

CFN 20050196728 OR BK 18368 PG 1806 RECORDED 04/06/2005 09:59:52 Palm Beach County, Florida Sharon R. Bock, CLERK & COMPTROLLER Pgs 1806 - 1818; (13pgs)

This instrument prepared by and return to:

Joseph F. Scalo, Esq. The Ritz-Carlton Development Company, Inc. 6649 Westwood Boulevard Orlando, Florida 32821 (407) 206-6000

# FOURTH AMENDMENT TO DECLARATION OF CONDOMINIUM OF EAGLE TREE CONDOMINIUM

THIS FOURTH AMENDMENT TO DECLARATION OF CONDOMINIUM OF EAGLE TREE CONDOMINIUM ("Fourth Amendment") is made by RBF, LLC, a Delaware limited liability company ("Developer").

WHEREAS, the Declaration of Condominium of EAGLE TREE CONDOMINIUM was recorded in Official Records Book 15778, Page 22 in the Public Records of Palm Beach County, Florida, as amended from time to time (the "Declaration"); and

WHEREAS, the Declaration was amended by that certain First Amendment to Declaration of Condominium of EAGLE TREE CONDOMINIUM and was recorded in Official Records Book 16701, Page 0914 in the Public Records of Palm Beach County, Florida; and

WHEREAS, the Declaration was further amended by that certain Second Amendment to Declaration of Condominium of EAGLE TREE CONDOMINIUM and was recorded in Official Records Book 17557, Page 0343 in the Public Records of Palm Beach County, Florida; and

WHEREAS, the Declaration was further amended by that certain Third Amendment to Declaration of Condominium of EAGLE TREE CONDOMINIUM and was recorded in Official Records Book 18273, Page 1853 in the Public Records of Palm Beach County, Florida; and

WHEREAS, pursuant to Section 17.2 of Article XVII of the Declaration, the Developer has the right to amend the Declaration.

NOW, THEREFORE, Developer does hereby further amend the Declaration in the following manner:

- 1. Pursuant to the provisions of Section 19.5 of Article XIX of the Declaration, Developer hereby submits the property, described as Phase 5 in Exhibit "A" attached hereto, to the Condominium and declares that the improvements, which include the Common Elements and the Club Home Units, in Phase 5, as described in said Exhibit "A", are substantially complete.
- 2. In all other respects, the Declaration, as amended, shall remain unchanged and in full force and effect.

day of March, 2005.	Developer has executed this Fourth Amendment this
WITNESSES	"Developer"
Print Marner Celeste S. Penry Culste C. Berny Print Name: Linda Mottram Junda Wottsam	RBF, LLC a Delaware limited liability company  By: The Ritz-Carlton Development Company, Inc., a Delaware corporation Its: Principal Member By: Print Name: Joseph F. Scalo As its: Vice President
STATE OF FLORIDA ) SS. COUNTY OF ORANGE )	
State and County aforesaid, appeared JOSEP CARLTON DEVELOPMENT COMPANY, II RBF, LLC, a Delaware limited liability company	d authority authorized to take acknowledgments in the H F. SCALO, the VICE PRESIDENT of THE RITZ-NC., a Delaware corporation, the principal member of any, and he acknowledged that he executed this Fourth f Eagle Tree Condominium on behalf of the corporation mally known to me.
WITNESS my hand and seal thi	25 day of March, 2005.
(NOTARY SEAL)	(Notary Signature) (Notary Name Printed) NOTARY PUBLIC
Celeste C. Perry  Commission # DD359583  Expires: OCL 03, 2008  Bonded Taru  Atlantic Bonding Co., Inc.	Commission No.

