FERGESON, SKIPPER, SHAW, KEYSER, BARON & TIRABASSI, P.A.

DOUGLAS R. BALD (5) DAVID J. BARON (I) JAMES O. FERGESON, JR. (2) RICHARD R. GANS (4) STEPHEN B. KEYSER (3) DAVID S. MAGLICH (1) (6) MATTHEW B. MAYPER ANDREW SHAW J. RONALD SKIPPER (4) E. RALPH TIRABASSI (3)

1515 RINGLING BOULEVARD, SUITE 1000 SARASOTA, FLORIDA 34236

> MAILING ADDRESS: P. O. BOX 3018 SARASOTA, FLORIDA 34230 TELEPHONE (941) 957-1900 TELEFAX (941) 957-1800

mmayper@fsskbt.com

November 2, 1999

LONGBOAT KEY OFFICE: 544 BAY ISLES ROAD LONGBOAT KEY, FLORIDA 34228

PORT CHARLOTTE OFFICE: 18401 MURDOCK CIRCLE PORT CHARLOTTE, FLORIDA 33948

- (1) BOARD CERTIFIED CIVIL TRIAL LAWYER
- (2) BOARD CERTIFIED TAX LAWYER
- (3) BOARD CERTIFIED REAL ESTATE LAWYER
- (4) BOARD CERTIFIED WILLS, TRUSTS AND ESTATES LAWYER
- (5) BOARD CERTIFIED APPELLATE LAWYER
- (6) BOARD CERTIFIED BUSINESS

LITIGATION LAWYER

Corporate Records Bureau **Division of Corporations** Department of State P. 0. Box 6327 Tallahassee, FL 32314

Re:

Tortuga Club, Inc. File No. 7502/13758 0000003035660--11/04/99--01097--007 *****43.75 *****43.75

Gentlemen:

Enclosed is an original and a copy of the Articles of Amendment to the Articles of Incorporation for the above-named corporation. In addition, a check in the sum of \$43.75 is enclosed which represents the following fees:

> Filing fee \$ 35.00 Certified copy \$ 8.75 Total \$ 43.75

Please file the original of the enclosed Articles of Amendment and return a certified copy undersigned in the enclosed self-addressed, stamped envelope.

Your prompt attention to this matter would be appreciated.

Very truly yours,

iew B. Mayper

MBM/map Enclosures

E. Ralph Tirabassi, Esquire

#218714

V SHEPARD NOV 1 7 1999

FILED 99 NOV -4, AM 8: 18 SECRETARY OF STATE TALLAHASSEE, FLORIDA

ARTICLES OF AMENDMENT TO THE ARTICLES OF INCORPORATION OF TORTUGA CLUB, INC.

The following provisions of the Articles of Incorporation of Tortuga Club, Inc., a Florida not-for-profit corporation, executed on November 10, 1973, are hereby amended in the following particulars:

- 1. Subparagraph 3.2 (f) is amended to read as follows:
 - 3.2 (f) To make and amend reasonable regulations respecting the use of the property in the Condominium as necessary or desirable to protect the health, safety and physical and mental well-being of the residents of the Condominium; provided, however, that all such regulations and amendments thereto shall be approved by not less than 66 and 2/3% of the votes of the entire Board of Directors and provided further that no such regulation or amendment thereto shall conflict with any specific provision of the Declaration of Condominium, Articles of Incorporation or Bylaws.
- 2. Paragraph 5.1 is amended to read as follows:
 - Board of Directors. The affairs of the Association shall be managed by the Board consisting of the number of Directors determined by the Bylaws, but not less than three (3) Directors, and in the absence of such determination shall consist of three (3) Directors. Directors must be members of the Association.
- 3. Subparagraph 9.1(b) is amended to read as follows:
 - 9.1(b) A resolution for the adoption of a proposed amendment may be proposed either by the Board of Directors or by not less than 10% of the members of the Association. Except as elsewhere provided, such approvals must be by not less than 66 and 2/3% of the vote of the entire membership of the Association, in person or by proxy.

The foregoing amendments were proposed by the Board of Directors and unanimously adopted by the members of the Corporation on June 30, 1999, which was a sufficient vote of approval pursuant to Article 9 of the Articles of Incorporation.

IN WITNESS WHEREOF, the undersigned President and Secretary of this Corporation have executed these Articles of Amendment on	
Myste Jacker Witness Witness Witness	David North
Witness Witness Witness	Janes O Karam Secretary
STATE OF FLORIDA COUNTY OF COUNTY OF	
The foregoing instrument was acknowledge by some as President of is personally known to one or who has produced	Print Name Print Name Average Club, Inc., a Florida corporation, who as identification. Print Name Average Commission # CC 717095 EXPIRES: February 17, 2002 Borded Thru Notary Public Underwriters My Commission Trulies
STATE OF FLORIDA COUNTY OF Jarenola	
The foregoing/instrument was acknowledge by Assertance as Secretary who is personally known to me or who has produced	y of Tortuga Club, Inc., a Florida corporation.
#31870Q	Print Name C 6AR2 Q. BRUMELLE CO Notary Public MY COMMISSION & CC 717095 EXPIRES: February 17, 2002 Serial No. if any Bonded Thru Notary Public Underwriters My Commission Expires: