing 0.717 acres, more or less.

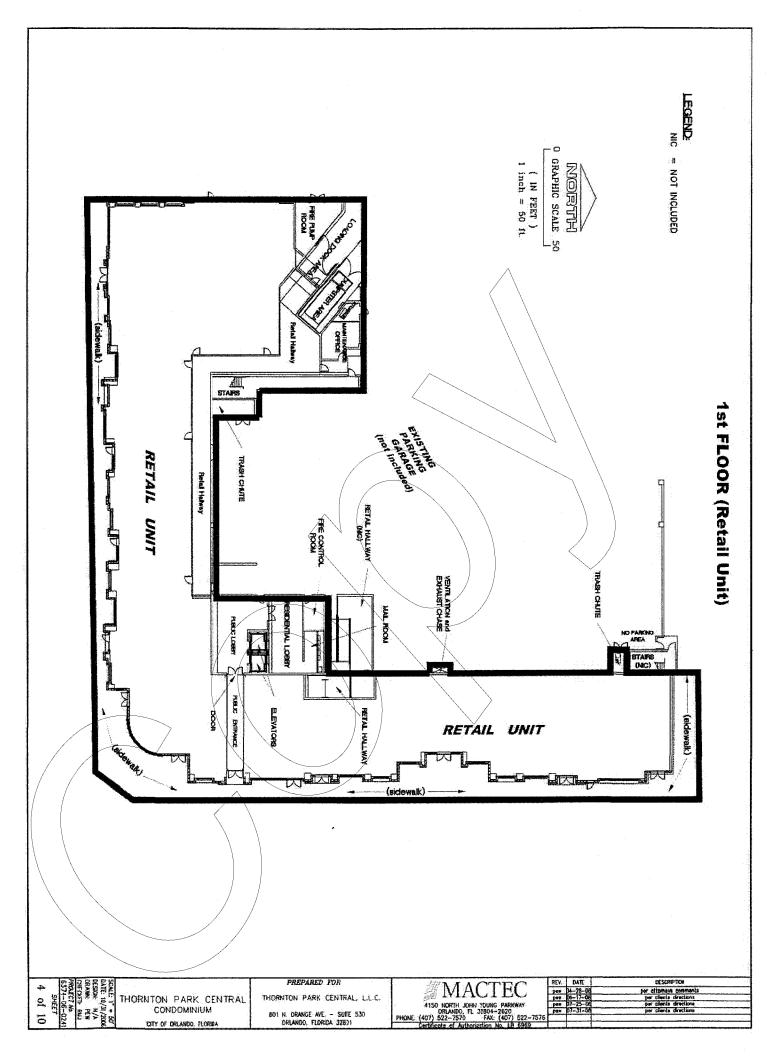
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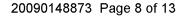
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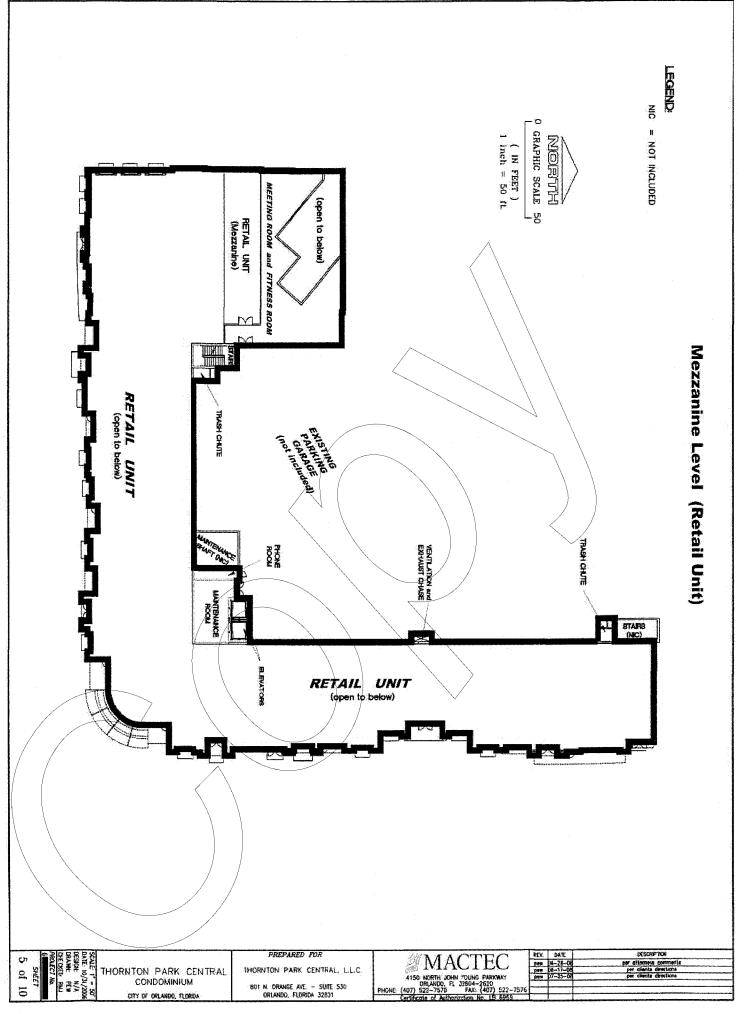
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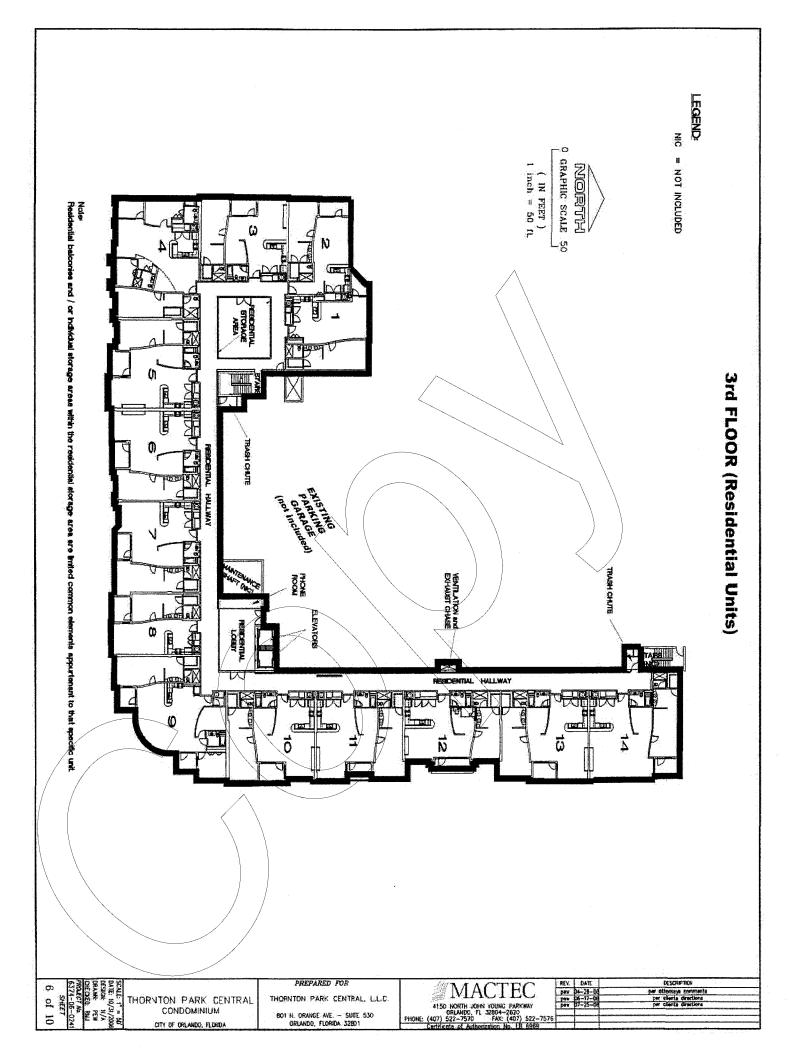
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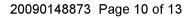
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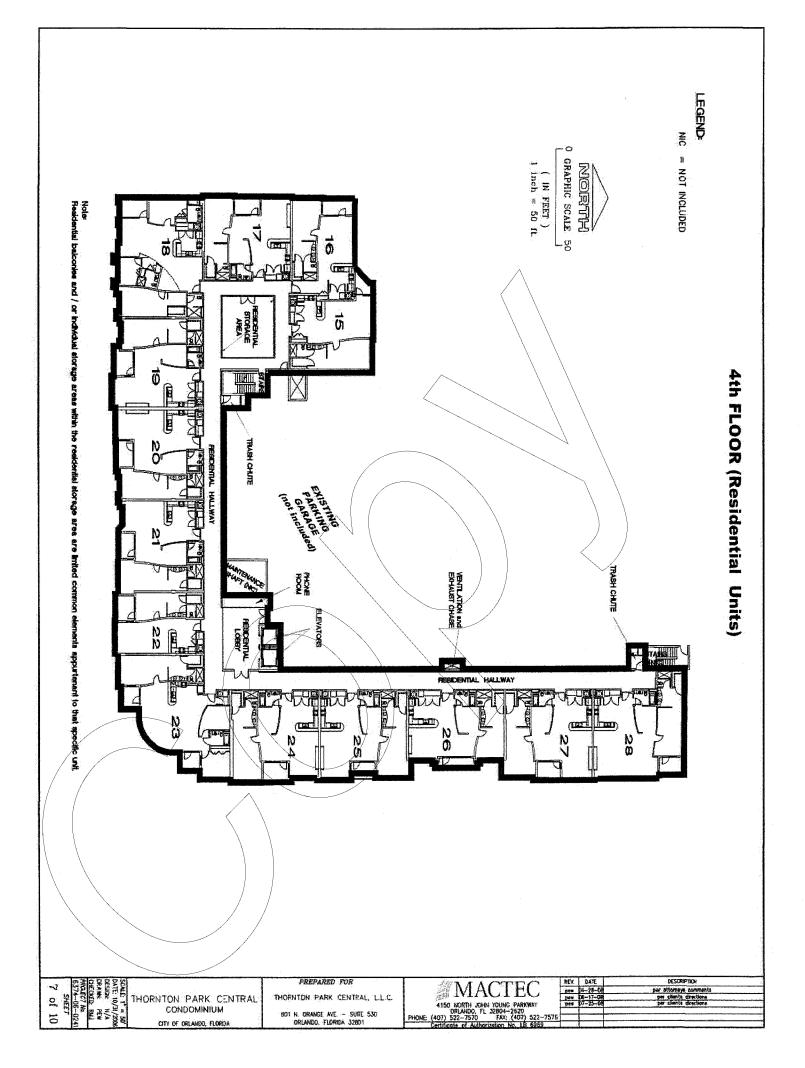


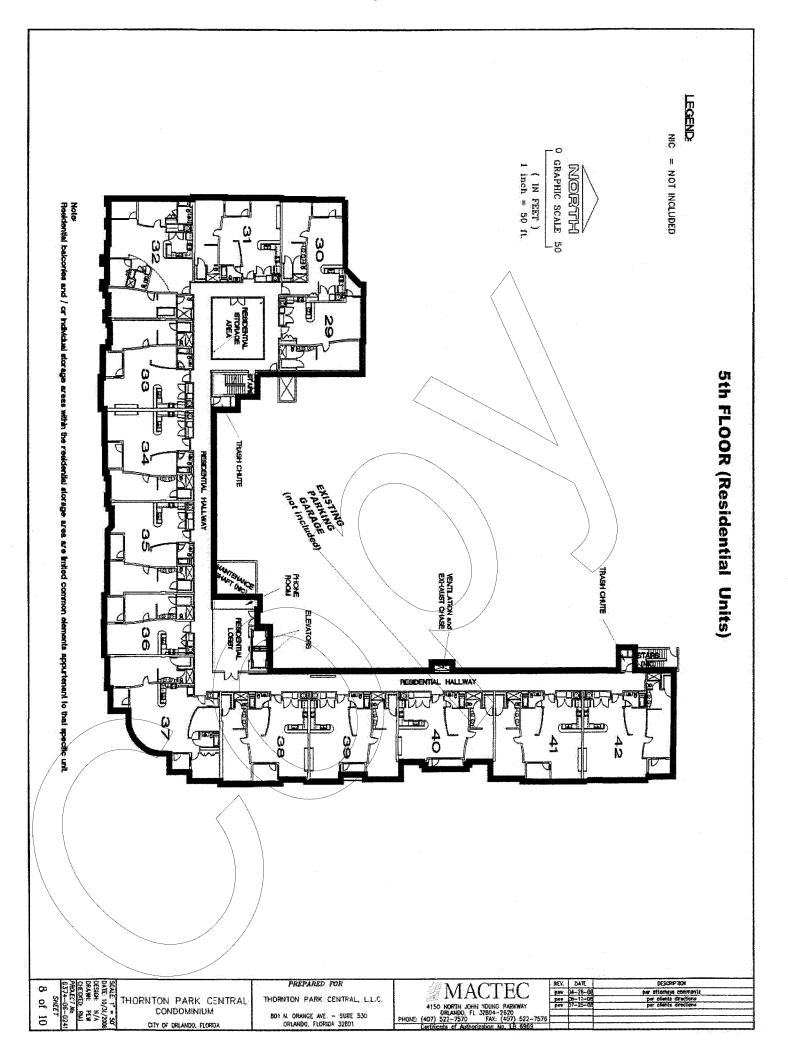


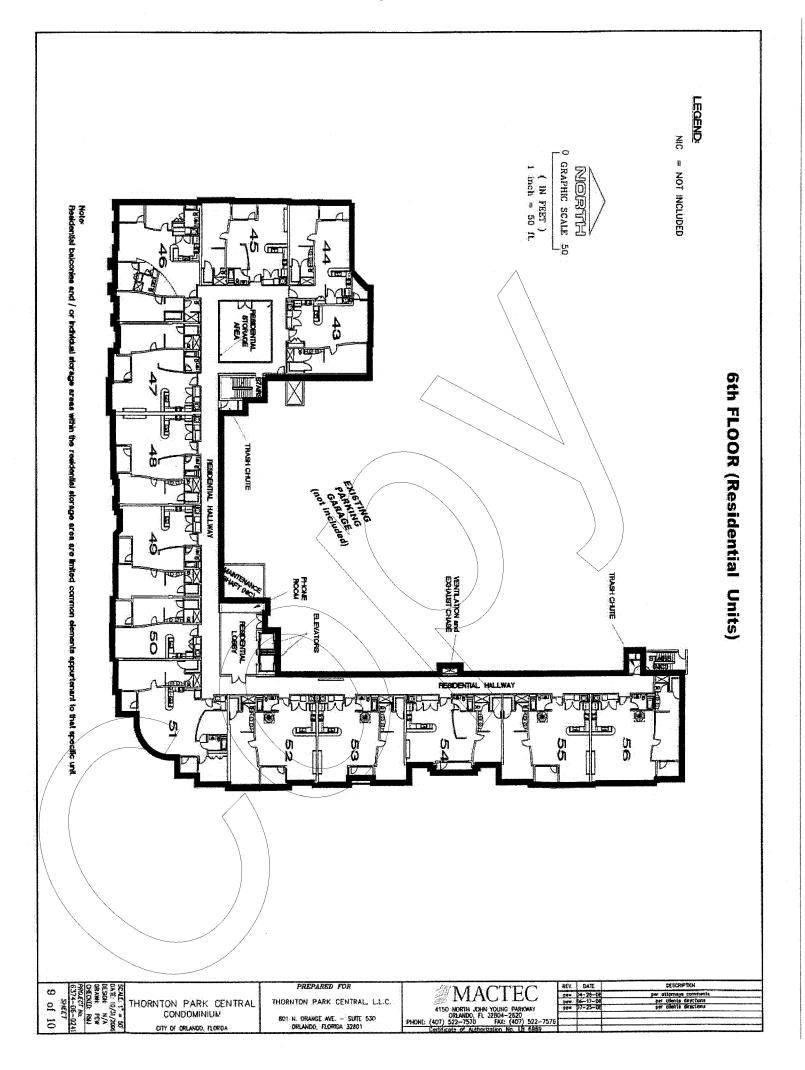












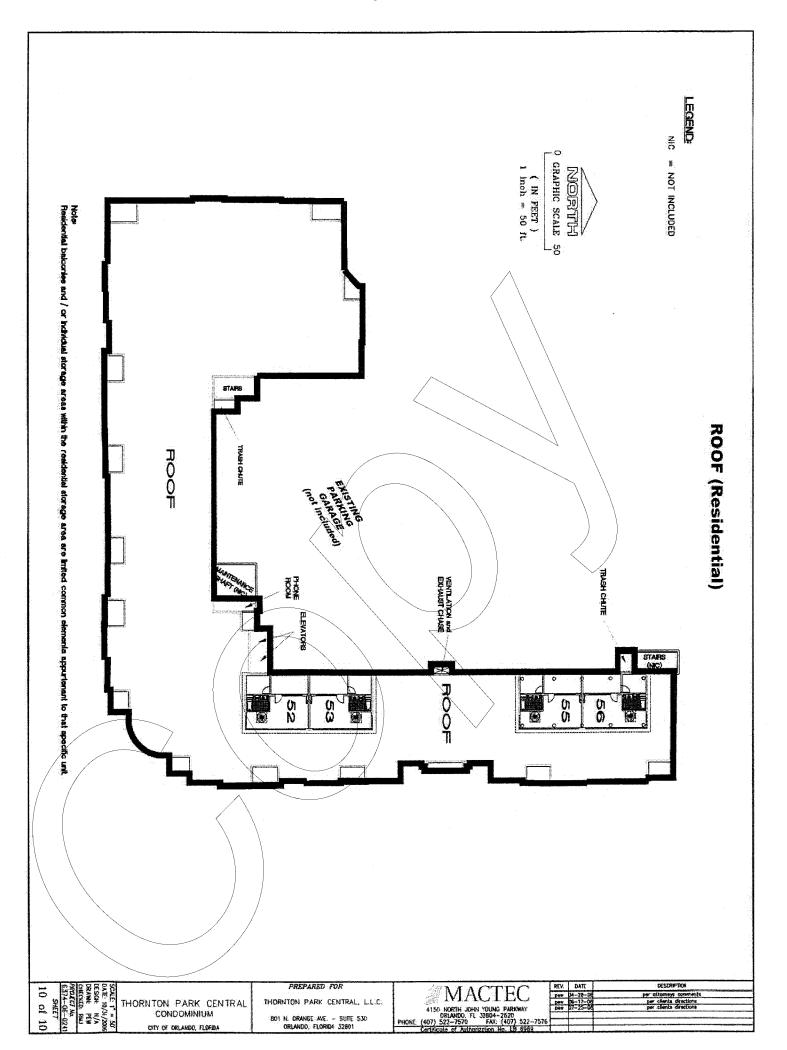


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This instrument prepared by and to be returned to: Scott D. Newsom, Esq. Shutts & Bowen LLP 300 South Orange Avenue Suite 1000 Orlando, Florida 32801 (407) 423-3200



Cross- Reference to Declaration of Condominium: Official Records Book 6080, Page 3136; as supplemented in Official Records Book 8102, Page 1046, all of the Public Records of Orange County, Florida

AMENDMENT TO THE DECLARATION OF CONDOMINIUM OF THORNTON PARK CENTRAL CONDOMINIUM

THIS AMENDMENT TO THE DECLARATION OF CONDOMINIUM OF THORNTON PARK CENTRAL CONDOMINIUM (this "Amendment") is made and entered into as of the <u>3</u> day of January, 2007, by THORNTON PARK CENTRAL, L.L.C., a Florida limited liability company ("TPC").

