

This instrument prepared by:  
Gary K. Wilson, Esq.  
Porter, Wright, Morris & Arthur LLP  
5801 Pelican Bay Blvd. Suite 300  
Naples, Florida 34108-2709

(Space reserved for Clerk of Court)

**CERTIFICATE OF AMENDMENT TO  
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS  
FOR  
ULTIMATE SKI LAKE**

WHEREAS, the Declaration of Covenants, Conditions and Restrictions for Ultimate Ski Lake (the "Declaration") was recorded on March 30, 2006, at Instrument Number 2006000133113 of the Public Records of Lee County, Florida; and


WHEREAS, Section 15.2 of the Declaration entitled "Amendment" provides that the Declaration may be amended unilaterally by the Declarant prior to Turnover, without the consent of the Association or any third party; and

WHEREAS, the Declarant wishes to amend the Declaration in accordance with the provisions of Section 15.2 of the Declaration.


NOW, THEREFORE, in consideration of the foregoing, Declarant, The Ultimate Ski Lake, LLC, a Florida limited liability company, hereby amends the Declaration in accordance with the provisions of the First Amendment to Declaration of Covenants, Conditions and Restrictions for Ultimate Ski Lake, attached hereto.

**WITNESSES:**

**DECLARANT:**

  
\_\_\_\_\_

GARY K. WILSON  
PRINTED NAME

  
\_\_\_\_\_

Deborah A. Luttrell  
PRINTED NAME

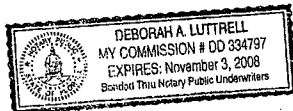
**THE ULTIMATE SKI LAKE, LLC,**  
a Florida limited liability company

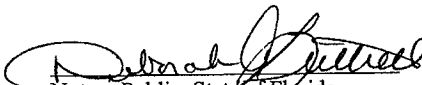
By:   
RUTHANN MCBRIDE, MANAGER

STATE OF FLORIDA     )  
COUNTY OF COLLIER    )

The foregoing Certificate of Amendment to Declaration of Covenants, Conditions and Restrictions for Ultimate Ski Lake, was acknowledged before me this 5 day of April, 2006, by RuthAnn McBride, Manager of The Ultimate Ski Lake, LLC, a Florida limited liability company,  who is personally known to me or  who has produced a driver's license as identification.

(SEAL)



  
Notary Public, State of Florida

\_\_\_\_\_  
Printed Name of Notary Public

**FIRST AMENDMENT TO  
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS  
FOR  
ULTIMATE SKI LAKE**

1. Section 11.3 of the Declaration of Covenants, Conditions and Restrictions for Ultimate Ski Lake is hereby amended to read as follows (additions underlined and deletions stricken):

**11.3 Initial Association Construction Standards.**

- No Dwelling Unit shall exceed two stories in height or 35 feet in height.
- Each Dwelling Unit shall have a minimum of 3,500 square feet total area (including both air conditioned space and space not air conditioned), with a minimum of a two car garage.
- Dwelling Units with only a two car garage shall have a minimum of 2,400 square feet of air conditioned living area, and Dwelling Units with a three car (or larger) garage shall have a minimum of 2,200 square feet of air conditioned living area.
- Any two story house must have minimum of 1,600 square feet under air on the ground floor.
- No Dwelling Unit shall have exposed structural block.
- No Dwelling Unit exterior shall feature sheeted wood siding, imitation brick, or imitation stone face covering on any portion of the unit's exterior.
- All Dwelling Units shall have driveways constructed of paving bricks or concrete, and have a walkway leading to the unit entry which is constructed of material similar to the driveway.
- No fences will be allowed between the lakefront and the lakeside of a Dwelling Unit.
- Each Owner shall purchase and install the standard approved free standing mailbox with the unit number constructed thereon.
- Each Dwelling Unit shall have a minimum of at least 4 shade trees and 6 palm trees, each a minimum of 3 inches in diameter, and minimum of 10 feet in height, as well as automatic underground sprinklers for the landscaping. A minimum of \$5,000 shall be spent in landscaping for each Lot.
- All roofs shall be metal, tile or simulated tile, or of any other material as approved by the ARB.