# AMENDMENT TO DECLARATION OF CONDOMINIUM OF REGENCY AT BOCA POINTE, A CONDOMINIUM FOR PHASE 2

WHEREAS, REGENCY DEVELOPERS, a Florida general partnership (the "Developer"), filed the Declaration of Condominium of REGENCY AT BOCA POINTE, A CONDOMINIUM, recorded in Official Records Book 5315, Page 0312, Public Records of Palm Beach County, Florida; and

WHEREAS, the Developer desires to add Phase 2 to condominium ownership pursuant to the plan of phasing of Regency at Boca Pointe, A condominium;

NOW, THEREFORE, the Developer, as the owner of the property described and shown on the plot plan, survey and graphic descriptions attached hereto and made a part hereof as Exhibit "A" (the "Property"), hereby submits the Property, upon recordation of this Amendment, to condominium ownership under the Declaration of Condominium of Regency at Boca Pointe, A Condominium.

Because of the addition of Phase 2, the percentage share of each unit in the common elements, common expenses and common surplus in the Condominium is 1/96.

IN WITNESS WHEREOF, the Developer has caused these presents to be signed in its names)

Signed, sealed and delivered in the presence of:

DEVELOPER:

REGENCY DEVELOPERS, a Florida general partnership

By: REGENCY AT BOCA POINTE, LTD., a Florida limited partnership as its general partner

REGENCY AT BOCA POINTE,
DEVELOPMENT CORP., a
Florida corporation, as
general partner

Morris Richter President

Eller J. Spisem

STATE OF FLORIDA

:SS

COUNTY OF PALM BEACH)

The foregoing instrument was acknowledged before me this 23rd day of October, 1987, by Morris Richter, as President of REGENCY AT BOCA POINTE DEVELOPMENT CORP., a Florida corporation, as general partner of REGENCY AT BOCA POINTE, LTD., a Florida limited partnership as general partner of REGENCY DEVELOPERS, a Florida general partnership.

WILL CALL ATS" #26
FOR BROAD AND CASSEL (S
7777 W. GLADES ROAD
BOCA RATON, FL 33434

Prepared By & Return To: JAMES J. WHEELER, ESQUIRE Broad and Cassel 7777 Glades Road Suite 300 Boca Raton, FL 33434 Notary Public

State of Florida at Large My Commission Expires:



MY COMMISSION EXP. OCT. 25, 1988

# Certificate of Surveyor REGENCY AT BOCA POINTE A CONDOMINIUM PHASE II STATE OF FLORIDA COUNTY OF PALM BCH

Before me, the undersigned authority duly authorized to administer oaths and take acknowledgements, personally appeared DANIEL C. FORTIN, by me well known and known to me to be the person hereinafter described, who being by me first cautioned and sworn, deposes and says on oath as follows:

That he is a duly registered and duly licensed land surveyor authorized to practice under the laws of the State of Florida.

- 2. The construction of the improvements as shown on Sheets 5 thre 21 of the drawings to which this Certificate is sheets 5 thre 21 of the drawings to which this Certificate is appended is substantially complete, so that the survey of the land, of which a copy is attached to this Certificate as sheet 5, and the graphic description of the condominium property, as shown on Sheet 5, together with the provisions of the declaration describing the condominium property, is an accurate representation of the location and dimensions of such improvements, so that the identification, location and dimensions of the common elements and of each unit can be determined from these materials.
- 3. That the architectural plans used in the preparation of this Exhibit were prepared by Charles Sieger Architectural Offices A.I.A., 9300 Southwest 87th Avenue, Miami, Florida 33176 phone 305/274-2702 and dated 2-20-85.

4. That the elevations shown on each floor plan are based on mean sea level datum 1929 general adjustment, of the United States Coast and Geodetic Survey.

FURTHER AFFIANT SAYETH NAUGHVD

panielsC. Fortin, Vice President For The Firm

Professional Land Surveyor No. 2853 State of Florida

Sworn to and subscribed before me day of ltoher

Commission expires:

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#### Fortin, Leavy, Skiles, Inc.

Consulting Engineers & Land Burveyors

- 855 South Federal Highway / Boca Raton, Florida 33432 180 Northeast 188th Street / North Mismil Beach, Florida 33162
- Dade 653-4493 / Broward 463-7180 / Boca Raton 365-7378 aevieed: 10:10-87 Ae-built 871209 - 5289

sheet I at 22

#### REGENCY AT BOGA POINTE A CONDOMINIUM

A portion of Tract A and all of Tract B; REGENCY AT BOCA POINTE, according to the Plat thereof as recorded in Plat Book 54, at page 17 & 18, of the Public Records of Palm Beach County, Florida, lying and being in Section 33, Township 47 South, Range 42 East, Palm Beach County, Florida, being more particularly described as follows:

South, Range 42 East, Paim Beach County, Florida, being more particularly described as follows:

Best at the Southwest corner of said Tract B, the following three (3) courses being along the Southerly line of said Iract B & Tract A; (1) thence South 75°-01'-53" East for 666.09 feet; (2) thence South 01°-07'-20" East for 90.00 feet; (2) thence North 88°-52'-40" East along the Northerly 1914-01-way line of SW 18th Street for 10.00 feet to the Southwesterly corner of said Tract "A" also being the Southwesterly corner of said Tract "A" also being the Southwesterly corner of Iract S-1, PROMENADE AT BOCA POINTE NO.-1, according to the Plat thereof as recorded in Plat Bock 45, at pages 119 & 120, of the Public Records of Paim Beach County, Plorida, the following three (3) courses being along the Eastern's line of said Tract A and the Westerly line of said Iract S-1; (1) thence North 01'-07'-20" West for 90.00 feet to a Point of Curvature; (2) thence Northwesterly along a 178.37 foot radius curve leading to the left through a central angle of 38°-11'-50" for an arc of 118.91 feet to a point of Keverse curvature; (3) thence Northwesterly along a 178.37 foot radius curve leading to the right through a gentral angle of 73°-56'-41" for an arc of 291.09 feet; thence Northeasterly along said 715.00 foot radius curve leading to the right through a central angle of 73°-56'-41" for an arc of 96.38 feet; thence North 00°-50'-30" East for 715.00 feet; thence Northeasterly along said 715.00 foot radius curve concave to the Southwest whose radius point bears South 45'-22'-29" West for 112.05 feet; the following three (3) courses being along the Northerly along said 112.05 foot radius curve concave to the Southwest whose radius point bears South 40°-20'-05" West for 120.34 feet; (4) thence South 85°-53'-14" West for 210.34 feet; (4) thence South 85°-53'-14" West for 210.34 feet; (4) thence South 40°-14'-40" South 60.32 feet to a Point of Inagency; (2) thence Northerly along the Westerly line of Said Iract A & Tract B; (1) thence Sou

Containing 295,596 square feet or 6,7806 acres, more or less.