WITNESSETH:

WHEREAS, that certain Declaration of Condominium of Thornton Park Central Condominium was recorded September 5, 2000 in Official Records Book 6080, Page 3136, as supplemented by that certain Certificate of Recording recorded on August 2, 2005 in Official Records Book 8102, Page 1046, all of the Public Records of Orange County, Florida (collectively, the "Declaration"); and

WHEREAS, Section 5.1 of the Declaration refers to "a survey of the land and plot plans, which graphically describe the Improvements in which units are located, and which show all the units, including their identification numbers, locations, approximate dimensions and the common elements and limited common elements" being attached as Exhibits "B" and "C" to the Declaration; and

WHEREAS, through an unintentional recording error, the complete Exhibits "B" and "C" were not recorded with the Declaration; and

WHEREAS, Exhibit "B" to the Declaration currently consists of a floor plan of the Commercial/Retail Unit, floor plans of the Residential Units and a boundary survey that does not meet the requirements of Section 718.104, <u>Florida Statutes</u>; and

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WHEREAS, Exhibit "B" to the Declaration does not meet the requirements of Section 718.104, <u>Florida Statutes</u> in regard to containing a graphic description of the improvements to show the condominium units, the common elements and limited common elements; and

WHEREAS, Section 718.104, <u>Florida Statutes</u> also requires a certificate from a licensed surveyor and mapper that the construction of the improvements is substantially complete so that the surveys or graphic depictions, together with the provisions of the Declaration describing the condominium property, is an accurate representation of the location and dimensions of the improvements and that the identification, location and dimensions of the common elements and of each unit can be determined from those materials (the "Certificate of Substantial Completion"); and

WHEREAS, Section 718.104, <u>Florida Statutes</u> permits a declaration of condominium to be amended by the developer of the condominium to provide the required graphic depictions and Certificate of Substantial Completion without needing the approval of condominium unit owners and/or the condominium association; and

WHEREAS, pursuant to the terms and provisions of the Declaration, the Developer of the Thornton Park Central Condominium is TPC; and

WHEREAS, TPC desires to amend the Declaration in order to provide the complete Exhibit "B" and the Certificate of Substantial Completion.

NOW, THEREFORE, TPC declares as follows:

1. <u>Recitals</u>. The foregoing recitals are true and correct, and they are incorporated herein by this reference.

2. <u>Definitions</u>. Unless otherwise expressly set forth in this Amendment, capitalized terms appearing in this Amendment shall have the meanings ascribed to those terms by the Declaration.

3. <u>Amendment to Declaration</u>. The Declaration is hereby amended as follows: Exhibit "B" of the Declaration is hereby deleted in its entirety and is hereby replaced with a new Exhibit "B", which is attached to this Amendment as Exhibit "B" and is incorporated into this Amendment by this reference. The attached Exhibit "B" contains a graphic description of the improvements to show the condominium units, the common elements and limited common elements. A portion of the attached Exhibit "B" is the required Certificate of Substantial Completion, which satisfies the requirements of Section 718.104, <u>Florida Statutes</u>. In addition, the attached Exhibit "B" contains a boundary survey that meets the requirements set forth in Section 718.104, <u>Florida Statutes</u>.

4. <u>Effect of Declaration</u>. Except as modified by this Amendment, the Declaration shall remain in full force and effect.

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5. <u>Conflict</u>. In any case of conflict between this Amendment and the Declaration, this Amendment shall control.

IN WITNESS WHEREOF, Thornton Park Central, L.L.C. has executed this Amendment to the Declaration of Condominium of Thornton Park Central Condominium as of the day and year first written above.

Signed, sealed and delivered in the presence of:

Print Name: MICHELE M. CHAMPION

Print Name: CURT SFIVERS

STATE OF FLORIDA COUNTY OF ORANGE **THORNTON PARK CENTRAL, L.L.C,** a Florida limited liability company

By:

Ustle/

Print Name: Cras

Managing number Title:

The foregoing instrument was acknowledged before me this <u>329</u> day of January, 2007, by <u>Charbe Clarzek</u>, who is \Box personally known to me to be the <u>Manual Member</u> (title) of **THORNTON PARK CENTRAL**, L.L.C., a Florida

limited liability company OR a has produced <u>FLDET 11234-118-69-013</u> pe of identification) as identification. He acknowledged executing this instrument in the presence of two subscribing witnesses freely and voluntarily under authority vested in him by the company.

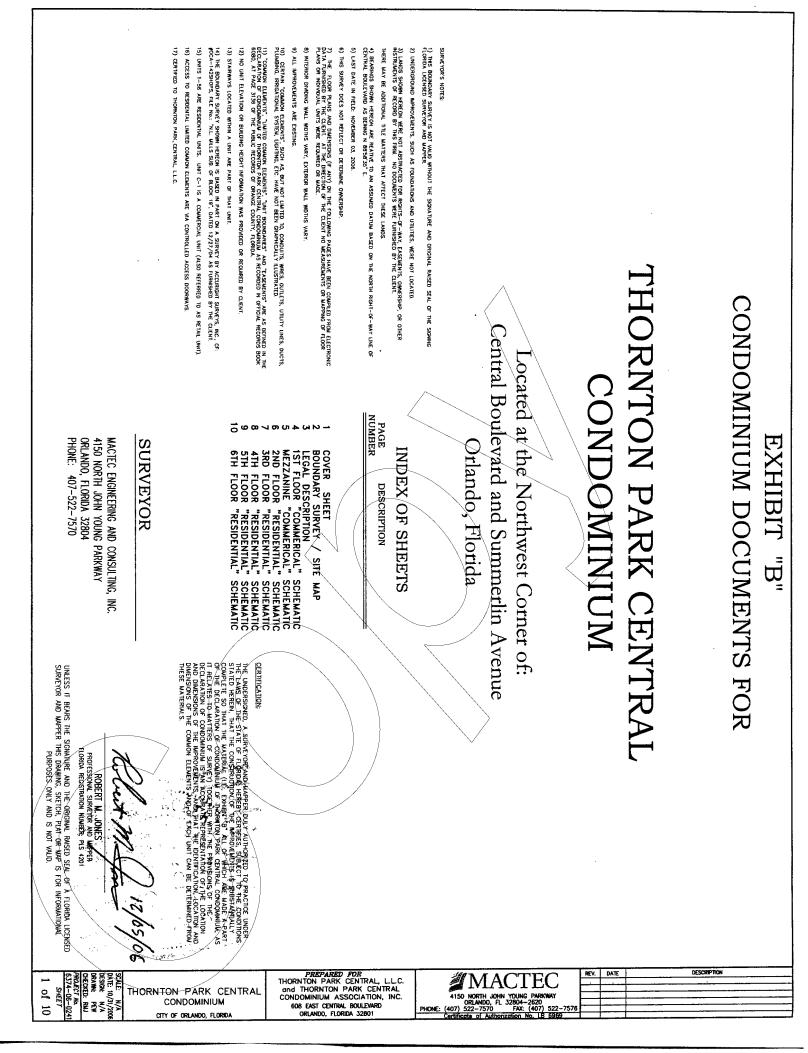
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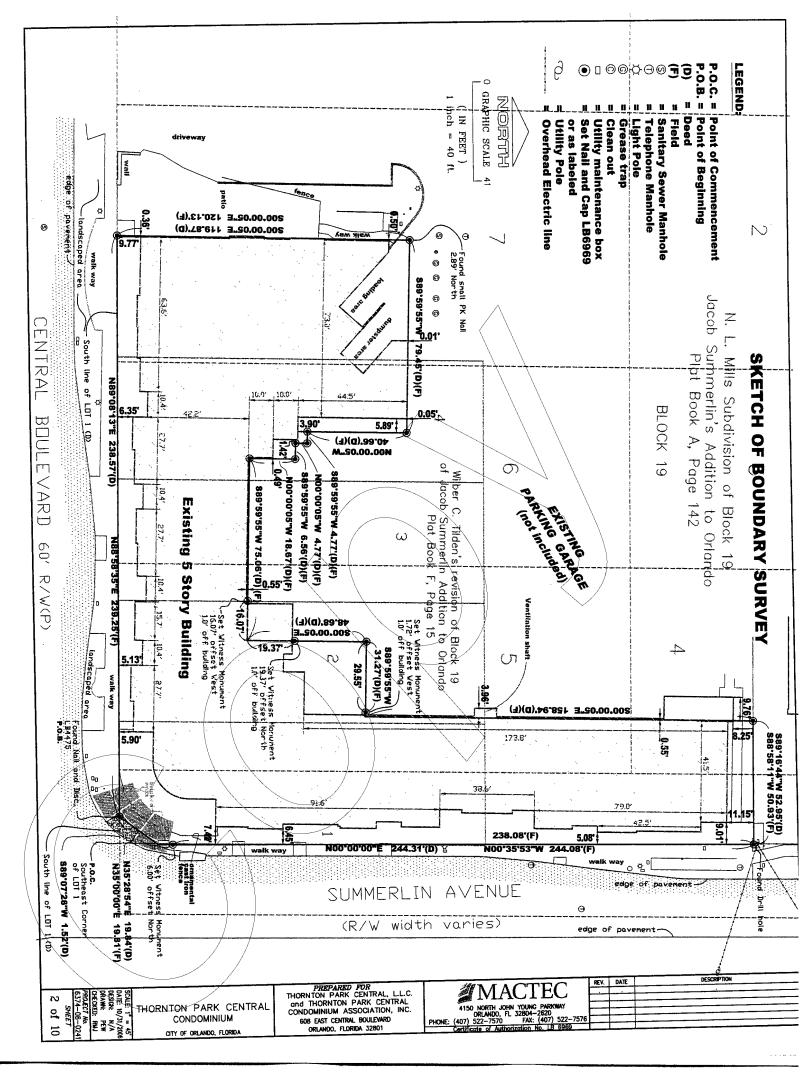
NOTARY SEAL:

