



CFN:2001108644

06-01-2001 08:55 am

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This Instrument Prepared by
and Record and Return to:

John L. Soileau, Esq.
Watson, Soileau, DeLeo & Burgett & Pickles, P.A.
1970 Michigan Avenue,
Cocoa, Florida 32922

Scott Ellis

Clerk Of Courts, Brevard County

#Pgs: 2	#Names: 2	Serv: 0.00
Trust: 1.50	Rec: 9.00	Excise: 0.00
Deed: 0.00		Int Tax: 0.00
Mtg: 0.00		

CERTIFICATE OF AMENDMENT TO DECLARATION

OF

TIDEWATER CONDOMINIUM NO. 1

Pursuant to Section 718.112(1), Florida Statutes (2000), and the provision of the Declaration of Tidewater Condominium No. 1 ("Declaration") empowering the TIDEWATER CONDOMINIUM ASSOCIATION, INC. ("the Association") to manage and operate the TIDEWATER CONDOMINIUM NO.1, as established by the Declaration recorded in Official Records Book 2639, Page 1395, Public Records of Brevard County, Florida, and as thereafter amended, and further pursuant to the required approval of 100% of the Board of Directors at the duty-called meeting held on February 8, 2001, the undersigned hereby certify that the Declaration is amended as follows:

1. Section 16.7 of the Declaration is amended to read as follows:

No portion of a Unit (other than an entire Unit) may be rented. All leases of Units shall be on forms approved by the Association and shall provide that the Association shall have the right to terminate the lease upon default by the tenant in observing any of the provisions of this Declaration, the Articles of Incorporation and By-Laws of the Association, applicable rules and regulations, the Aquarina Covenants, or other applicable provisions of any agreement, document or instrument governing the Condominium or administered by the Association or the community Services Association. The leasing of Units shall also be subject to the prior written approval of the Association. No lease of Units shall be approved for a term less than ~~three (3) months~~ one (1) year. Unit Owners wishing to lease their Units shall be required to place in escrow with the Association a sum to be determined from time to time by the Association which may be used by the Association to repair any damage to the Common Elements resulting from acts or omissions of tenants (as determined in the sole discretion of the Association). All Unit Owners will be jointly and severally liable with their tenants to the Association for any amount which is required by the Association to effect such repairs or to pay any claim for injury or damage to property caused by the negligence of the tenant. With respect to Unit leases, any balance remaining in the escrow account, less an administrative charge to be determined from time to time by the Association, shall be returned to the Unit Owner within sixty (60) days after the tenant and all subsequent tenants permanently move out. All lessees of the Units shall also comply with and be subject to the provisions of Section 17 hereof.

IN WITNESS WHEREOF, the Association has caused this instrument to be signed in its name and by its President and Secretary this 18 day of MAY, 2001,
for purposes of recording in the Brevard County Public Records as required by the Florida



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Condominium Act.

TIDEWATER CONDOMINIUM
ASSOCIATION, INC., a not for profit
Florida corporation:

By: *[Signature]*
RUSSELL KNOWLES, Secretary

By: *[Signature]*
O.H. GARZIELIA, President

Address: 7415 Aquama Beach Drive
Melbourne Beach FL 32951

STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 18 day of
May, 2001, by O.H. GARZIELIA, President of
Tidewater Condominium Association, Inc., on behalf of the corporation who produced
is known to me as identification and did not take an
oath.

[Signature]
NOTARY PUBLIC, State of Florida at Large
My Commission Expires:

GEORGIA A. KAUFFMAN
Notary Public, State of Florida
My comm. exp. Nov. 13, 2002
Comm. No. CC778464

STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 18 day of
May, 2001, by Russell Knowles, Secretary of
Tidewater Condominium Association, Inc., on behalf of the corporation who produced
is known to me as identification and did not take an
oath.

[Signature]
NOTARY PUBLIC, State of Florida at Large
My Commission Expires:

GEORGIA A. KAUFFMAN
Notary Public, State of Florida
My comm. exp. Nov. 13, 2002
Comm. No. CC778464