

STATE OF ALABAMA)
COUNTY OF BALDWIN)

BALDWIN COUNTY, ALABAMA
TIM RUSSELL PROBATE JUDGE
Filed/cert. 11/10/2014 2:05 PM
TOTAL \$ 21.00
5 Pages

1485274



AMENDMENT TO THE DECLARATION OF CONDOMINIUM
OF
WIND DRIFT OF PERDIDO KEY, A CONDOMINIUM,
ADDING REAL ESTATE TO THE COMMON ELEMENTS

WHEREAS, the Declaration of Condominium of Wind Drift at Perdido Key, A Condominium, was dated May 30, 1984, and recorded in Miscellaneous Book 49, Page 1362, et seq., and recorded in the Office of the Judge of Probate of Baldwin County, Alabama, as amended. Said amendments include the Amendment to the Declaration of Condominium of Wind Drift at Perdido Key, A Condominium, dated October 24, 2005, with said amendment recorded as Instrument Number 958816 in the records in the Office of the Judge of Probate of Baldwin County, Alabama on March 1, 2006; and,

WHEREAS, the owners of units of Wind Drift at Perdido Key, A Condominium, do desire to amend and revise the Declaration of Condominium of Wind Drift at Perdido Key, A Condominium, according to Article V, Subparagraph B of said Declaration of Condominium to add the land described on attached Exhibit A to the common elements of Wind Drift at Perdido Key, A Condominium; and,

WHEREAS, notice of the subject matter of this proposed revision was included in a notice of a Special Meeting given to all unit owners held on the 24th day of October, 2014; and,

WHEREAS, said proposed revision was approved by seventy-five percent (75%) of the votes of the unit owners according to their proportional ownership.

NOW, THEREFORE, the Declaration of Wind Drift of Perdido Key, A Condominium, shall be amended to include the lands as described on attached Exhibit A to this Amendment.

THE UNDERSIGNED, hereby certifies that she is the duly elected and qualified Secretary and the custodian of the books and records and seal of Wind Drift Owners' Association, Inc., an

Alabama Nonprofit Corporation, duly formed pursuant to the Laws of the State of Alabama and that the foregoing is a true record of an Amendment duly adopted by at least seventy-five percent (75%) of the votes of the Association at a Special Meeting of the Members and that said meeting was held in accordance with state law and the Declaration of the above named Corporation and that said Amendment is now in full force and effect without modification or rescission.

IN WITNESS WHEREOF, I have executed my name as Secretary of Wind Drift Owners' Association, Inc. on this the 7 day of NOV., 2014.

A True Record.

WIND DRIFT OWNERS'
ASSOCIATION, INC.
An Alabama Nonprofit Corporation

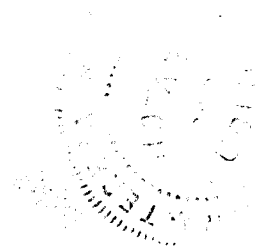


DIANE HILPERT, SECRETARY

Attest:



MICHAEL DAVIS, PRESIDENT

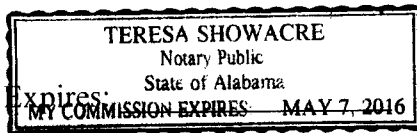


STATE OF ALABAMA)
COUNTY OF BALDWIN)

I, a Notary Public, in and for said County in said State, hereby certify that Diane Hilpert, whose name as Secretary, respectively, of Wind Drift Owners' Association, Inc., an Alabama Nonprofit Corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that being informed of the contents of said document, she, as such officer and with full authority, has executed the same voluntarily for and as the act of the Corporation on the day the same bears date.

Sworn to and subscribed to before me on the 7 day of November, 2014:

My Commission



Teresa Showacre
Notary Public

STATE OF Alabama)
COUNTY OF Shelby)

I, a Notary Public, in and for said County in said State, hereby certify that Michael Davis, whose name as President, respectively, of Wind Drift Owners' Association, Inc., an Alabama Nonprofit Corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that being informed of the contents of said document, he, as such officer and with full authority, has executed the same voluntarily for and as the act of the Corporation on the day the same bears date.

Sworn to and subscribed to before me on the 5 day of November, 2014.