Signature of Notary Public, State of Florida Print Name:

Commission No.: Michele M Champion My Commission Expires August 24, 2007

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Legal Description: (FURNISHED BY CLIENT)

addition to Orlando, according to the plat thereof as recorded in Plat Book F, Page 15, County, Florida, being more particularly described as follows: L. Mills Subdivision of Block 19 of Jacob Summerlin's addition to Orlando, according to the plat thereof as recorded in Plat Book A, Page 142 of the public records of Orange of the public records of Orange-County, Florida and a portion of Lots 4, 5, and 7, N. A portion of Lots 1 thru 4, Wilber C. Tilden's revision of Block 19 of Jacob Summerlin

Book F, Page 15 of the public/records of Ørange County, Florida; thence run S distance of 31.27 feet; thence run S 00,00,05" E, a distance of 48,68 feet; thence run feet; thence run S 00°00'05" E, a distance of 158.94 feet; thence run S 89°59'55 W, a 00°00'00" W, a distance of 244.31 feet; thence run S 89°16'44" W, a distance of 52.95 of Beginning; thence run N 35.28'54" E/ a distance of 19.84 feet; thence run N 89°07'26" W, along the south/line/of said Lot 7, a distance of 11.52 feet; to the Point Jacob Summerlin addition to Orlando, according to the plat thereof as recorded in Plat Commence at the southeast corner of/Lot 1, Wilber C. Tilden's revision of Block 19 of run N 00°00'05" W, a distance of 40.66 feet; thence run S /89°59'55" W, a distance of W, a distance of 4.77 feet; thence run S 89*59*55" 18.67 feet; thence run S 89°59'55" W, a distance of 6,56 feet; thence run N 00°00°05" S 89°59'55" W, a distance of 75.06 feet; thence run N 00°00'05" W, a distance of South line; thence run N 89°08'13" E, along the said South line, a distance of 238.57 79.45 feet; thence run S 00*00'05" E, a distance of 119.87 to /a point on the said feet, to the Point of Beginning. W, a distance of 4.77 feet; thence

Said lands lying in Orange County, Florida, and containing 0.717 acres, more or less

PREPARED FOR THORNTON PARK CENTRAL, L.L.C. and THORNTON PARK CENTRAL CONDOMINIUM ASSOCIATION, INC. 608 EAST CENTRAL BOULEVARD ORLANDO, FLORIDA 32801

CITY OF ORLANDO, FLORID

THORNTON PARK CENTRAL CONDOMINIUM

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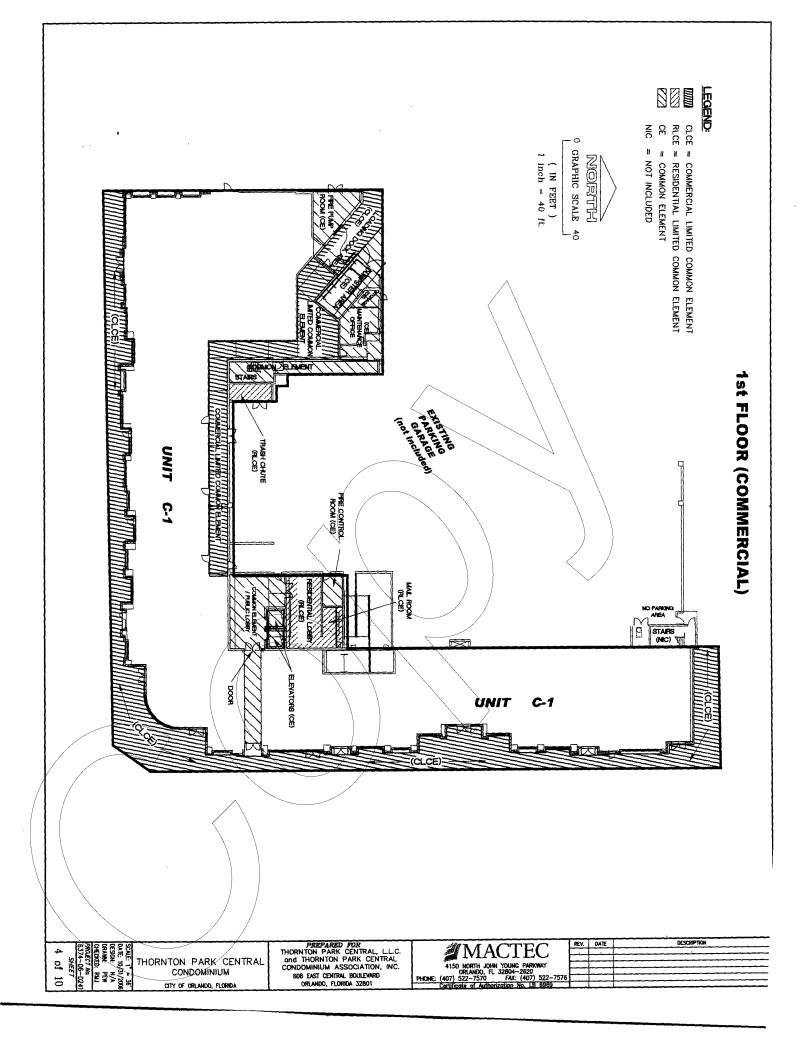
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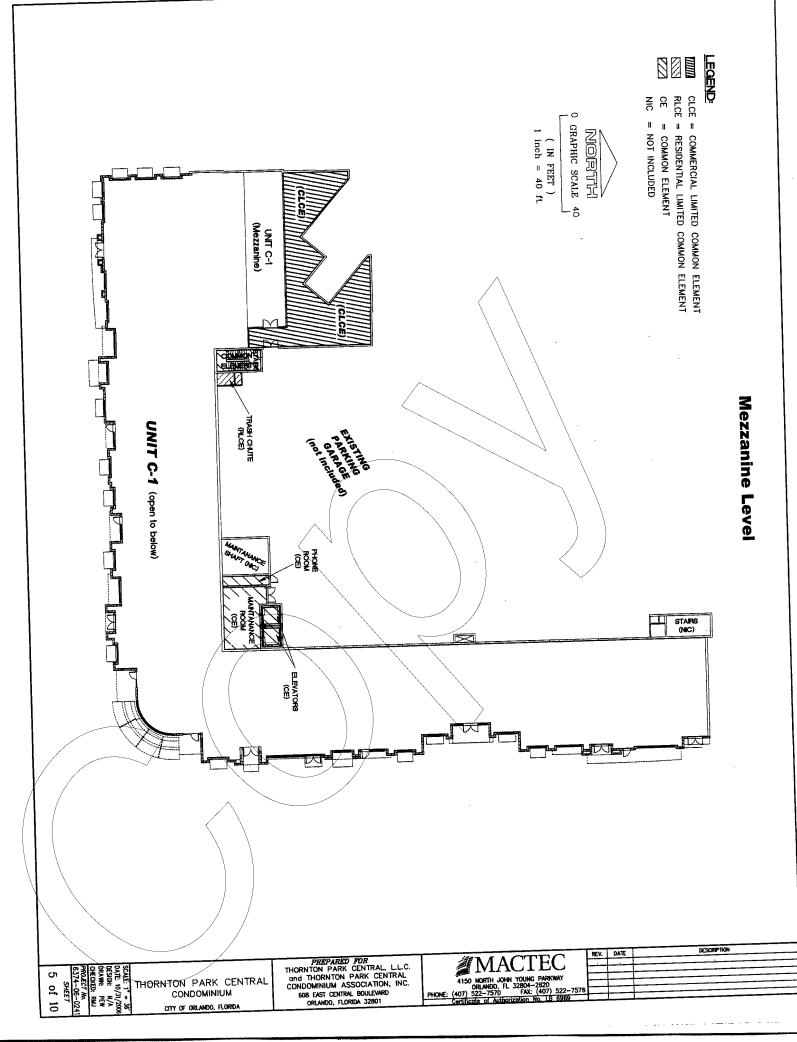
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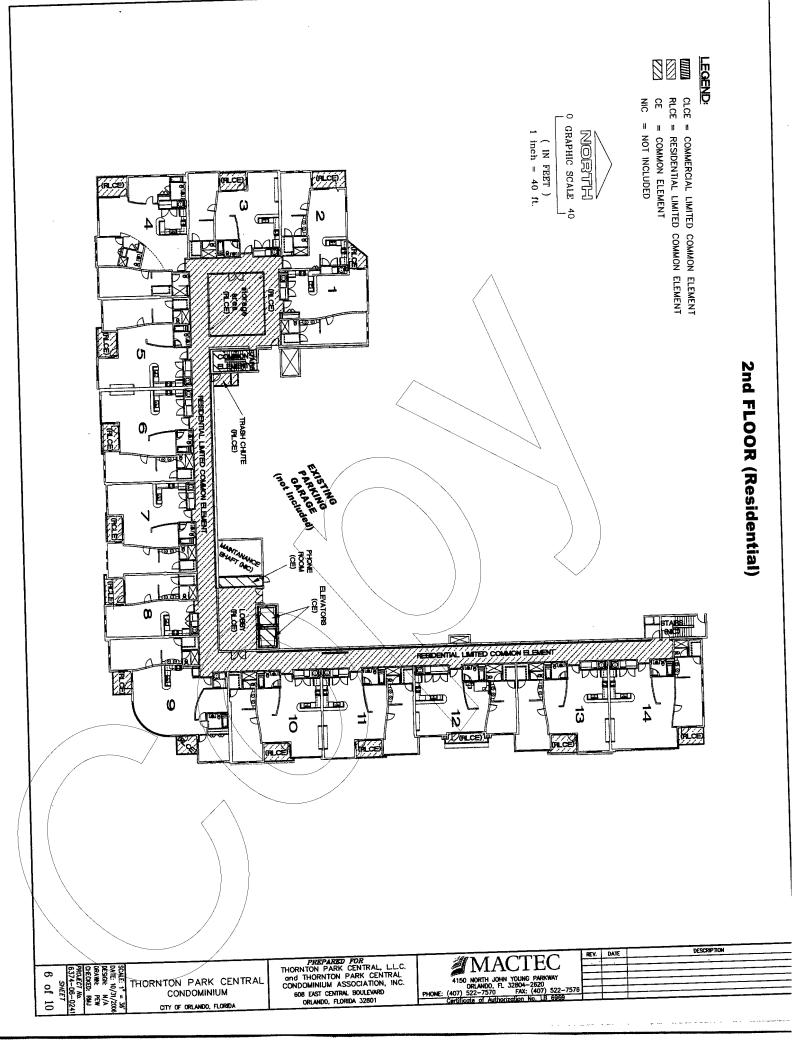