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### MORTGAGEE

### JOINDER AND CONSENT

Marriott International Capital Corporation ("MICC"), having an address of Department 52/923, 10400 Fernwood Road, Bethesda, Maryland, 20817, being the owner and holder of a Mortgage, Assignment of Rents and Security Agreement given by RBF, LLC, a Delaware limited liability company, recorded on May 7, 2001, in Official Records Book 12526, Page 1349 of the Public Records of Palm Beach County, Florida (the "Mortgage"), and having previously joined in the execution of the Declaration of Condominium for Eagle Tree Condominium dated July 21, 2003, recorded on September 2, 2003 in Official Records Book 15778, Page 0022 of the Public Records of Palm Beach County, Florida (the "Declaration") as evidenced by its execution of that certain Mortgagee Joinder, Consent and Non-Disturbance dated July 21, 2003 attached to said Declaration hereby executes this Mortgagee Joinder and Consent dated this day of Machander and Consent to the provisions of the Fourth Amendment to the Declaration of Condominium of Eagle Tree Condominium dated 3/25, 2005 (the "Fourth Amendment") and its agreement to be bound hereby.

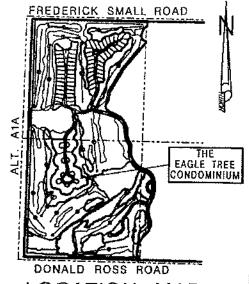
Signed, scaled and delivered in the presence of:	Marriott International Capital Corporation, a
Name: Nam H. Jan VIIOS.  Name: ANGELA M. O'DANIES	By Audie M. Mattei Title: Vice President
STATE OF MARYLAND COUNTY OF MONTGOMERY	
The foregoing instrument was acknowled to 2005, by pNDRED IN MATTE International Capital Corporation, a Delaware corpor is personally known to me or has produced	ation, on behalf of the corporation. He/She
(SEAL)	
JUDY A. KEANE  Notary Public State of MARYLAND  Commission Number:	Judy A. Keane, Notary Public Montgomery County State of Maryland My Commission Expires Aug. 1, 2005
V:\ORL535-Legal\Legal Shared\RCC-Jupiter\Florida - situs siate\Condo I	DecVoinder and ConsentsVoinder and Consent 4th

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THE EAGLE TREE CONDOMINIUM SECTION 19, TOWNSHIP 41 SOUTH, RANGE 43 EAST TOWN OF JUPITER, PALM BEACH COUNTY, FLORIDA PHASE V

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LOCATION MAP

# CERTIFICATION

I HEREBY CERTIFY THAT THE ENCLOSED SHEETS 1 THROUGH 10. INCLUSIVE. WHICH COMPRISE THIS EXHIBIT "A". RECORDED IN OFFICIAL RECORD BOOK PAGES\_ \_THROUGH\_ INCLUSIVE. RECORDS **PUBLIC** PALM OF BEACH COUNTY. FLORIDA A CORRECT REPRESENTATION OF THE IMPROVEMENTS DESCRIBED HEREIN TO INCLUDE THE COMMON ELEMENTS AND UNITS / CLUB HOMES. AND THAT THE CONSTRUCTION OF SAID IMPROVEMENTS IS SUBSTANTIALLY COMPLETE SUCH MATERIAL. TOGETHER WITH THE PROVISIONS THAT THIS OF DECLARATION OF CONDOMINIUM FOR THE EAGLE TREE CONDOMINIUM RECORDED IN OFFICIAL RECORD BOOK OF PALM BEACH COUNTY. FLORIDA. 15778. PAGE 22. PUBLIC RECORDS RESPECTIVELY. DESCRIBING CONDOMINIUM PROPERTY PROPERTY IS AN ACCURATE REPRESENTATION OF DIMENSIONS OF THE IMPROVEMENTS, AND THAT LOCATION AND IMPROVEMENTS. THAT IDENTIFICATION, LOCATION AND DIMENSIONS OF THE COMMON ELEMENTS OF EACH UNIT INCLUDED WITHIN SAID CONDOMINIUM DETERMINED FROM THESE MATERIALS.

HEREBY CERTIFY THAT THIS CONDOMINIUM BOUNDARY HAS BEEN PREPARED IN ACCORDANCE WITH THE MINIMUM TECHNICAL STANDARDS AS SET FORTH IN FLORIDA ADMINISTRATIVE CODE RULE 61G17-6. CHAPTER 718.104(e) STATUTES AND THAT FIND THERE ARE NO EASEMENTS. ENCROACHMENTS, OR USES AFFECTING THIS PROPERTY. THAT KNOWLEDGE OF OTHER THAN THOSE SHOWN AND DEPICTED THEREON.

