

Prepared by and after recording Return to: →
Lawrence V. Ansbacher / py
Ansbacher & Schneider, P.A.
5150 Belfort Road, Building 100
Jacksonville, Florida 32256

INSTR # 200528243
OR BK 01339 PGS 0612-0613
RECORDED 08/04/2005 01:27:37 PM
JOHN A. CRAWFORD
CLERK OF CIRCUIT COURT
NASSAU COUNTY, FLORIDA
RECORDING FEES 18.50

SECOND AMENDMENT
to
DECLARATION OF COVENANTS AND RESTRICTIONS
for
CARTESIAN POINTE

Second
This ~~First~~ Amendment to the Declaration of Covenants and Restrictions for Cartesian Pointe (the "Declaration") is made as of the 28th day of July, 2005 by Pointe Cartesian, L.L.C., a Florida limited liability company (the "Developer")

STATEMENT OF FACTS

- A. Developer made the Declaration on April 29, 2003 and recorded the Declaration in Official Records Book 1134, page 1505 and amended thereafter in Official Records Book 1284, page 1463, all of the public records of Nassau County, Florida.
- B. Developer is the sole "Class B Member" of the "Association," as such terms are defined in the Declaration.
- C. The Developer desires, pursuant to Article III, Section 3.2 of the Declaration to bring within the scheme of the Declaration, certain additional property all as hereinafter set forth and provided.

Now therefore Developer does hereby amend the Declaration as follows:

Developer, brings within the scheme of the Declaration the property shown on Cartesian Pointe Unit 3, according to plat thereof recorded in Plat Book 7, pages 124, 125, 126 and 127, of the public records of Nassau County, Florida and hereby imposes the covenants, conditions, restrictions and easements set forth in the Declaration upon said property and declares that said property shall be held, sold, and conveyed subject to the same which will run with the title and that the grantee of any deed conveying any lot within said property will be deemed by acceptance of such deed to have agreed to all such covenants, conditions, restrictions and easements and to have covenanted to observe the same.

Second
IN WITNESS WHEREOF, the Developer has caused this ~~Third~~ Amendment to the Declaration to be executed the day and year first above written.

Signed, sealed and delivered
in the presence of:

Shani D. Usher
Print Name> Shani D. Usher

James P. Wilson
Print Name> James P. Wilson

Pointe Cartesian, L.L.C.,
a Florida limited liability company

By:
Kenneth P. Kuester, Its Managing Member

"DEVELOPER"
Whose Address is: 2175 West 18th Street
Jacksonville, Florida 32209

STATE OF FLORIDA
COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this 28th day of July, 2005 by Kenneth P. Kuester, Managing Member of Pointe Cartesian, L.L.C. a Florida limited liability company, on behalf of the entity, who is () personally known to me or () who has produced a Florida Driver License as identification.

Pamela E. Lloyd
Notary Public, State of Florida
My Commission Expires:
My Commission Number is:

Last printed 7/18/2005 7:15 PM
020396F.01 Amendment to Covenants.doc

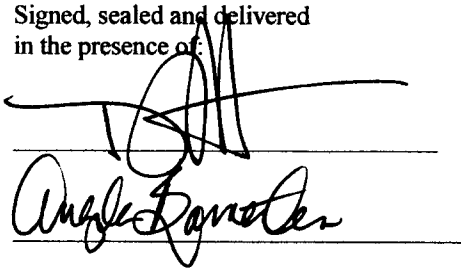


Pamela E Lloyd
My Commission DD052867
Expires October 02, 2005

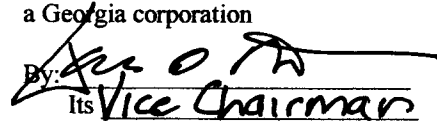
CONSENT AND JOINDER OF MORTGAGEE

Fairfield Financial Services, Inc. ("Mortgagee") is the mortgagee under mortgage ("Mortgage") recorded in the public records of Nassau County, Florida in Official Records Book 1056 at Page 73. Mortgagee joins in this Second Amendment to Declaration of Covenants and Restrictions for Cartesian Pointe dated July 21st, 2005, to evidence its consent and joinder to the provisions hereof and its intent that its security interests be subordinated hereto. Mortgagee hereby agrees that such security interests are subordinate and inferior to this Declaration ~~of Condominium~~.

Signed, sealed and delivered
in the presence of:




Fairfield Financial Services, Inc.
a Georgia corporation

By: 
Its Vice Chairman

STATE OF GEORGIA
COUNTY OF BIBB

The foregoing instrument was acknowledged before me this 21st day of JULY, 2005, by JAMES O. DEWITT, the VC of Fairfield Financial Services, Inc., a Georgia corporation, on behalf of the bank. He/She [CHECK ONE] ☐ is personally known to me or ☐ has proven to me on the basis of satisfactory evidence to be the person who executed this instrument.



(Print Name)
Notary Public, State of _____
My Commission expires ALLISON L. GATES
Notary Public, Houston County, Georgia
My Commission Expires August 30, 2005