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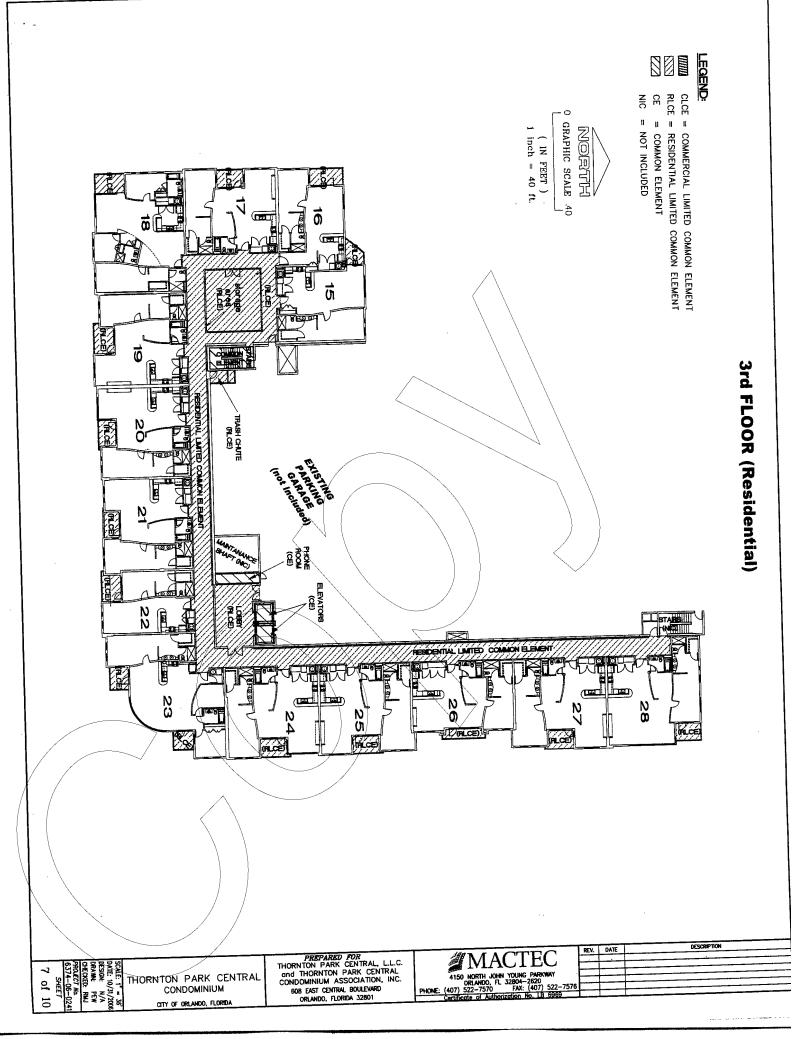
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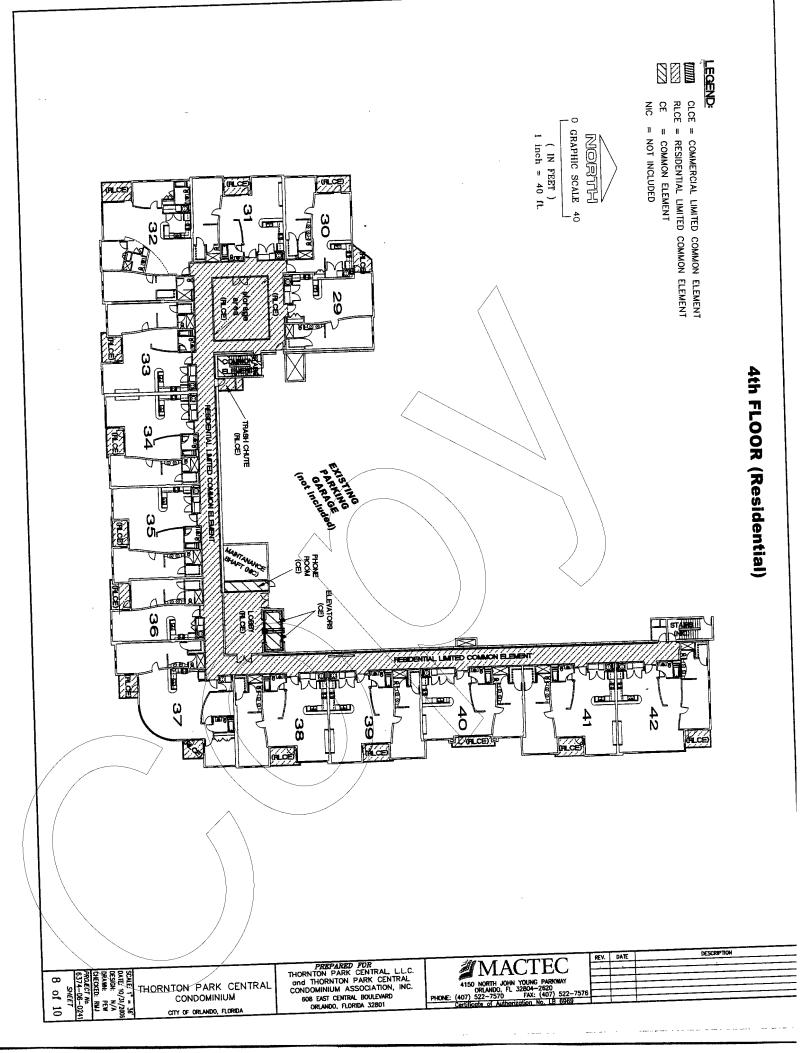
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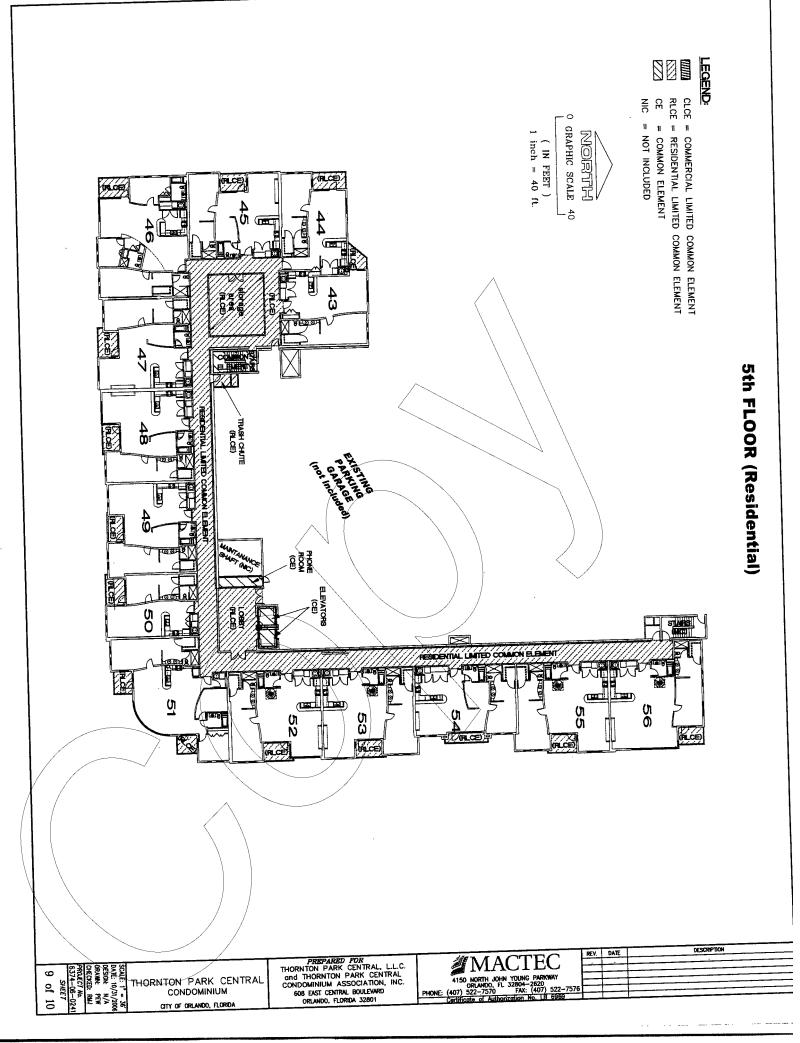