DATE : FEBRUARY 14. 2005

RICHARD JEROME WILKIE

PROFESSIONAL SURVEYOR AND MAPPER STATE OF FLORIDA NO. 5327

SURVEYOR'S CERTIFICATION

LIDBERG LAND
SURVEYING, NC.

675 West Indiontown Road, Suite 200.
Apriler, Florida 33458 TEL, 561-745-8454

CAD. K:\UST \ 194143 \ RITZ \ 1321308 \ 1321308.DGM				
REF.				
FLD. <sub>J.P.</sub>	FB.	PG.	JDB	01-132-308
OFF. R.J.W.	459	44-47	DATE	02/14/05
CKD. D.C.L.	SHEET,	OF 10	DWG.	A01-132E

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# THE EAGLE TREE CONDOMINIUM

SECTION 19, TOWNSHIP 41 SOUTH, RANGE 43 EAST TOWN OF JUPITER, PALM BEACH COUNTY, FLORIDA PHASE V

# SURVEYOR'S NOTES:

- 1.) ELEVATIONS SHOWN HEREON ARE BASED ON NATIONAL GEODETIC VERTICAL DATUM OF 1929.
- 2.) WRITTEN DIMENSIONS HAVE PRECEDENCE OVER SCALED DIMENSIONS.
- 3.) UNIT BOUNDARIES

UPPER BOUNDARIES. THE IMAGINARY HORIZONTAL PLANE THROUGH THE HIGHEST POINT OF THE INTERIOR UNFINISHED LOWER SURFACE OF THE CEILING OF THE UNIT.

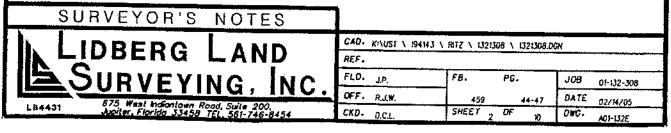
LOWER BOUNDARIES. THE IMAGINARY HORIZONTAL PLANE THROUGH THE LOWEST POINT OF THE INTERIOR UNFINISHED UPPER SURFACE OF THE FLOOR OF THE UNIT.

PERIMETER BOUNDARIES. THE PERIMETER BOUNDARIES OF THE UNIT SHALL BE THE IMAGINARY VERTICAL PLANES ALONG AND COINCIDENT WITH THE INTERIOR UNFINISHED SURFACES OF PERIMETER WALLS. OR WHERE NO WALL EXISTS. AN IMAGINARY VERTICAL PLANE ALONG AND COINCIDENT WITH THE SIDES OF THE PERIMETER OF SUCH UNIT.

AREAS WITHIN A UNIT CONTAINING CONDUITS. WIRING, DUCTS. PLUMBING. WALLS, STRUCTURAL SUPPORTS, AND OTHER WITH THE CONTENTS THEREIN, REGARDLESS BEARING SUCH ITEMS. TOGETHER REGARDLESS OF LOCATION. CONSTITUTE PARTS OF COMMON THE ELEMENTS TO THE EXTERIOR UNDECORATED FINISHED SURFACE OF SAID AREAS.

COMMON ELEMENTS AND LIMITED COMMON ELEMENTS SHOWN HEREON ARE DEFINED WITHIN THE DECLARATION OF CONDOMINIUM.

- 4.) ALL UNITS SHOWN HEREON ARE PROPOSED.
- 5.) DIMENSIONS SHOWN HEREON ARE APPROXIMATE.
- 6.) THE EXPECTED USE OF THE SUBJECT PROPERTY FALLS WITHIN THE SUBURBAN CATEGORY AS CLASSIFIED IN CHAPTER 61G17-6.003. FLORIDA ADMINISTRATIVE CODE. ALL FIELD-MEASURED CONTROL MEASUREMENTS EXCEEDED THE ACCURACY REQUIREMENTS FOR THIS CLASSIFICATION.
- 7.) SHEETS 6 10 REPRESENT A MAP OF A BOUNDARY SURVEY AS DEFINED IN CHAPTER 61G17-6.002(8). FLORIDA ADMINISTRATIVE CODE.