#### SURVEYOR'S NOTES:

- Bearings shown hereon are based on said that Book 54, page 17 & 18, Palm Beach County, Florida.
- Lands shown hereon were not abstracted for easements and/or rights-of-way of records.
- This is not a "Sketch of Survey" but only depiction of the description shown hereon. a graphic

#### SURVEYOR'S CERTIFICATION:

We hereby certify that the attached "Sketch of Description" of the above described parcel of land is true and correct to the best of our knowledge and belief as prepared on October 5, 1987, under our direction and complies with the minimum technical standards set forth by the State of Florida Board of Land Surveyory.

FORTING LEAVY, SKILES, INC.

'NOT VALID UNLESS SEALED"

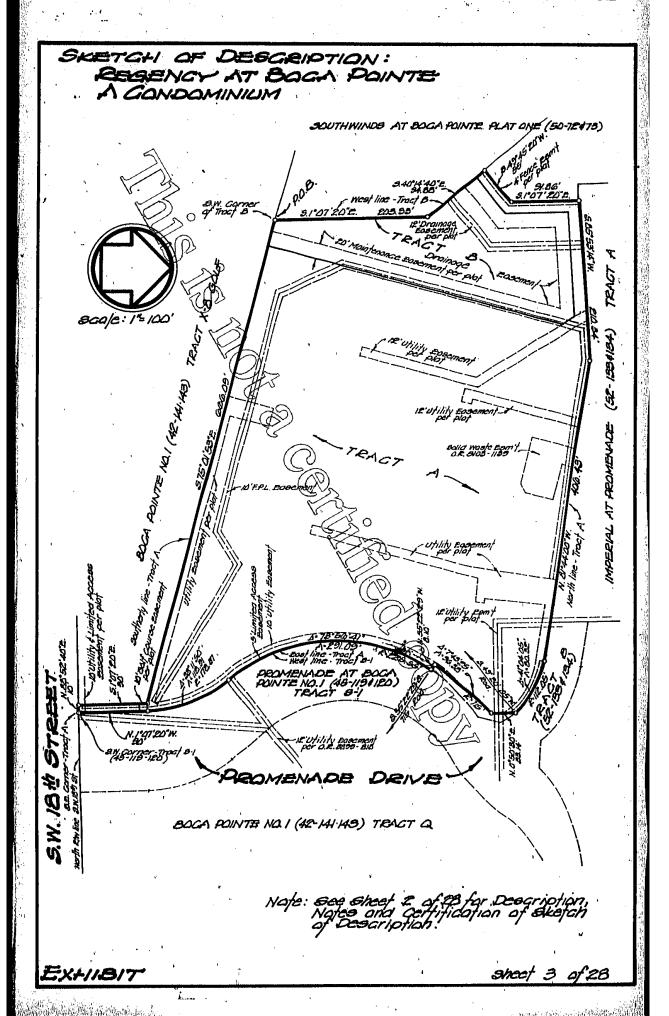
Daniel C. Fortin, For The Firm Professional Land Surveyor No. 2853 State of Florida

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DESCRIPTION



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#### REGENCY AT BOCA POINTE A GONDOMINIUM PHAGE II

A portion of Tract "A"; REGENCY AT BOCA POINTE, according to the Plat thereof as recorded in Plat Book 54, at page 17 & 18, of the Public Records of Palm Beach County, Florida, lying and being in Section 33, Township 47 South, Range 42 East, Palm Beach County, Florida, being more particularly described as follows:

Containing 128,479 square feet or 2.9495 acres. \_more or less. SURVEYOR'S NOTES:

Bearings shown hereon are based on said Plat Book \$4, page 17 & 18, Palm Beach County, Florida.

 Lands shown hereon were not abstracted for easements and/or rights-of-way of records.

#### SURVEYOR'S CERTIFICATION:

We hereby certify that the attached "Sketch of Survey" of the above described parcel of land is true and correct to the best of our knowledge and belief as surveyed on October 5, 1987, under our direction and complies with the minimum technical standards set forth by the State of Florida Board of Land Surveyor.

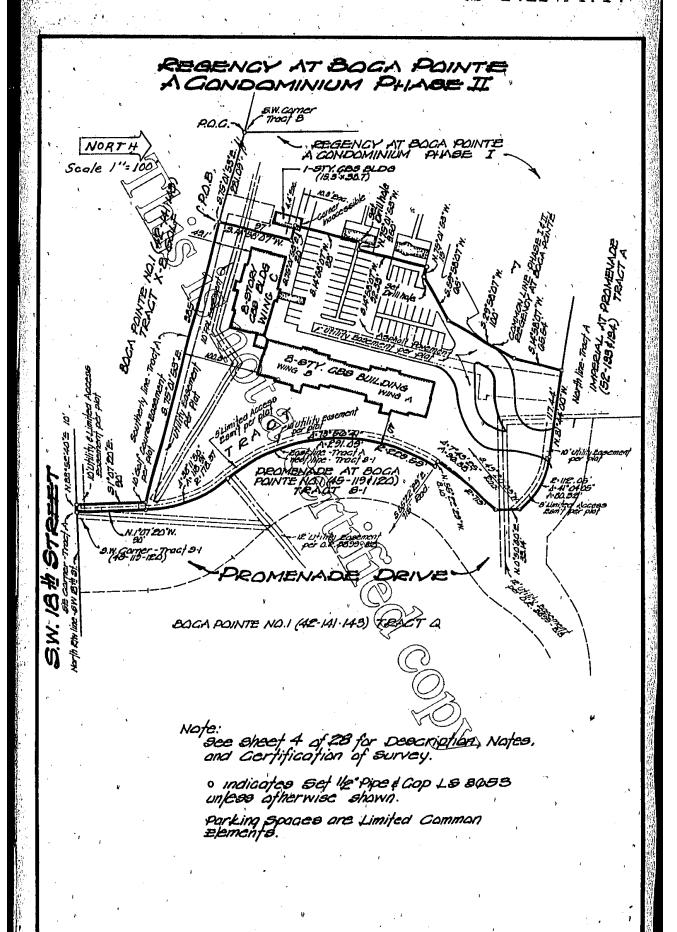
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Daniel C. Fortin, For The Firm Professional Land Surveyor No. 2053 State of Florida