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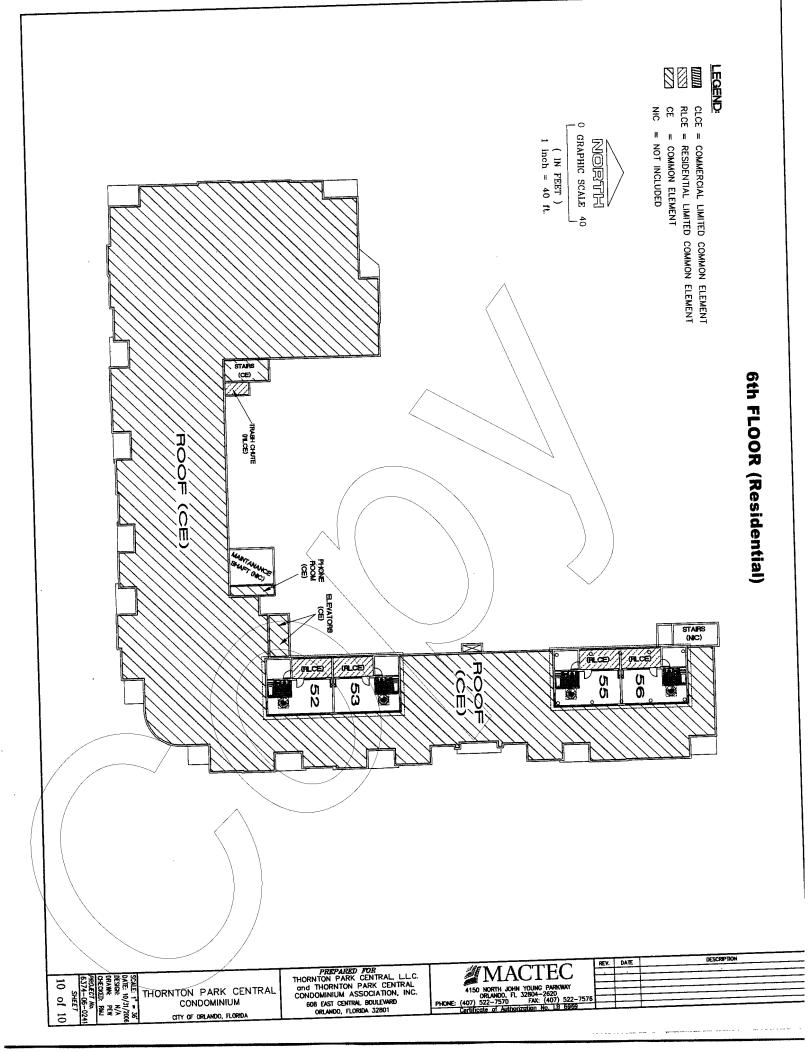
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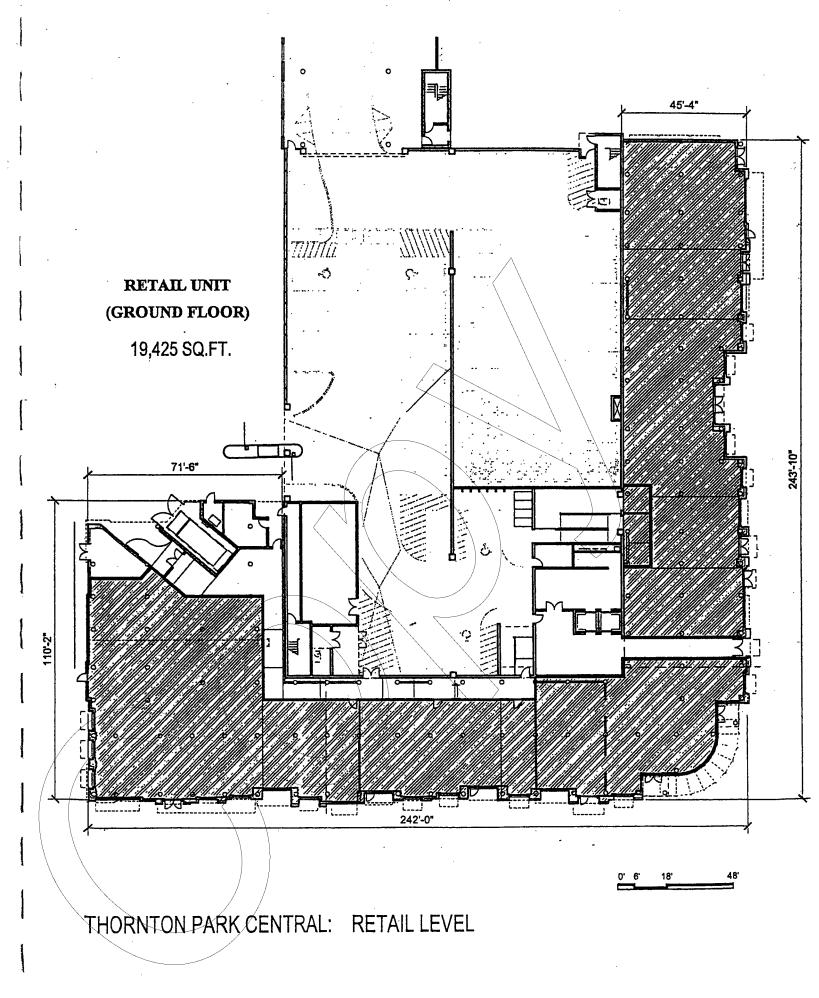
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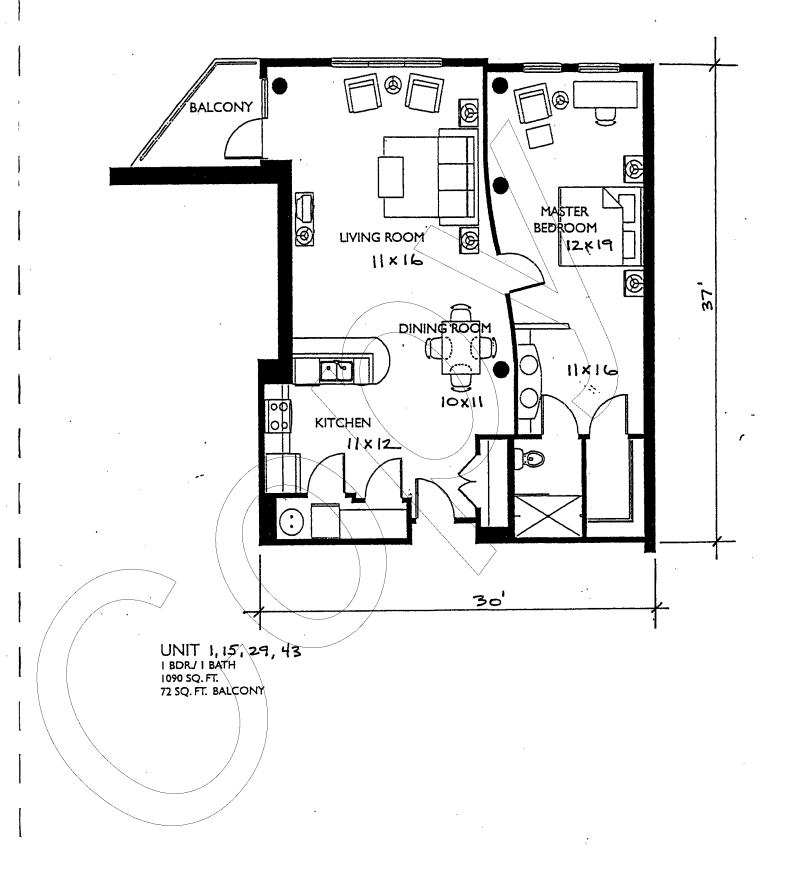


