

Amendment  
to the  
Declaration of Condominium  
of  
**BERKSHIRE H CONDOMINIUM ASSOCIATION**

As Recorded in Official Records,  
Palm Beach County, Florida:  
Book 2029, Page 1630

As used herein (unless substantially reworded) the following shall apply:

- A. Words in the text which are ~~lined--through~~ with hyphens indicate deletions from the present text.
- B. Words in the text which are underlined indicate additions to the present text.
- C. Whenever an ellipsis (. . .) appears in the text this indicates that this portion of the present text remains intact to the point where the next typewritten material appears.

ARTICLE XIII. of the Declaration of Condominium is amended as follows:

XIII.

USE AND OCCUPANCY

The owner of a unit shall occupy and use his apartment unit as a single family private dwelling, for himself and the adult members of his family, and his social guests, and for no other purpose. No ~~children--under-fifteen-(15)~~ person under the age of fifty-five (55) years of age shall be permitted to reside in any of the units or rooms thereof in this Condominium, except that children under the age of fifteen (15) may be permitted to visit and temporarily reside for reasonable periods in any calendar year.

The Board, upon application and review, may grant exceptions to occupancy and allow a limited number of persons under the age of fifty-five (55) years to occupy units within the condominium when the Board finds undue hardship to the applicant.

All prospective owners, lessees or occupants shall be notified of this restriction and must show proof of age. This restriction and its enforcement is not an admission that the condominium in any way engages in interstate commerce or is in any way subject to Federal laws on housing.

...

I HEREBY CERTIFY that the above amendment does not affect the interests of the lessor of the long-term recreational lease and was approved by in excess of seventy-five percent (75%) vote of the total eligible vote of the Association at the membership meeting held on February 19, 1989.

BERKSHIRE H CONDOMINIUM  
ASSOCIATION

By: Leo Brause  
President

Attest: Philip Levinson  
Secretary

STATE OF FLORIDA :  
:  
COUNTY OF PALM BEACH:

BEFORE ME, the undersigned authority, this 6 day of March, 1989, personally appeared LEO BRAUSE and PHILIP LEVINSON, to me known to be the President and Secretary, respectively of BERKSHIRE H CONDOMINIUM ASSOCIATION, who being by me first duly cautioned and sworn upon oath, have acknowledged before me that they have executed this instrument as such President and Secretary, and that said instrument is the free act and deed of said ASSOCIATION.

Dorothy M. Savage  
Notary Public  
State of Florida at Large

My Commission Expires:

This Instrument Prepared By:

ROD TENNYSON, ESQ.  
1801 Australian Ave. So.  
Suite 101  
West Palm Beach, FL 33409

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXP. MAR 17, 1990  
NOTARIED THIS INSTRUMENT

RECORD VERIFIED  
PALM BEACH COUNTY, FLA.  
JOHN B. DUNKLE  
CLERK CIRCUIT COURT