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DESCRIPTION

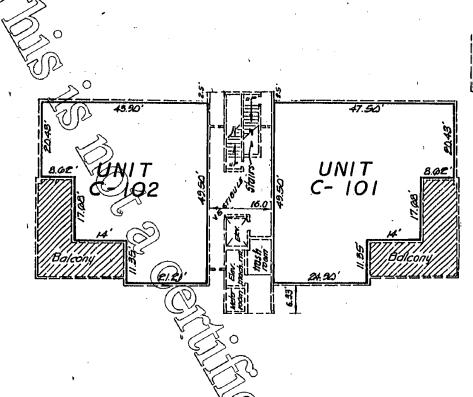


EXHIBIT

SURVEY

sheet 5 of ZB

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Each Condominium Unit consists of the space bounded by the Condominium Unit boundary lines as shown and by the firsted surfaces of the floor and ceiling.

FLOOR ELEVATION:

CEILING ELEVATION: 25.0

# LEGEND:

Condominium Unit boundary line.

alana manarakan handalah kandida

Common Element boundary line.

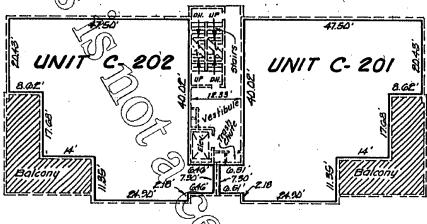
Limited Common elements.

GROUND FLOOR PLAN-WING SHEET 6 OF 28

EXHIBIT



WING II







Each Condominium boit consists of the space bounded by the Condominium Unit boundary lines as shown and by the Finished surfaces of the floor and ceiling.

FLOOR ELEVATION:

2575

CEILING ELEVATION: 33.4

#### LEGEND:

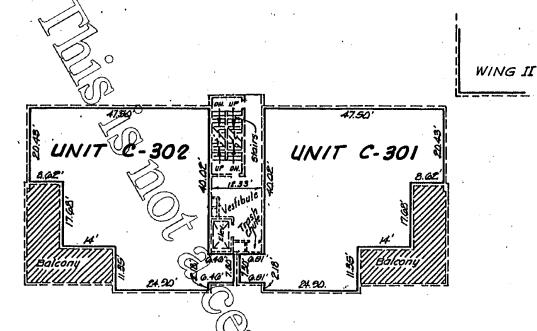
Condominium Unit boundary line.

Common Element boundary line.

WIIIIII

Limited Common elements.

2<sup>ND</sup> FLOOR PLAN - WING I EXHIBIT SHEET 7 OF 28



NOTES

Each Condominium that consists of the space bounded by the Condominium Unit boundary lines as shown and by the first shed surfaces of the floor and ceiling.

FLOOR ELEVATION:

CEILING ELEVATION: 42.46

#### LEGEND:

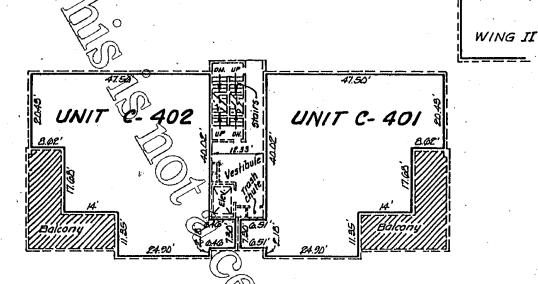
Condominium Unit boundary line.

Common Element boundary line.

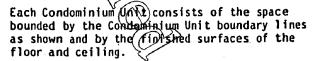
Limited Common elements.

Timi ted Common Glements

3RD FLOOR PLAN - WING I EXHIBIT SHEET & OF 28



<u>NOTES</u>



FLOOR ELEVATION:

13.12

CEILING ELEVATION: 51.35

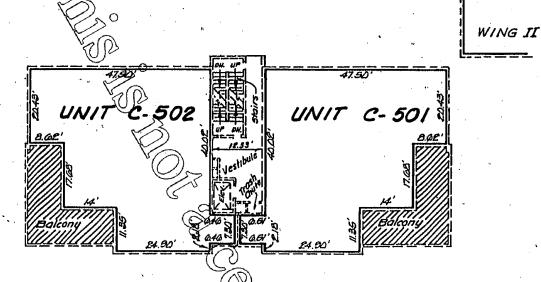
LEGEND:

Condominium Unit boundary line.

Common Element boundary line.

Limited Common elements.

4TH FLOOR PLAN - WING I EXHIBIT SHEET 9 OF 28



NOTES

Each Condominium (vii) consists of the space bounded by the Condominium Unit boundary lines as shown and by the finished surfaces of the floor and ceiling.

FLOOR ELEVATION:

CEILING ELEVATION: 60

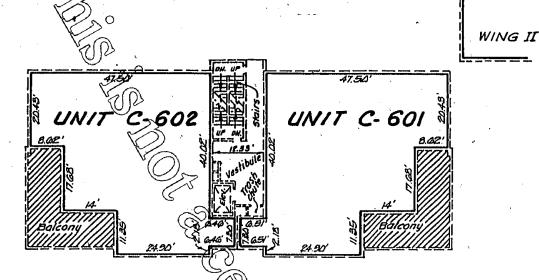
#### LEGEND:

Condominium Unit boundary line.

Common Element boundary line.

Limited Common elements.

5TH FLOOR PLAN - WING I EXHIBIT SHEET 10 OF 28



NOTES

Each Condominium Unit consists of the space bounded by the Condominium Unit boundary lines as shown and by the fraished surfaces of the floor and ceiling.

FLOOR ELEVATION:

6682

CEILING ELEVATION: 68

#### LEGEND:

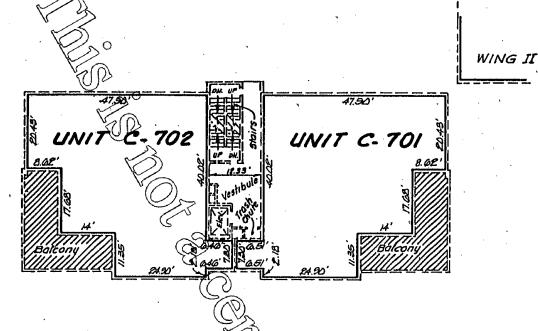
Condominium Unit boundary line.