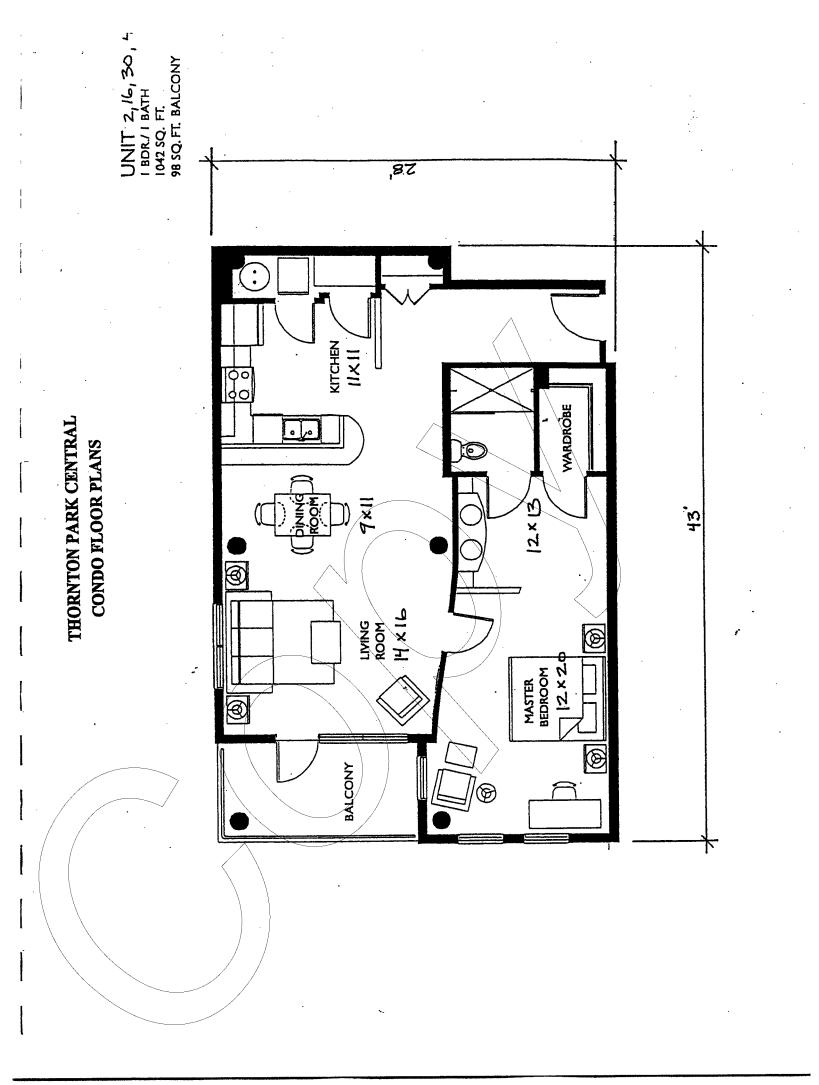
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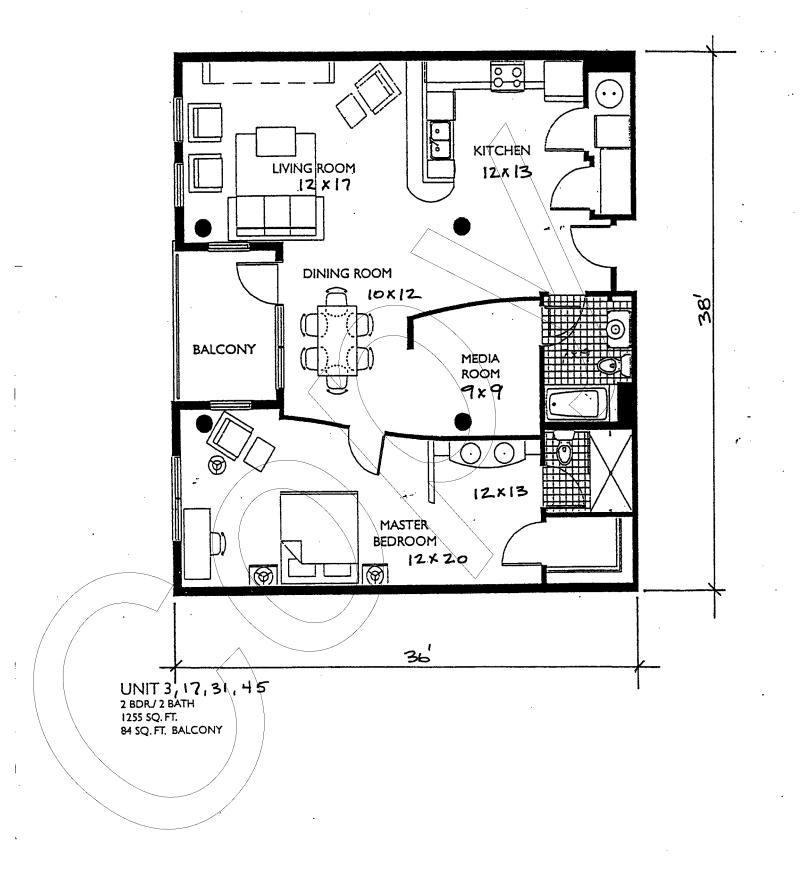
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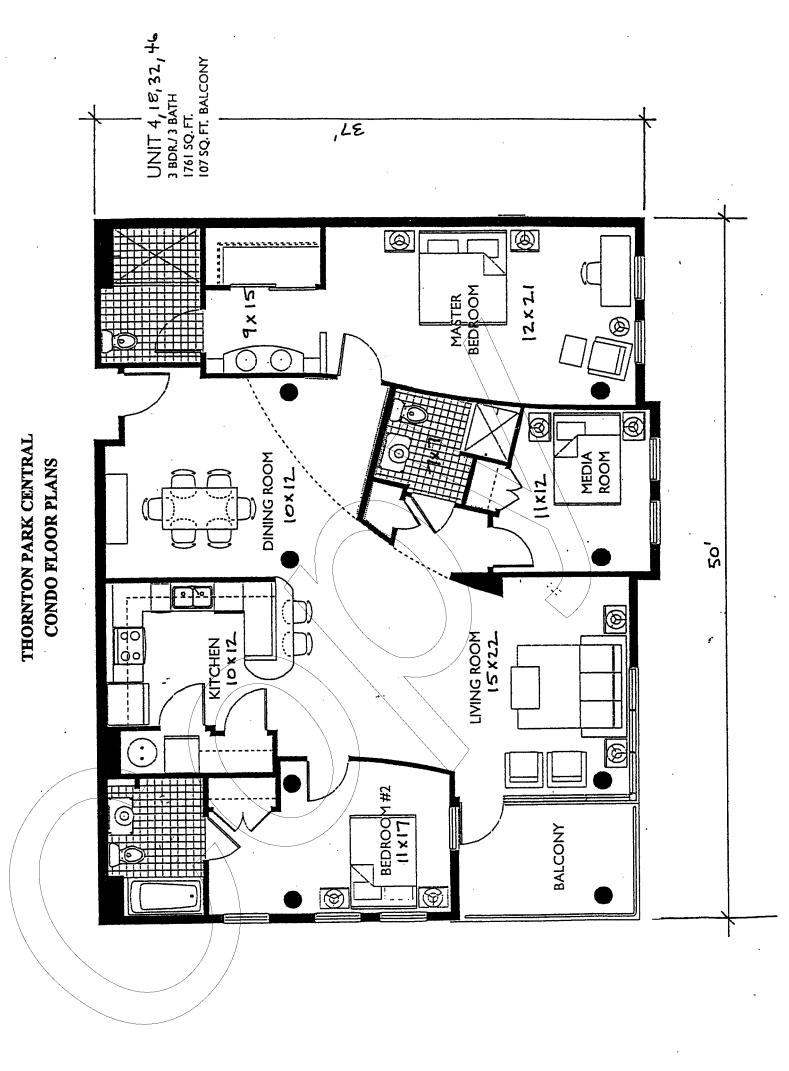
THORNTON PARK CENTRAL CONDOMINIUM ASSOCIATION, INC.

