

Prepared by and Return  
after Recording to:  
Jeffrey P. Brock, Esq.  
P.O. Box 15200  
Daytona Beach, FL 32115-5200

**FIRST AMENDMENT  
TO  
DECLARATION OF CONDOMINIUM  
OF  
TUSCANY SQUARE I, A CONDOMINIUM**

THIS FIRST AMENDMENT TO DECLARATION OF CONDOMINIUM is made May 1, 2008, by TUSCANY SQUARE, LLC a Florida limited liability company (hereinafter "Developer").

**WITNESSETH:**

WHEREAS, the Declaration of Condominium of Tuscanly Square I, a condominium (hereinafter "Declaration") was filed and recorded in Official Records Book 5922, Page 1207, Public Records of Volusia County, Florida; and

WHEREAS, Developer, by this instrument, desires to amend certain terms and provisions of the Declaration, as more particularly set forth herein; and,

WHEREAS, Section 6.2(a) of the Declaration authorizes and permits the Developer to effect the amendment set forth herein;

NOW, THEREFORE, Developer, hereby makes the following amendment to the Declaration.

1. **Section 22.1** is hereby amended as follows:

"Section 22.1 Upon request in writing, the Association shall furnish to each Institutional First Mortgagee of a Unit and any holder, insurer or guarantor of a first mortgage, a written notice of any default by the Unit Owner of such Unit in the performance of such Unit Owner's obligations under this Declaration that has not been cured within ~~30~~ 60 days."

2. All other provisions of the Declaration not in conflict with this First Amendment are hereby ratified and approved.

IN WITNESS WHEREOF, the Developer has executed this First Amendment the day and year first above written.

WITNESSES:

Michelle Winship  
Print Name: Michelle Winship

Bill S. Beaty  
Print Name: Bill S. Beaty

TUSCANY SQUARE, LLC, a Florida  
limited liability company

By Jerry S. Johnson, Sr.  
Jerry S. Johnson, Sr., Managing Member

STATE OF FLORIDA  
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this 1st of May, 2008, by Jerry S. Johnson, Sr., Managing Member of Tuscany Square, LLC., a Florida limited liability company. He is personally known to me.

Michelle Winship  
Notary Public, State of Florida at Large