Common Element boundary line.

LI LI

Limited Common elements.

6TH FLOOR PLAN - WING I EXHIBIT SHEET // OF 28



NOTES



Each Condominium Unit consists of the space bounded by the Condominium Unit boundary lines as shown and by the funished surfaces of the floor and ceiling.

FLOOR ELEVATION:

69,69

CEILING ELEVATION: 77.

#### LEGEND:

Condominium Unit, boundary line.

Common Element boundary line.

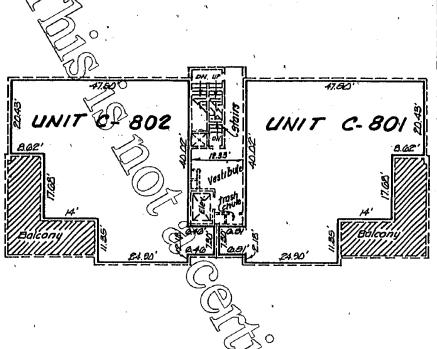
etitener og er den fallen er skrift.

, Limited Common elements.

7TH FLOOR PLAN - WING I SHEET 12 OF 28

WING II

#### REGENCY AT BOCA POINTE A CONDOMINIUM PHASE II



NOTES

Each Condominium Unit consists of the space bounded by the Condominium Unit boundary lines as shown and by the finished surfaces of the floor and ceiling.

FLOOR ELEVATION:

**CEILING ELEVATION:** 

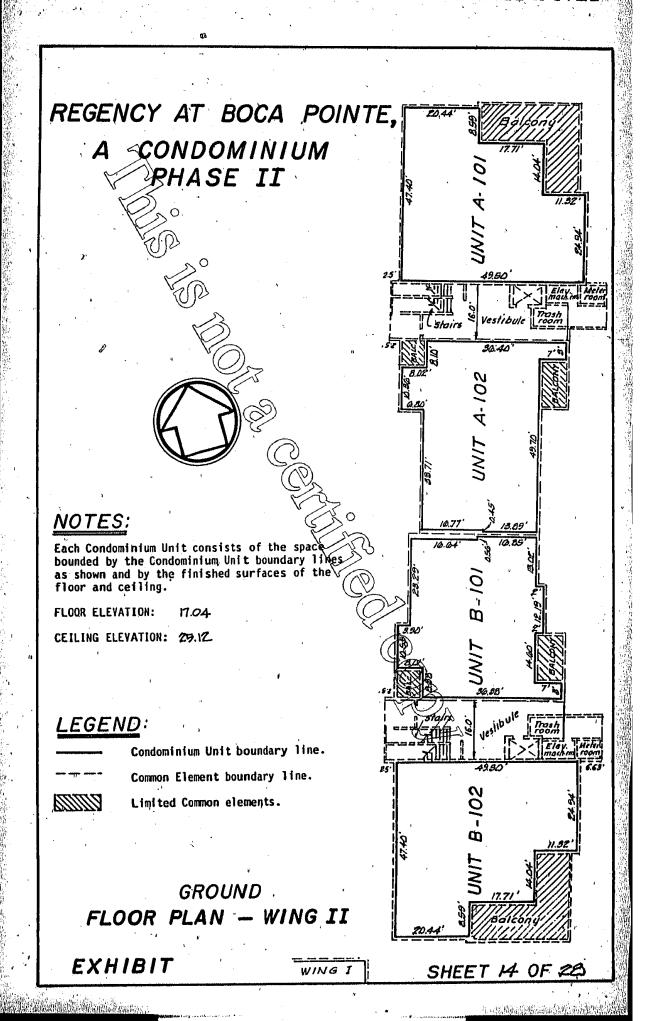
<u>.EGEND</u>:

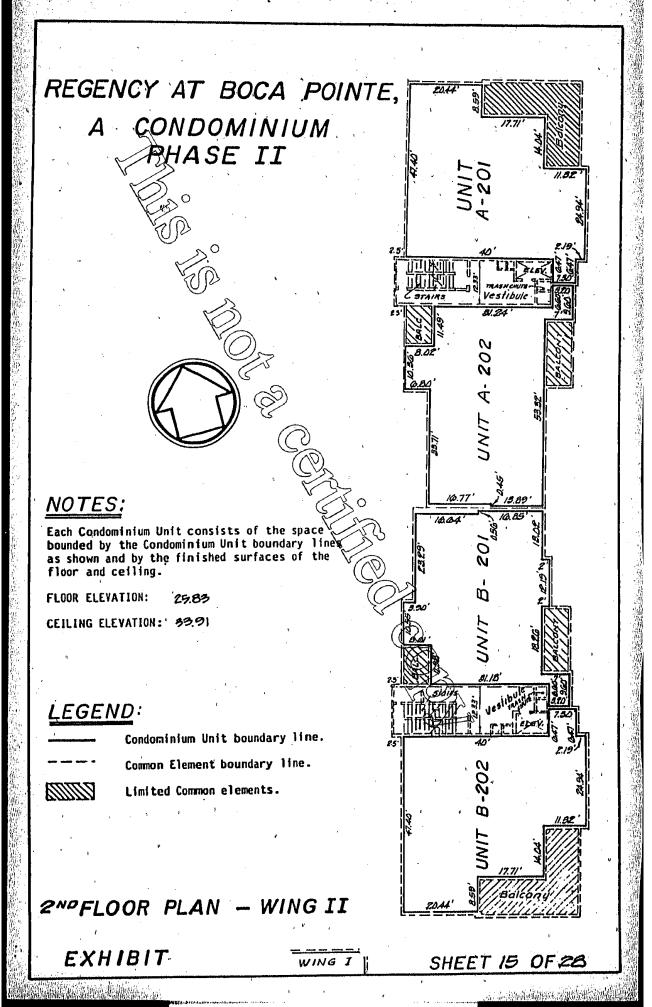
Condominium Unit boundary line.