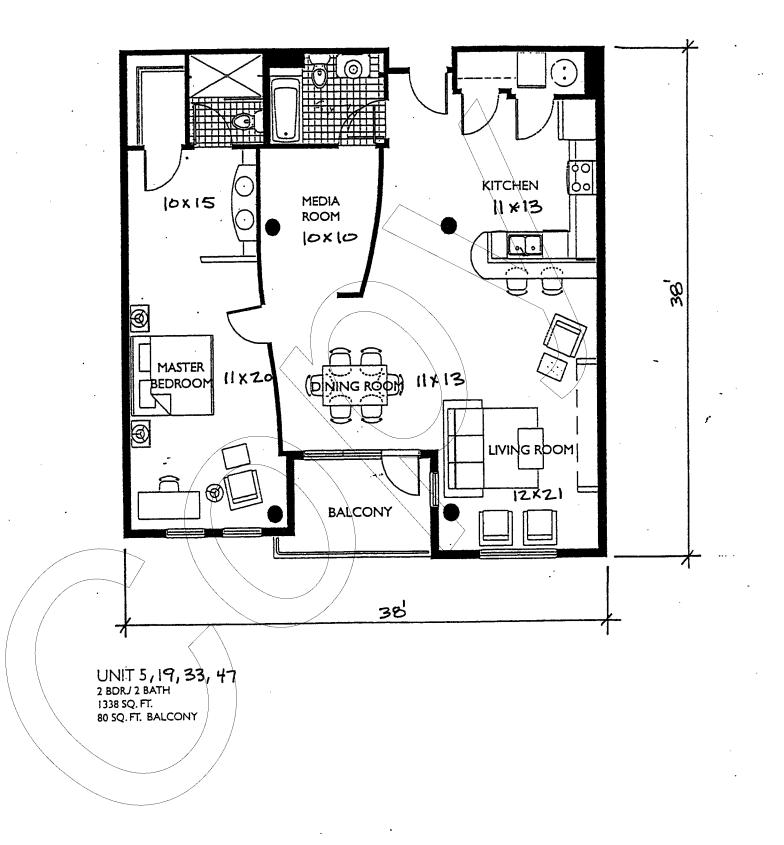


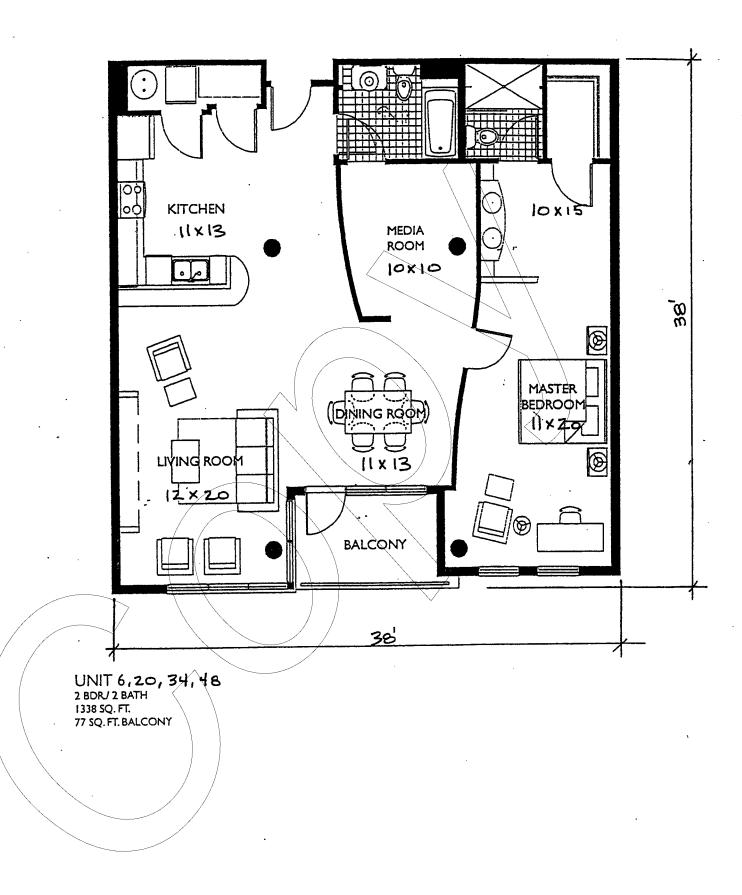


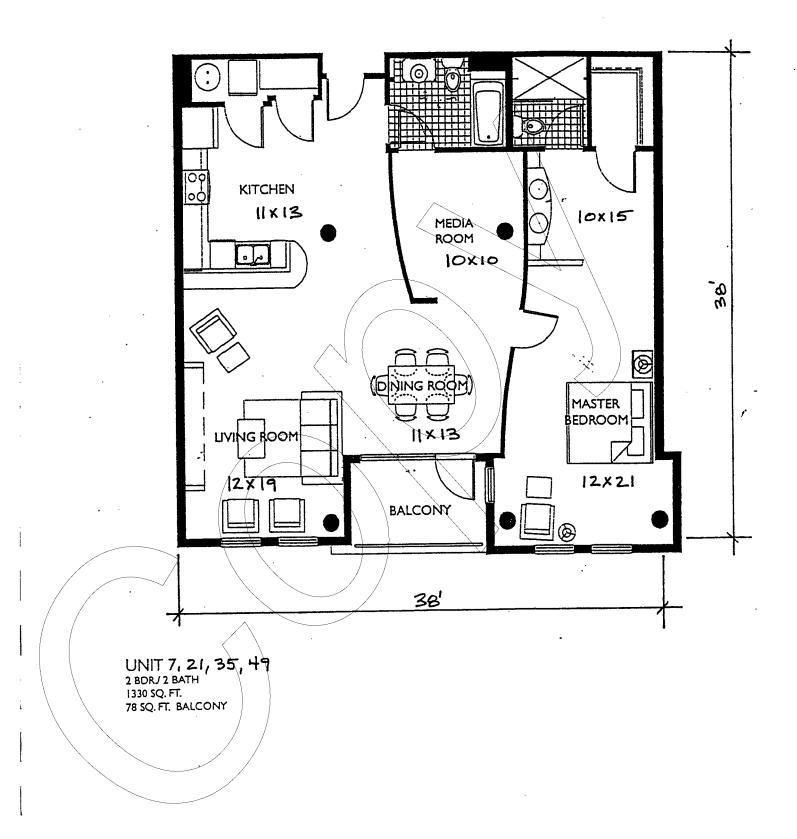


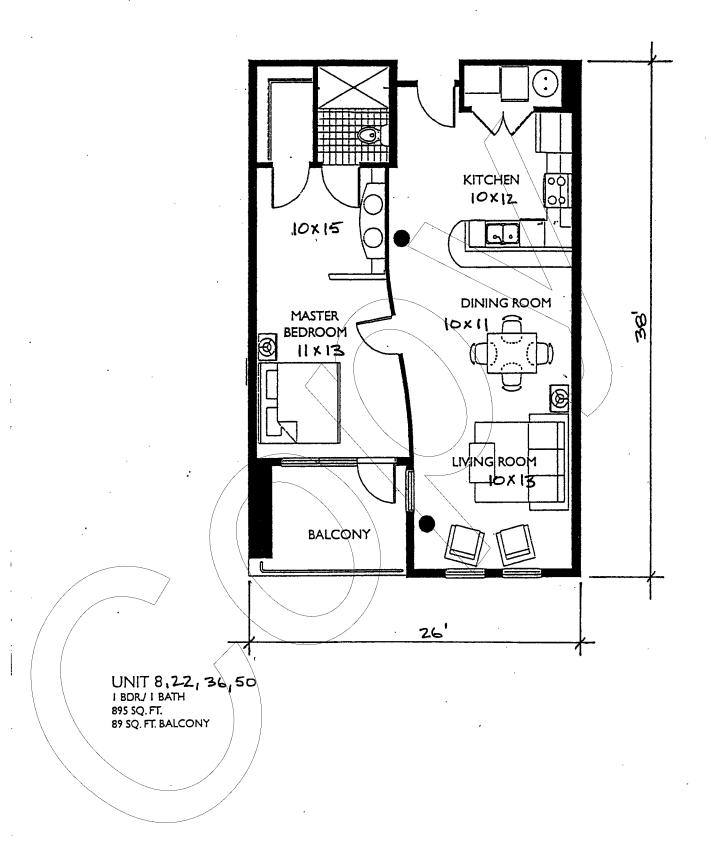


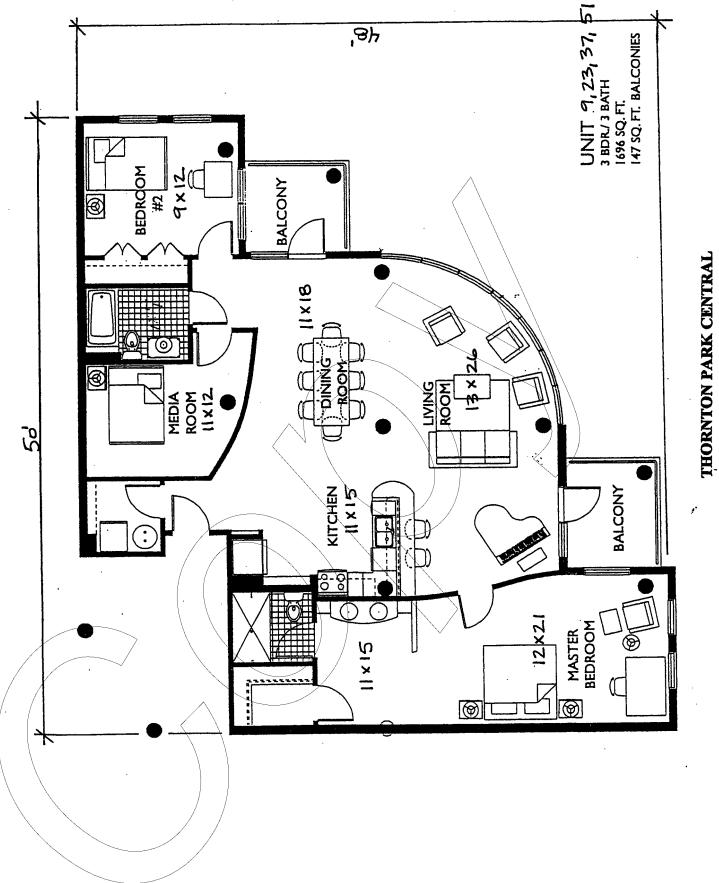












CONDO FLOOR PLANS