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# THE EAGLE TREE CONDOMINIUM

SECTION 19, TOWNSHIP 41 SOUTH, RANGE 43 EAST TOWN OF JUPITER, PALM BEACH COUNTY, FLORIDA PHASE V

# LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PORTION OF TRACT "A". RITZ-CARLTON GOLF CLUB & SPA. JUPITER. A P.U.D.. AS RECORDED IN PLAT BOOK 93. PAGES 171 THROUGH 192. PUBLIC RECORDS OF PALM BEACH COUNTY. FLORIDA, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHERLY TERMINUS OF THE CENTERLINE OF TRACT "R-4" AS SHOWN ON SAID RITZ-CARLTON GOLF CLUB & SPA. JUPITER. P.U.D.. SAID POINT ALSO BEING THE BEGINNING OF A CURVE CONCAVE EASTERLY. HAVING A RADIUS OF 110.00 FEET AND FROM WHICH A RADIAL 78°13′38″ LINE BEARS SOUTH THENCE ALONG SAID CENTERLINE EAST: AND SOUTHERLY ALONG THE ARC OF SAID CURVE. THROUGH ANGLE OF 33°29'42". A DISTANCE OF 64.31 FEET TO A POINT OF REVERSE CURVATURE OF A CURVE CONCAVE WESTERLY, HAVING A RADIUS FEET: THENCE CONTINUE ALONG SAID CENTERLINE THE ARC OF SAID CURVE. THROUGH A CENTRAL ANGLE SOUTHERLY ALONG OF 77°49'11", A DISTANCE OF 285.22 FEET TO A POINT OF REVERSE CURVATURE OF A CURVE CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 260.00 FEET: THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE. THROUGH A CENTRAL ANGLE OF 63°03'40". A DISTANCE OF 286.16 FEET TO A POINT OF REVERSE CURVATURE OF A CURVE CONCAVE WESTERLY. HAVING A RADIUS OF 510.00 FEET; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 13.01'57". A DISTANCE OF 116.00 FEET TO A POINT REVERSE OF CURVATURE OF A CURVE CONCAVE EASTERLY. RADIUS OF HAVING Α 1010.00 FEET: THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE. THROUGH A CENTRAL ANGLE OF 06°10'58". A DISTANCE OF 108.99 FEET: THENCE DEPARTING SAID CENTERLINE ON A RADIAL BEARING OF NORTH 89.53'10" EAST. A DISTANCE OF 22.50 FEET TO A POINT ON THE EASTERLY LINE OF AFORESAID TRACT "R-4" AND THE POINT OF BEGINNING: THENCE NORTH AFORESAID TRACT "89"11'17" EAST. AFURESAID TRACT "H-4" AND THE PUINT OF BEGINNING; THENCE NORTH 89°11'17" EAST, A DISTANCE OF 150.51 FEET TO A POINT ON THE EASTERLY BOUNDARY OF AFORESAID TRACT "A" AND A POINT ON A CURVE CONCAVE EASTERLY, HAVING A RADIUS OF 40.00 FEET AND FROM WHICH A RADIAL LINE BEARS SOUTH 64°43'21" EAST; THENCE ALONG THE SAID EASTERLY BOUNDARY OF TRACT "A" AND SOUTHERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 82°32'12", A DISTANCE OF 57.62 FEET; TO A POINT OF REVERSE CURVATURE OF A CURVE CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 130.00 FEET; THENCE CONTINUE ALONG SAID FASTERLY LINE AND SOUTHEASTERLY ALONG THE ARC OF SAID ALONG SAID EASTERLY LINE AND SOUTHEASTERLY ALONG THE ARC OF SAID

