

ADMINISTRATIVE OFFICE
3111 STIRLING ROAD
FORT LAUDERDALE, FL 33312
954-987-7550

WWW.BECKER-POLIAKOFF.COM
BP@BECKER-POLIAKOFF.COM

March 25, 2010

Reply To:
Coral Gables
David H. Rogel, Esq.
DRogel@becker-poliakoff.com

Attorney/Client
Privileged
Communication

**Via Email Linda.N.Sala@gmail.com
And By Regular Mail**

Seawatch at Marathon Condominium Association, Inc.
c/o Linda N. Sala, President
6301 Gulf of Mexico Blvd.
Marathon, FL 33050

Re: Recorded Certificate of Amendment

Dear Linda:

Enclosed please find the recorded Certificate of Amendment to the By-Laws. Please keep this with the Association's records. Please supplement the governing documents so that, when owners request a complete set of governing documents (which you are required to keep by law), you provide them with this document as well as the other documents and amendments.

While it is not required, you may wish to send a letter to each member providing them with a copy of the recorded Certificate of Amendment, so that they are apprised of the change. Please call me should you have any questions.

Sincerely,



David H. Rogel
For the Firm

DHR/lev/Enclosure
ACTIVE: S14481/272837:2921244_1

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* by appointment only

This Instrument was prepared by:
DAVID H. ROGEL, ESQUIRE
BECKER & POLIAKOFF, P.A.
121 Alhambra Plaza, Suite 1000 (10th Floor)
Coral Gables, Florida 33134

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Filed & Recorded in Official Records of
MONROE COUNTY DANNY L. KOLHAGE

Doc# 1782189
Bk# 2457 Pg# 1716

**CERTIFICATE OF AMENDMENT
TO THE BY-LAWS OF
SEAWATCH AT MARATHON CONDOMINIUM ASSOCIATION, INC.**

WHEREAS, the Declaration of Condominium of Seawatch at Marathon, a Condominium (the "Declaration") was duly recorded in Official Records Book 849 at Page 963 of the Public Records of Monroe County, Florida; and

WHEREAS, the completely amended Declaration of Condominium of Seawatch at Marathon Condominium ("Amended Declaration") was recorded at Official Record Book 1277 at Page 0737 of the Public Records of Monroe County, Florida; and

WHEREAS, Seawatch at Marathon Condominium Association, Inc.(the "Association") is the entity responsible for the operation of Seawatch at Marathon, a Condominium; and

WHEREAS, the completely Amended By-Laws of Seawatch at Marathon Condominium Association, Inc. ("Amended By-Laws") were recorded at Official Records Book 1668 at Page 1809 of the Public Records of Monroe County, Florida; and

WHEREAS, at the Annual Meeting of the Membership of the Association held on February 13, 2010, the requisite percentage of the membership voted to approve the amendment to the Amended By-Laws as set forth in attached Exhibit "A".

NOW, THEREFORE, the undersigned hereby certifies that the amendment to the Amended By-Laws attached hereto as Exhibit "A" is a true and correct copy of the Amendment as approved by the Membership.

WITNESS my signature hereto this 18 day of February, 2010, at Marathon, Monroe County, Florida.

WITNESSES:

**SEAWATCH AT MARATHON
CONDOMINIUM ASSOCIATION, INC.**

By: Linda N. Sala
Linda N. Sala, President

Signed Name

Tara L. Morris
Print Name

Signed Name

Jarvis L. Clarke
Print Name

NOTARIAL ACKNOWLEDGEMENT CONTINUES ON NEXT PAGE

STATE OF FLORIDA
COUNTY OF MONROE

The foregoing instrument was acknowledged before me this 18th day of February, 2010, by Linda N. Sala, as President of SEAWATCH AT MARATHON CONDOMINIUM ASSOCIATION, INC. not-for-profit corporation, on behalf of the corporation, who is personally known to me or has produced (Florida Drivers License) as identification.

My Commission expires:



(SEAL)

NOTARY PUBLIC SIGNATURE
STATE OF FLORIDA AT LARGE



EXHIBIT "A"
AMENDMENTS
TO THE BY-LAWS OF
SEAWATCH AT MARATHON CONDOMINIUM ASSOCIATION, INC.

(Additions Indicated by underlining; Deletions Indicated by ~~striking through~~.)

Proposed amendment to Article II, Section 2 of the By-Laws to reinstate staggered terms consistent with current Florida Law.

ARTICLE II
DIRECTORS

* * * *

Section 2. Number and Term: The number of Directors which shall constitute the whole Board of administration shall be five (5). Directors shall be members of the Association. ~~Each year, two (2) Directors shall be elected. The candidate receiving the greatest number votes shall be elected for a three (3) year term and the candidate receiving the second greatest number of votes shall be elected for a two (2) year term. To the extent that an election is not required, because there are not more candidates than the number of positions open on the Board, then the Board shall determine which of the new members (either automatically elected or appointed) will serve a three (3) year term and which will serve a two (2) year term.~~ Acknowledging changes in Florida law effective October 1, 2008, the two (2) Directors elected at the 2009 Annual Meeting and Election of Directors will have been elected for a one (1) year term. At the 2010 Annual Meeting and Election of Directors, four (4) Directors will be elected. The three (3) candidates receiving the highest vote totals shall be elected for a two (2) year term and the candidate receiving the fourth highest vote total will be elected to a one (1) year term. In 2011, and thereafter, all Directors will be elected to a two (2) year term. In 2010, if there is no election required because there are the same or fewer candidates then positions to be filled, then a vote will still be conducted in order to determine the term of each seat which is being filled, except that the Board will decide on the term of any Director that it must appoint to fill any vacancy because of a lack of candidates.

ACTIVE: S14481/272837:2769558_3



STATE OF FLORIDA
COUNTY OF MONROE

This Copy is a True Copy of the
Original on File in this Office. Witness
my hand and Official Seal.

This 22ND day of March

A.D. 2010

DANNY L. KOLMAGE
Clerk Circuit Court

[Handwritten Signature]
By _____ D.C.

MONROE COUNTY
OFFICIAL RECORDS