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INSTRUMENT # 2005111799 3 PGS
2005 MAY 24 02:10 PM
KAREN E. RUSHING
CLERK OF THE CIRCUIT COURT
SARASOTA COUNTY, FLORIDA
MTAYLOR Receipt#631720

This Instrument Prepared By:
Margaret S. Frook, Esquire
Boone, Boone, Boone, Koda & Frook, P.A.
P.O. Box 1596
Venice, Florida 34284

Return



**AMENDMENT TO DECLARATION OF CONDOMINIUM
OF
MIRABELLA, A CONDOMINIUM**

KNOW ALL MEN BY THESE PRESENTS that Mirabella Condominiums, LLC, a Florida Limited Liability Company, the Developer described in that certain Declaration of Condominium of Mirabella, a Condominium, recorded in Official Records Instrument #2005008122, of the Public Records of Sarasota County, Florida (herein referred to as the "Declaration"), and the owner and holder of all the property described in Article V of the Declaration as Phase II on the date of execution and recording of the Declaration, and as the present owner and holder of the property described on Exhibit "A" attached to the Declaration, which property is in the aggregate designated "Phase II", in accordance with the provision of Article V of the Declaration, entitled Description of Condominium and Development Plan, and with the requirements of Chapter 718, Florida Statutes, does declare and submit to Condominium ownership the property described as "Phase II" on Exhibit "A" attached to the Declaration, declaring and making said Phase II a part of the Condominium and Condominium Property of Mirabella, a Condominium.

Each Unit in the Phase added by this amendment is identified in the Declaration on Exhibit "A", as originally recorded.

The share of the Common Elements, Common Expenses, Common Surplus and Termination Shares attributable to each Unit upon the addition of Phase II is established on Exhibit "B" attached to this Amendment and made a part hereof, and which designation is in accordance with and as an Amendment to Section 5.4(a) of the Declaration. Upon submission of additional phases to Condominium ownership, the percentage of the undivided ownership interest in the Common Elements appurtenant to each Unit of the prior Phases shall be automatically adjusted and the new percentage of the undivided ownership interest in the Common Elements appurtenant to each Unit Condominium at that time shall be determined by dividing one by the total number of Units which have been submitted to the Condominium ownership. When this Phase is added to the Condominium, each Unit in the Phases built will have appurtenant to it a one-fifty-sixth (1/56) undivided ownership interest in the Common Elements and Common Surplus. The adjusted fractional undivided ownership interest in the Common Elements attributable to each Unit shall be binding upon the Unit Owners, their grantees, assigns, successors, executors or heirs of each and every Unit previously submitted to Condominium ownership pursuant to the Declaration.

IN WITNESS WHEREOF, MIRABELLA CONDOMINIUMS, LLC, a Florida Limited Liability Company, has caused this Amendment to the Declaration of Condominium of Mirabella, a Condominium, adding Phase II, to be executed by its duly authorized officers and its seal to be affixed this 26 day of May, 2005.

WITNESSES:

MIRABELLA CONDOMINIUMS, LLC, a Florida Limited Liability Company

Sammy Lindemuth
Sammy Lindemuth
(Print Name)

By [Signature]
Michael W. Miller, as Managing Member

Barbara Fisher
Barbara Fisher
(Print Name)

STATE OF FLORIDA
COUNTY OF SARASOTA

The foregoing was acknowledged before me this 20th day of MAY, 2005, by Michael W. Miller, as Managing Member of Mirabella Condominiums, LLC, a Florida Limited Liability Company, on behalf of the company. He is personally known to me or produced N/A as identification.

Denise Marie Majka
Notary Public
(Print Name)

My Commission Expires:

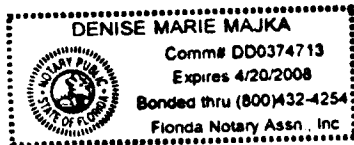


Exhibit "B"
to Amendment Adding Phase

As a result of the addition of Phase II of this Condominium, which has been accomplished by the amendment to which this Exhibit "B" is attached, there are now fifty-six (56) Units in and declared to be a part of this Condominium (24 in Phase I and now 32 in Phase II). In accordance with the formula set forth in Article VII of the Declaration, as originally recorded, the share of the Common Elements, Common Expenses, and Common Surplus attributable to each Unit in each of the Phases I and II (which Phase II is now part of this Condominium) is one-fifty-sixth (1/56).