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LEGAL DESCRIPTION			
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LIDBERG LAND	REF.		
SURVEYING, INC	FLD. J.P. F8. PG. JOB 01-132-308		
	OFF. RJW. 459 44-47 DATE 02/14/05		
LB4431 675 Wast Indiantown Road, Suite 200, Apriller, Fforida 33458 TFL, 561-746-8454	CKO. D.C.L. SHEET 3 OF 10 DWG. A01-132E		

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### THE EAGLE TREE CONDOMINIUM

SECTION 19, TOWNSHIP 41 SOUTH, RANGE 43 EAST TOWN OF JUPITER, PALM BEACH COUNTY, FLORIDA PHASE V

CURVE, THROUGH OF CENTRAL ANGLE 56°14'17", A DISTANCE OF 127.60 FEET THENCE SOUTH 01.01/15" EAST. A DISTANCE OF 31.79 A POINT OF CURVATURE OF A CURVE CONCAVE NORTHWESTERLY. TO HAVING A RADIUS OF 80.00 FEE ARC OF SAID CURVE, THROUGH A 80.00 FEET: THENCE SOUTHWESTERLY ALONG THE CENTRAL ANGLE OF 51°06'23", DISTANCE OF 71.36 FEET TO A POINT OF REVERSE CURVATURE OF A CURVE CONCAVE SOUTHEASTERLY. HAVING A RADIUS OF 34.00 FEET: THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE. THROUGH ANGLE OF 32"18'44". A TH DISTANCE OF 19.17 FEET TO A NON-TANGENT LINE: THENCE ALONG THE CENTERLINE OF A 15.00 FOOT DRAINAGE EASEMENT AS SHOWN ON SAID RITZ-CARLTON GOLF CLUB & SPA.
JUPITER, A P.U.D., SOUTH 77°00'28" WEST. A DISTANCE OF 143.92
FEET TO A POINT ON THE AFORESAID EASTERLY LINE OF TRACT "A": THENCE ALONG SAID EASTERLY LINE OF TRACT "A". NORTH 15°15'39" POINT OF CURVATURE OF A WEST. A DISTANCE OF 41.76 FEET TO A POINT OF CURVATURE OF A CURVE CONCAVE EASTERLY, HAVING A RADIUS OF 987.50 FEET: THENCE CONTINUE ALONG SAID EASTERLY LINE AND NORTHERLY ALONG THE ARC OF SAID CURVE. THROUGH A CENTRAL ANGLE O 261.06 FEET TO THE POINT OF BEGINNING. ANGLE OF 15"08'50". A DISTANCE OF

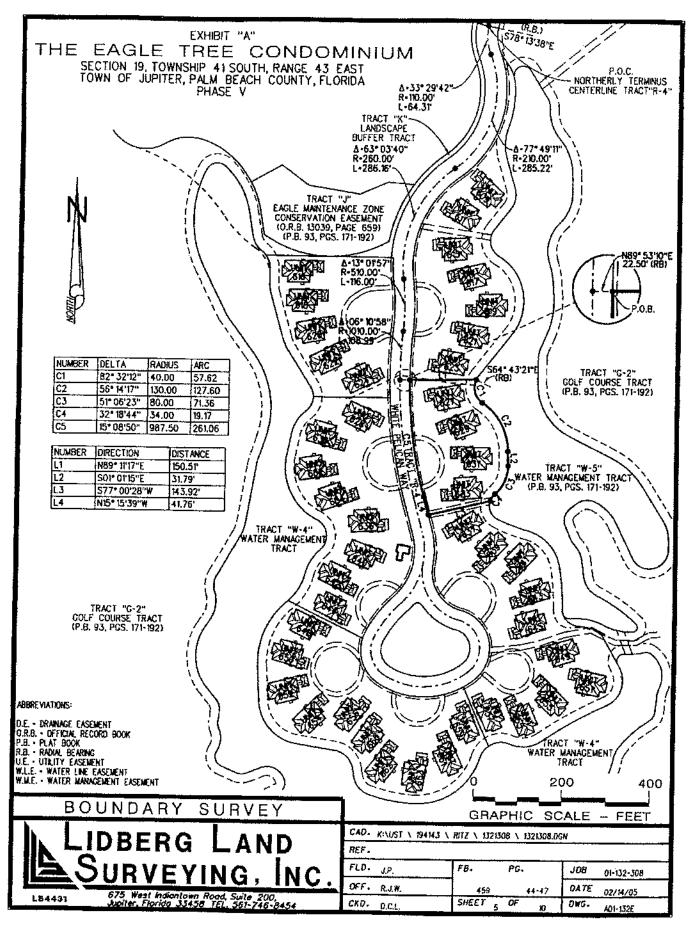
CONTAINING 1.205 ACRES OR 52.485 SQUARE FEET MORE OR LESS.