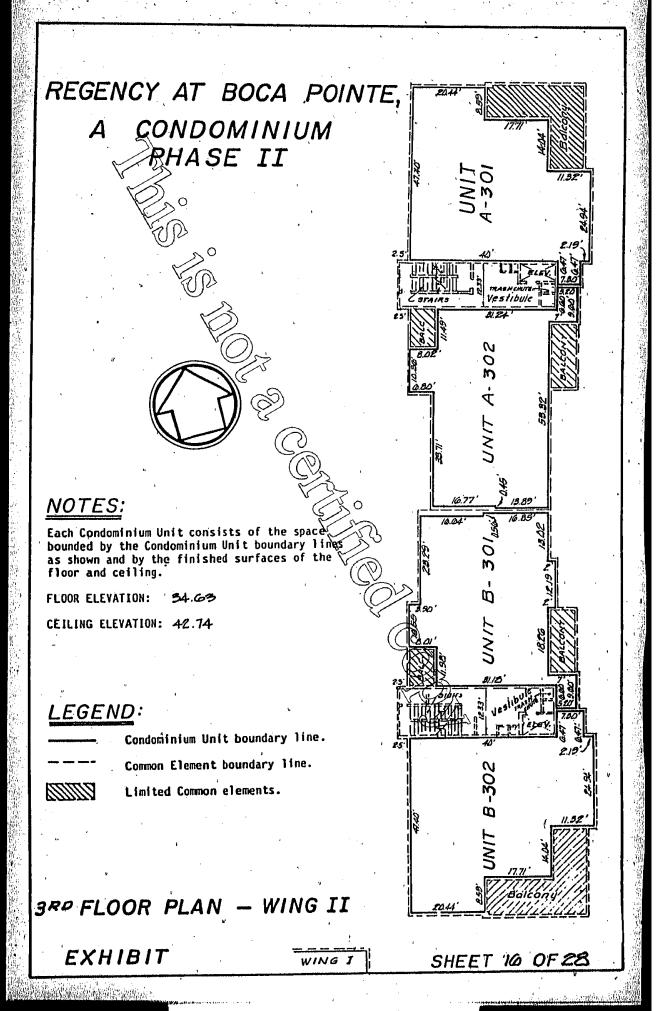
Common Element boundary line.

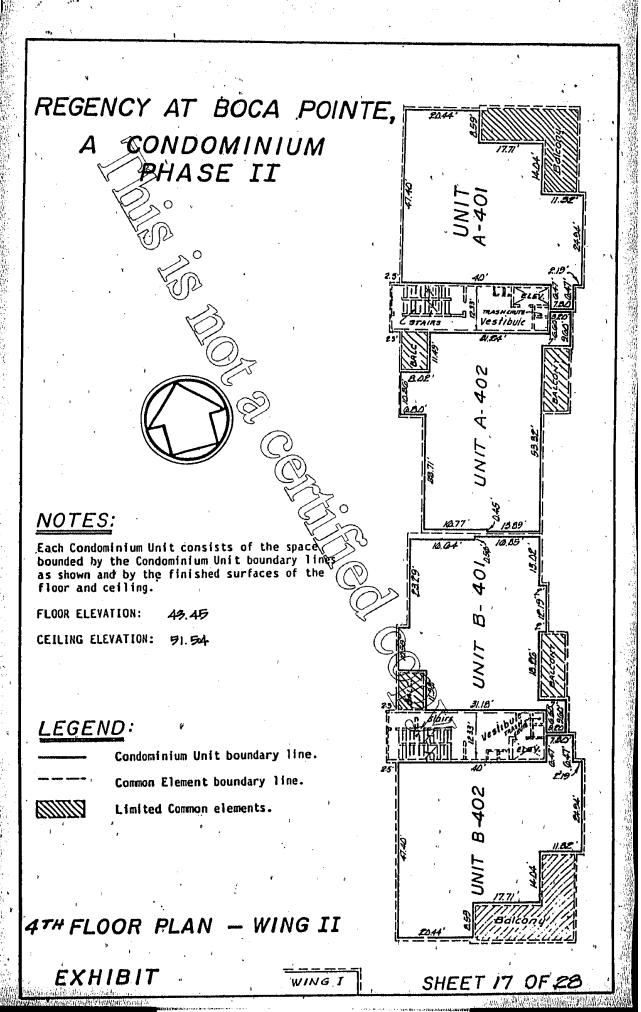
Limited Common elements.

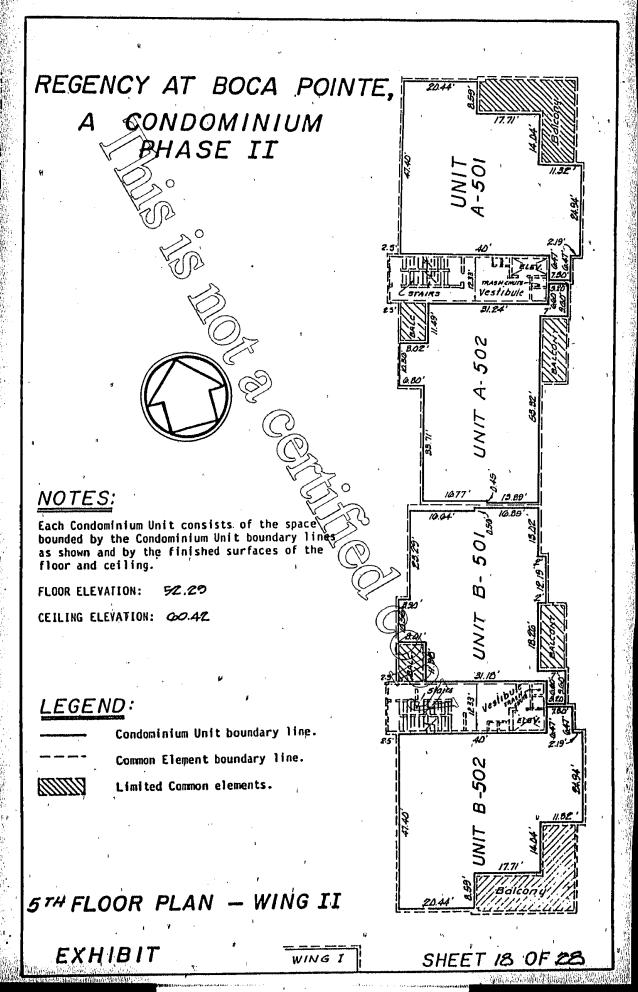
8TH FLOOR PLAN - WING I EXHIBIT SHEET 13 OF 28

