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FROM: MOMBACH, BOYLE & HARDIN, P.A.

ACCT#: 074143000064

CONTACT: DEAN A BROOKS

PHONE: (954)467-2200

FAX #: (954)467-2210

NAME: THE FOUNTAINS AT DELRAY BEACH, LTD.

AUDIT NUMBER.....H97000020973

DOC TYPE.....LIMITED PARTNERSHIP AMENDMENT

CERT. OF STATUS..0

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AMENDED AND RESTATED  
CERTIFICATE OF LIMITED PARTNERSHIP OF  
THE FOUNTAINS AT DELRAY BEACH, LTD.

1. THE FOUNTAINS AT DELRAY BEACH, LTD.

(Name of Limited Partnership; must contain a suffix such as  
"Limited", "Ltd." or "Limited Partnership")

2. 1500 N.W. 49th Street, Suite 500, Fort Lauderdale, Florida 33309

(The Business address of Limited Partnership)

3. Conrad J. Boyle

(Name of Registered Agent for Service of Process)

4. 500 East Broward Boulevard, Suite 1950, Ft. Lauderdale, FL 33394

(Florida Street Address for Registered Agent)

5.

(Registered Agent must sign here to accept designation as  
Registered Agent for Service of Process.)

6. 1500 N.W. 49th Street, Suite 500, Fort Lauderdale, Florida 33309

(The Mailing Address of the Limited Partnership.)

## 7. The latest date upon which the Limited Partnership is to be dissolved is December 31, 2047.

## 8. NAME OF GENERAL PARTNER

## SPECIFIC ADDRESS

Military Trail Apartments, Inc.,  
a Florida corporation

1500 N.W. 49th Street  
Suite 500  
Fort Lauderdale, FL 33309

Keiser Fountains, Inc., a Florida  
corporation

1500 NW 49th Street  
Suite 100  
Fort Lauderdale, FL 33309

## 9. The date of the filing of the original Certificate of Limited Partnership was July 9, 1997 under the name Fountain View, Ltd. as amended by a Certificate of Amendment to Certificate of Limited Partnership filed September 10, 1997 amending the name of the Partnership to The Fountains at Delray Beach, Ltd.

## 10. This Amended and Restated Certificate of Limited Partnership amends and supersedes the prior Certificate of Limited Partnership and Amendments thereto.

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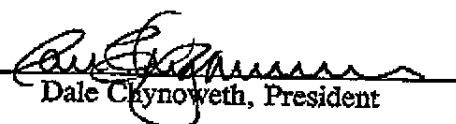
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11. This Amended and Restated Certificate of Limited Partnership has been duly approved by all the general partners of the Partnership and is being filed in accordance with Section 620.109 Florida Statutes.

Signed this 18<sup>th</sup> day of December, 1997.

Signature of general partners:

MILITARY TRAIL APARTMENTS, INC.,  
a Florida corporation

By   
Dale Chynoweth, President

KEISER FOUNTAINS, INC.,  
a Florida corporation

By   
Arthur Keiser, President

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December 17, 1997

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## AFFIDAVIT OF CAPITAL CONTRIBUTIONS

BEFORE ME, the undersigned, Dale Chynoweth, as President of Military Trail Apartments, Inc., a Florida corporation, a general partner of The Fountain at Delray Beach, Ltd., a Florida limited partnership, certifies as follows:

The amount of capital contributions to date of the limited partners is \$1,000.00.

The total amount of capital contributions to date plus the amount anticipated to be contributed by the limited partners is \$7,500.00.

Dated this 18<sup>th</sup> day of December, 1997.

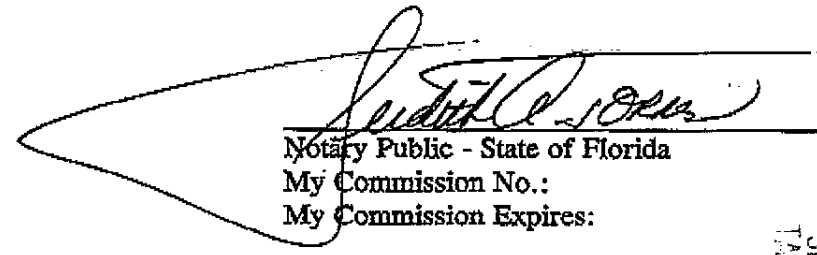
Under the penalties of perjury we declare that we have read the foregoing and that the facts alleged are true to the best of our knowledge and belief.

MILITARY TRAIL APARTMENTS, INC.,  
a Florida corporation

By: 

Dale Chynoweth, President

SWORN TO and SUBSCRIBED before me this 18<sup>th</sup> day of December, 1997 by Dale Chynoweth, as President of Military Trail Apartments, Inc., a Florida corporation, who is personally known to me or who has provided a \_\_\_\_\_ driver's license as identification.

  
Notary Public - State of Florida

My Commission No.:

My Commission Expires:

G:\WP8\KEENAN\FOUNTAIN.VIE\CAPCONTR-LP-2.wpd  
December 17, 1997



JUDITH A. TORRES  
COMMISSION # CC 671025  
EXPIRES JUN 16, 1999  
BONDED THRU  
ATLANTIC BONDING CO., INC.

TALLAHASSEE, FLORIDA  
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