TOGETHER WITH:

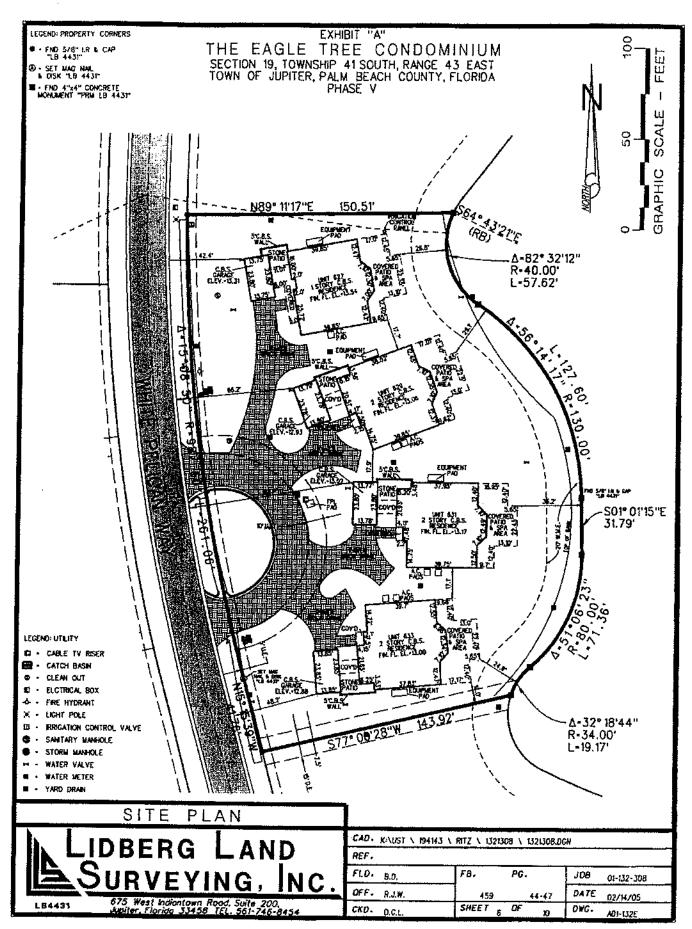
TRACT "E". TRACT "R-3" AND FUTURE PHASES IN THE REMAINDER OF TRACT "A" AND TRACT "D" OF SAID RITZ-CARLTON GOLF CLUB & SPA. JUPITER. A P.U.D

LEGAL DESCRIPTION	]_		
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LIDBERG LAND	REF.		
SURVEYING, NC.	FLO. J.P. FB. PG. JOB 01-132-308		
	OFF. R.J.W. 459 44-47 DATE 02/14/05		
LB4431 675 West Indiantown Road, Suite 200, Auditer, Florida 33458, TEL, 561-746-8454	CKD. D.C.L. SHEET 4 OF 10 DWG. A01-132E		