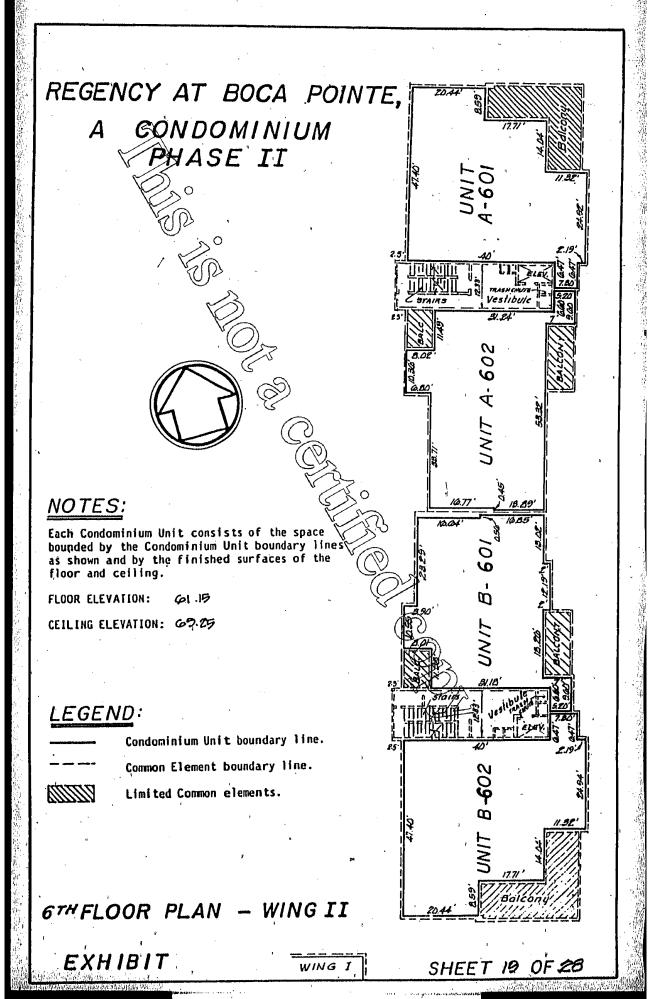


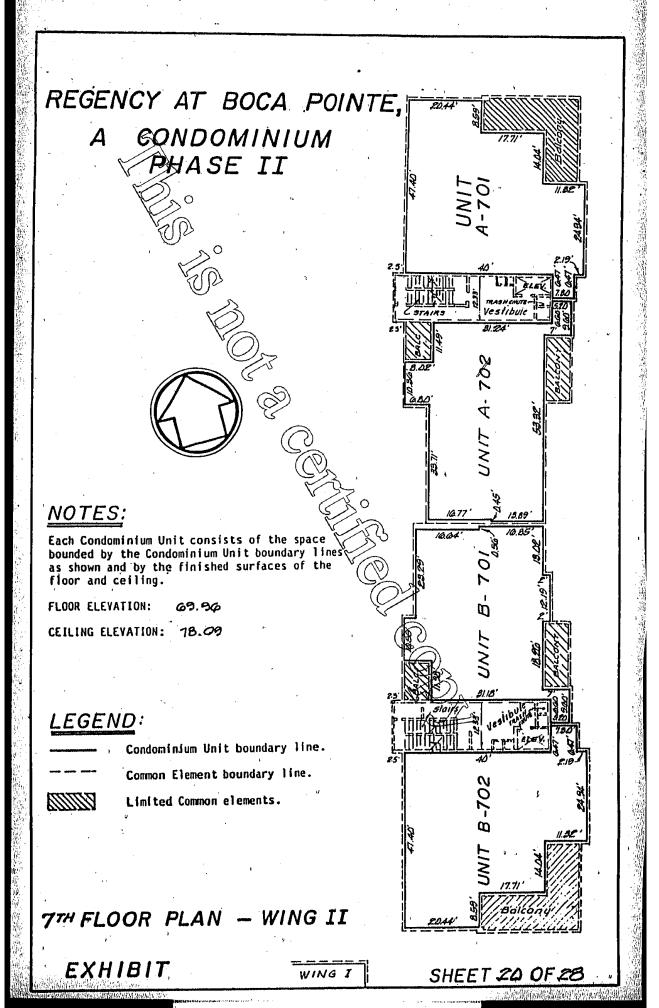


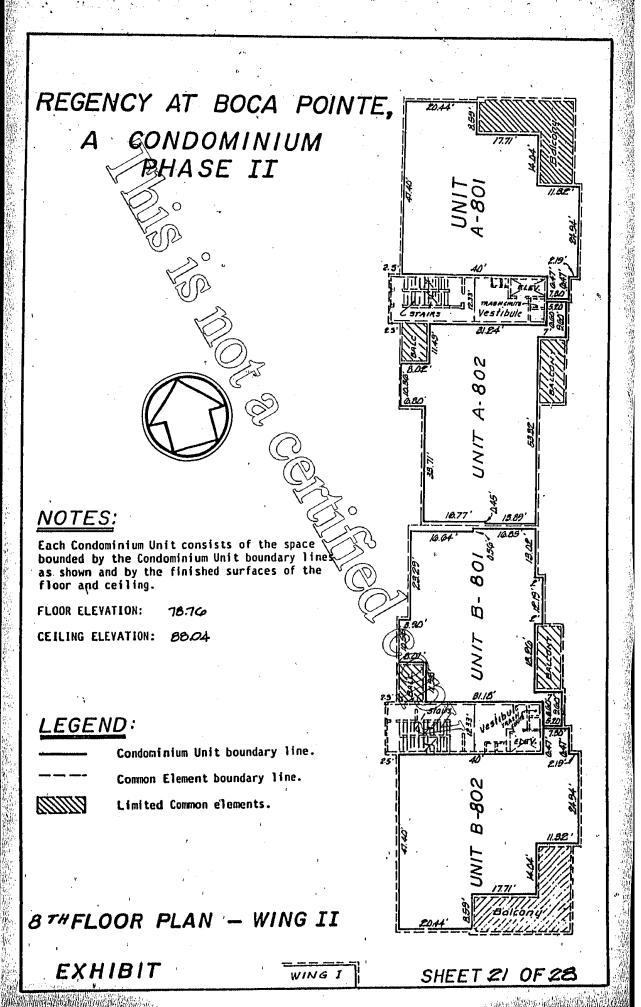






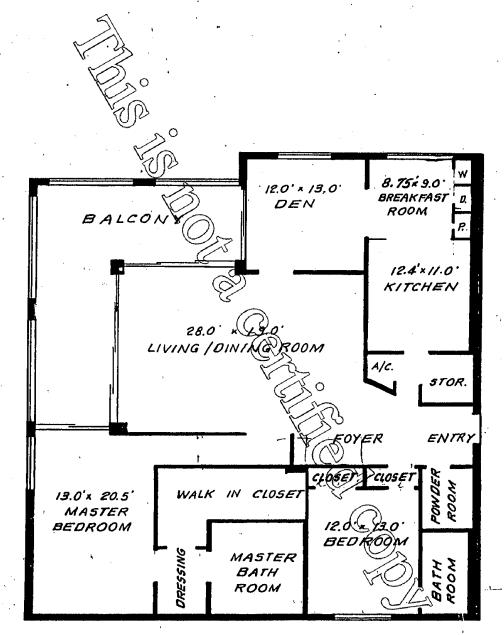






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# REGENCY AT BOCA POINTE A CONDOMINIUM PHASE II



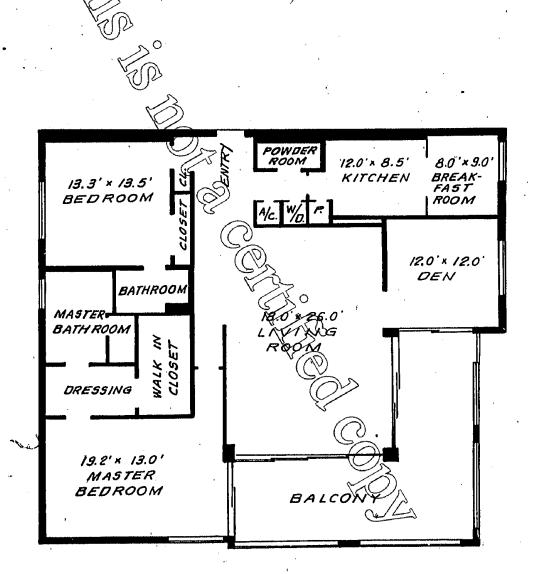
UNITS A-101 AND C-101 UNIT B-102 IDENTICAL TO ABOVE BUT REVERSED.

DIMENSIONS ARE APPROXIMATE

<u>REGENCY</u> <u>APT. "R" SPECIAL</u> TYPICAL FLOOR PLAN

EXHIBIT

SHEET 22 OF 28



UNIT C-102

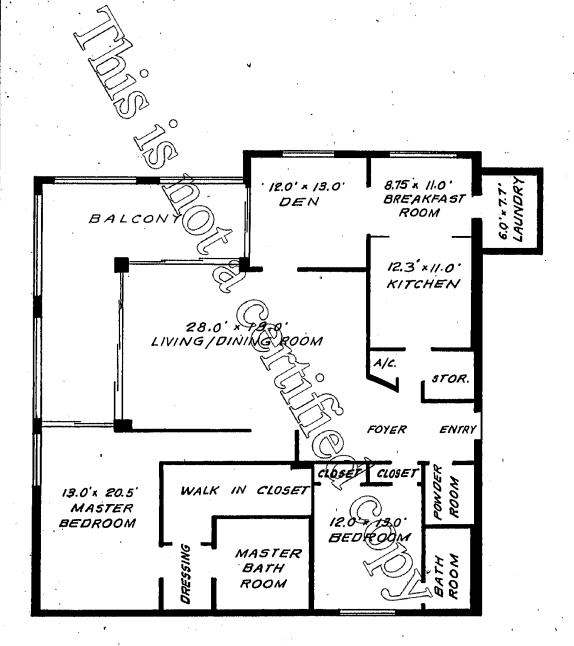
DIMENSIONS ARE APPROXIMATE

REGENCY
APT. "R" MODIFIED REVERSE

TYPICAL FLOOR PLAN

EXHIBIT

SHEET 23 OF 28



UNITS C-201 TO C-801 A-201 TO A-801 UNITS C-202 TO C-802 B-202 TO B-802 IDENTICAL TO ABOVE BUT REVERSED.

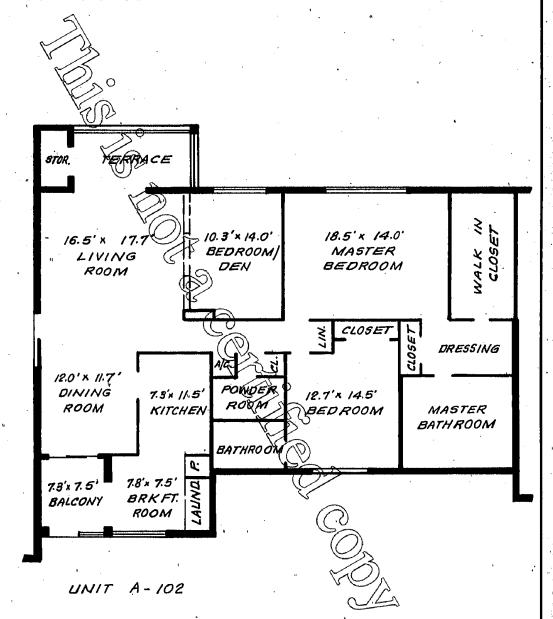
DIMENSIONS ARE APPROXIMATE

REGENCY
APT. "R"
TYPICAL FLOOR PLAN

EXHIBIT

SHEET 24 OF 28

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DIMENSIONS ARE APPROXIMATE

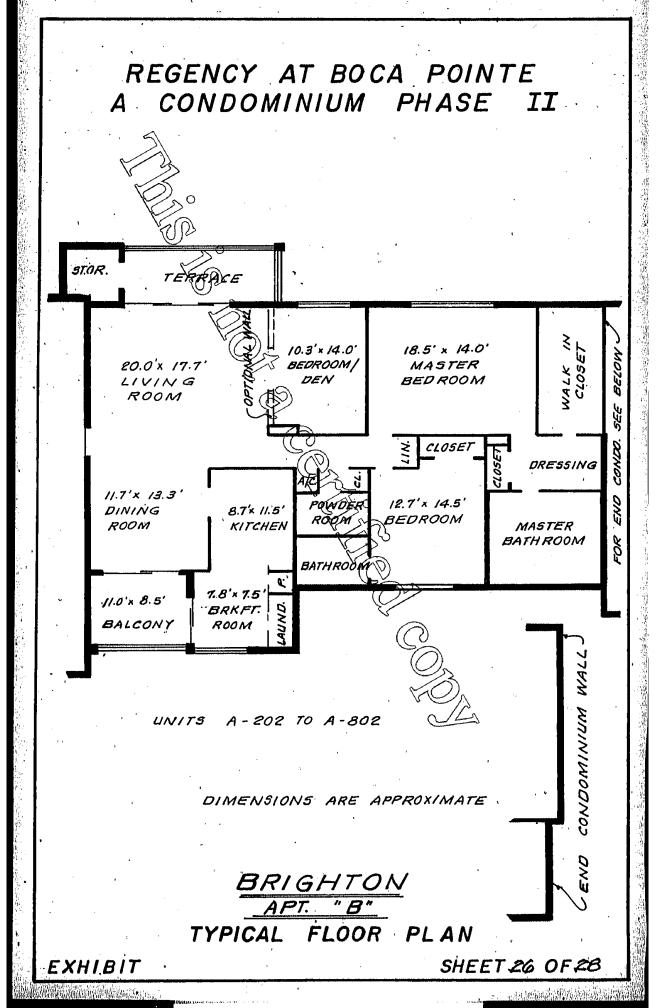
BRIGHTON

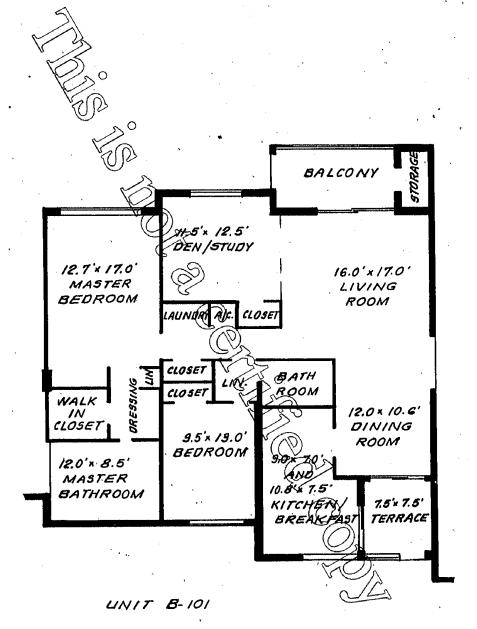
APT. 'B' MODIFIED

TYPICAL FLOOR PLAN

EXHIBIT

SHEET 25 OF 28





DIMENSIONS ARE APPROXIMATE

CAMBRIDGE

APT. "C" MODIFIED REVERSE

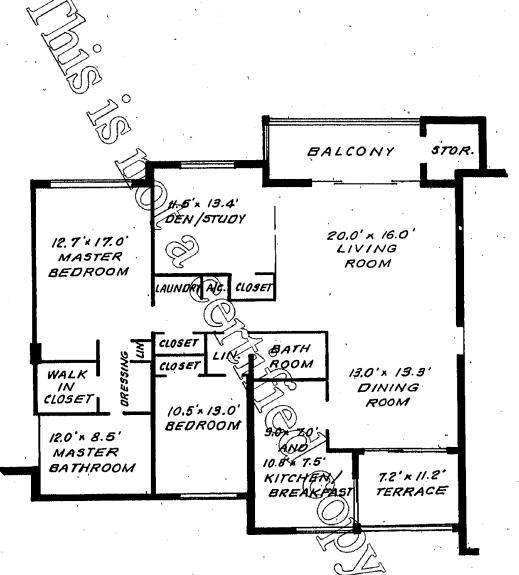
TYPICAL FLOOR PLAN

EXHIBIT

SHEET 27 OF 28

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UNITS B-20! TO B-801

DIMENSIONS ARE APPROXIMATE

<u>CAMBRIDGE</u>

<u>APT. "C" REVERSE</u> F

TYPICAL FLOOR PLAN

RECORD VERIFIED
PALM BEACH COUNTY, FLA.
JOHN B. DUNKLE
CLERK CIRCUIT COURT

SHEET 28 OF 28

EXHIBIT

SDV/llc 10/19/87 101-4213-1

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#### CONSENT OF MORTGAGEE TO AMENDMENT TO DECLARATION OF CONDOMINIUM OF REGENCY AT BOCA POINTE, A CONDOMINIUM

WHEREAS, the undersigned ("Mortgagee") is the holder of a Mortgage, upon land in Palm Beach County, Florida (the "Mortgage"), executed by REGENCY DEVELOPERS, a Florida general partnership ("Mortgagor"). The Mortgage is a lien upon that certain tract of land more fully described in the Mortgage ("Mortgaged Property").

WREREAS; in accordance with the terms of the Declaration of Condominium of Regency of Boca Pointe, A Condominium, as recorded in Official Records Book 5315, Page 0312 et seq., (the "Declaration"), and pursuant to Chapter 718, Florida Statutes (the "Condominium Act") Mortgagor is submitting a portion of the Mortgaged Property to the condominium form of ownership by the amendment to Declaration of Condominium of Regency at Boca Pointe, A Condominium for Phase 2 (the "Amendment"), to which this Consent is attached.

NOW, THEREFORE, for good and valuable consideration, Mort-gagee agrees and pectares as follows:

- 1. Mortgagee bereby consents to the making, execution and recordation of the amendment.
- By consenting to the provisions of the Amendment, Mortgagee does not undertake or assume any of the obligations or responsibilities of the Mortgagor or anyone else under the Declaration, as amended, or (the Condominium Act of any owner of a Condominium Unit.
- 3. Nothing contained in this Consent is intended to affect, modify or impair the lien or priority of the Mortgage on any portion of the property encumbered by the Mortgage.
- 4. All of the terms and conditions of the Mortgage not expressly modified hereby, shall remain in full force and effect.

IN WITNESS WHEREOF, Mortgagee has executed this Consent this 29th day of October , 1987.

Signed, sealed and delivered in the presence of:

NATIONAL CANADA CORPORATION, a Delaware corporation (formerly known as Mercantile Canada Corporation a

Attest:

(CORPORATE SEAL)

STATE OF Jula

hlling kalamiokierken av Grenden (v.

COUNTY OF Jallan

The foregoing instrument was acknowledged before me this 2 g day of October 1987, by Steve M. Society, as Wie Planton, on behalf of the corporation.

Notary Public, State of

My Commission Expires:

RECORD VERIFIED PALM BEACH COUNTY, FLA. JOHN B. DUNKLE CLERK CIRCUIT COURT

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