My Commission Expires: 6/28/17

Ashley B. Smith
Notary Public

This Instrument Prepared By:
Daniel H. Craven, P.C.
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EXHIBIT A

Commencing at a point on the West line of Section 2, Township 4 South, Range 33 West, Tallahassee Meridian, Baldwin County, Alabama, where said West line intersects the South right-of-way (300 foot) of Alabama Highway #182; thence North $77^{\circ}02'00''$ East along the South right-of-way of said Highway #182 a distance of 615.70 feet to a point; said point being on the East line of State of Alabama property, where said right-of-way of Highway #182 changes from a 300 foot right-of-way to a 200 foot right-of-way, having a road station of 78 + 90.75; thence North a distance of 256.42 feet to the Point of Beginning of the property herein described, said point being on the North right-of-way of said Highway #182; thence North $77^{\circ}02'00''$ East along the said North right-of-way a distance of 410.46 feet to a point; thence North a distance of 421 feet, more or less, to a point on the South margin of Old River; thence Westwardly along said South margin of Old River a distance of 410.5 feet, more or less, to a point that bears North a distance of 417.8 feet, more or less, from the Point of Beginning; thence South along said East line of State of Alabama property a distance of 417.8 feet, more or less, to the Point of Beginning;

LESS AND EXCEPT the following parcel of land dedicated December 27, 1984, by Amendment to Declaration of Wind Drift At Perdido Key, a Condominium, Gulf Shores, Alabama, dedicating Old River Phase I, to-wit:

Commence at a point on the West line of Section 2, Township 4 South, Range 33 West, Tallahassee Meridian, Baldwin County, Alabama, where said West line intersects the South right-of-way (300 foot) of Alabama Highway #182; run thence North $77^{\circ}02'00''$ East along the South right-of-way of said Highway #182 for distance of 615.70 feet, said point being on the East line of State of Alabama property, where said right-of-way of Highway #182 changes from a 300 foot right-of-way to a 200 foot right-of-way having a road station of 78 + 90.75; run thence North for 51.13 feet to a concrete monument found on the South right-of-way of said Highway #182; run thence North for 205.29 feet to a concrete monument found on the North right-of-way (200 feet) of said Highway #182; run thence North $77^{\circ}02'00''$ East along said right-of-way for 410.46 feet to the Point of Beginning; run thence South $77^{\circ}02'00''$ West along said right-of-way for 158 feet; run thence North $12^{\circ}58'00''$ West for 245 feet; run thence North $12^{\circ}09'57''$ East for 68.15 feet; run thence North $12^{\circ}58'00''$ West for 104 feet, more or less, to the South margin of Old River; run thence in an Easterly direction meandering along said margin, of Old River to a point that is North $00^{\circ}00'42''$ East and 421 feet, more or less, from the Point of Beginning; run thence South $00^{\circ}00'42''$ West for 421 feet, more or less, to the Point of Beginning. Said land being in Section 2, Township 4 South, Range 33 West, Tallahassee Meridian, Baldwin County, Alabama and containing 1.844 acres.

It is the intention of this Deed to convey all of the lands (whether properly described or not) of the lands conveyed to Grantor by Deed recorded in the Office of the Judge of Probate of Baldwin County, Alabama on August 11, 1982, in Real Property Book 118, at Page 1900, less and except those lands previously dedicated to Wind Drift At Perdido Key, a Condominium.

Subject to terms, conditions, reservations, restrictions, limitations, easements and rights as set forth in Declaration of Condominium and By-Laws of Wind Drift at Perdido Key, a Condominium, dated May 29, 1984, and recorded May 30, 1984, in Miscellaneous Book 39, Pages 1362-1401, and amended in Miscellaneous Book 50, Page 271, et seq.; Amendment to Declaration of Wind Drift at Perdido Key, a Condominium, Gulf Shores, Alabama, Dedicating Gulf Phase II, dated September 7, 1984, and recorded September 17, 1984, in Miscellaneous Book 50, Page 1722, et seq.; Amendment to Declaration of Wind Drift at Perdido Key, a Condominium, Gulf Shores, Alabama, Dedicating Old River Phase I, dated December 7, 1984, and recorded December 27, 1984, in Miscellaneous Book 52, Page 89, et seq., as such condominium is further described and defined by (A) the Condominium Surveys of Wind Drift at Perdido Key, prepared by Joe E. McKinley, Engineer (i) Gulf Phase I recorded July 3, 1984, in Apartment Book 8, at Page 76; (ii) Gulf Phase II recorded in Apartment Book 8, Pages 246, et seq.; (iii) Old River Phase I recorded in Apartment Book 9, at Page 101; (B) by Architects Certification Drawings of Wind Drift at Perdido Key (i) Gulf Phase I, filed May 30, 1984, in Apartment-Book 8, Pages 2-30, and Modified Floor Plans filed July 3, 1984, in Apartment Book 8, Pages 77-85; (ii) Gulf Phase II, recorded September 17, 1984, in Apartment Book 8, page 246, et seq.; (iii) Old River Phase I recorded December 27, 1984, in Apartment Book 9, Page 109, et seq., defining Wind Drift at Perdido Key, Gulf Phase I, Gulf Phase II and Old River Phase I, as existing on those dates, generally, and defining the above-named unit thereof specifically.

Further subject to easements, restrictions, reservations and rights-of-way appearing of record and affecting said property.