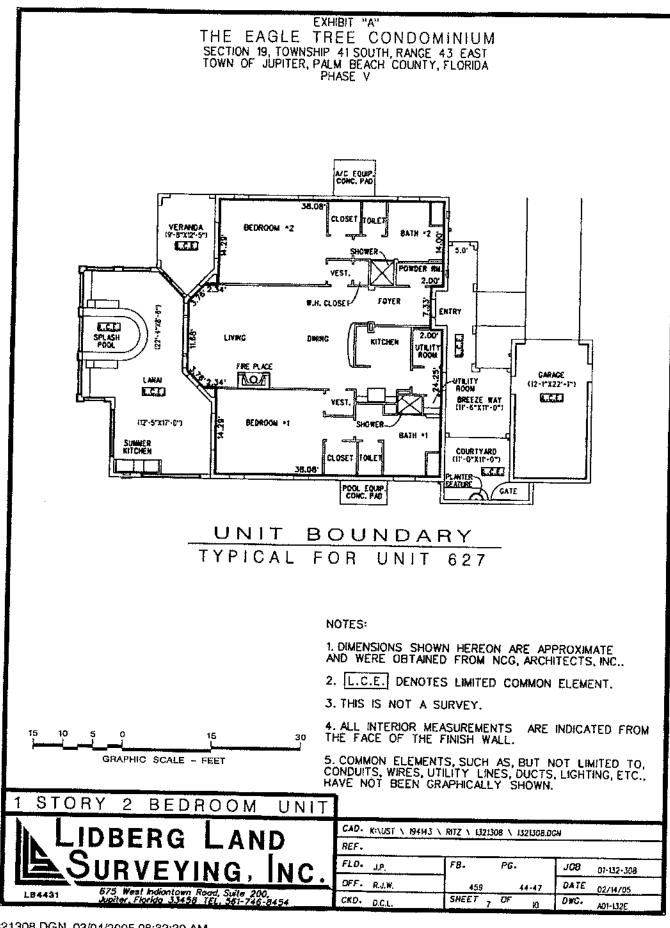
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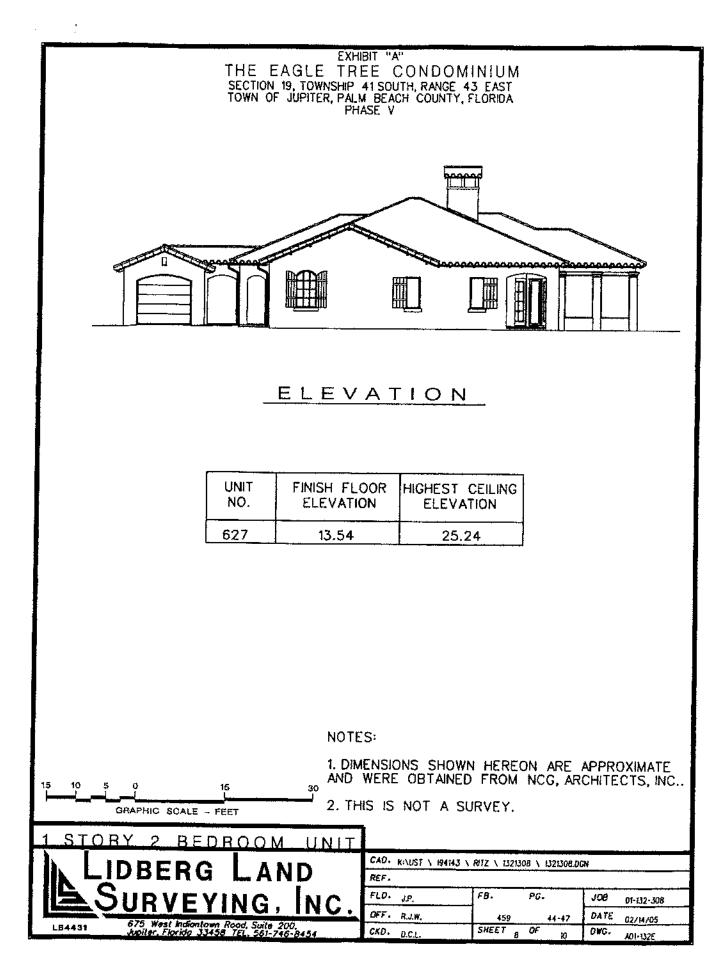
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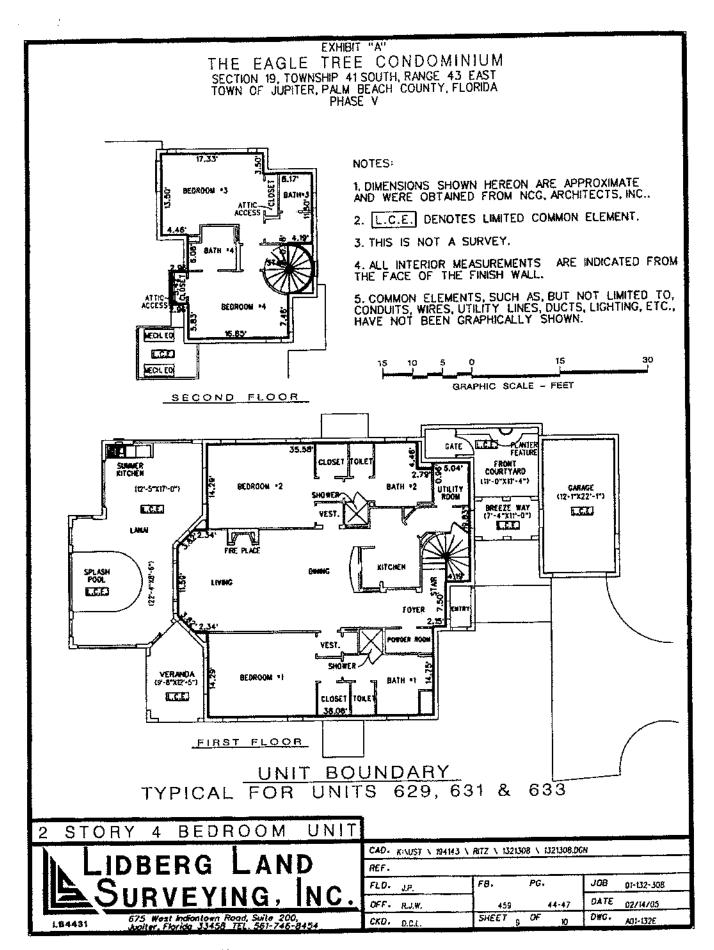
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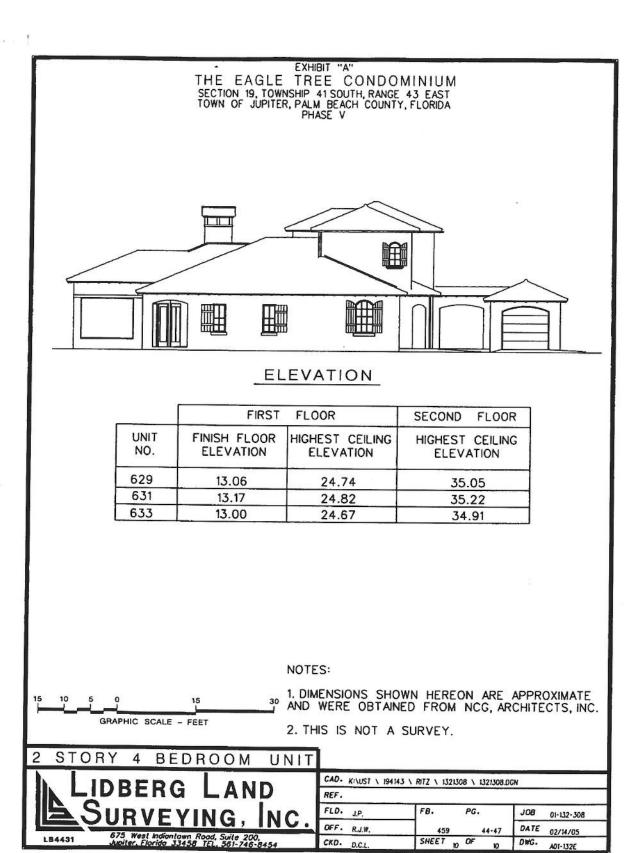


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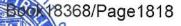


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I hereby certify that the foregoing is a true copy
of the record in my office this day, Aug 18, 2014.
Sharon R. Bock, Clerk Circuit Court, Palm Beach County, Florida
BY \_\_\_\_\_\_\_\_ Deputy Clerk