

This Instrument Prepared by:  
Vogler Ashton, PLLC  
705 10<sup>th</sup> Avenue West, Ste. 103  
Palmetto FL 34221

**FIRST AMENDMENT TO:**  
**DECLARATION**  
**OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR**  
**MARQUESA ISLES OF NAPLES**

This First Amendment, (the "Amendment"), is made as of the 8 day of June, 2018, by **COUNTY BARN INVESTORS, LLC**, a Florida limited liability company, (the "Declarant" or "Developer"), whose mailing address is 5800 Lakewood Ranch Blvd, Sarasota, Florida 34240.

**RECITALS:**

**WHEREAS**, Declarant has caused the **Declaration of Covenants, Conditions and Restrictions For Marquesa Isles of Naples**, (the "Declaration"), to be recorded in Official Records Book 5495, Page 2449, of the Public Records of Collier County, Florida; and

**WHEREAS**, Declarant is actively developing the Subdivision and is therefore empowered to amend the Declaration pursuant to the provisions therein, including Article 12.06; and,

**WHEREAS**, Declarant desires to further amend, modify, replace and/or supplement the Declaration as further set forth herein.

**NOW THEREFORE**, for and in consideration of the premises and for other good and valuable considerations, the Declarant, for itself and its respective legal representatives, successors and assigns, hereby amends the Declarations as follows:

1. **Recitals.** The foregoing recitals are true and correct and are hereby incorporated herein.
2. **Telecommunications Agreement with Hotwire.** The Declaration is hereby amended to include the following notice: A Communications Services Installation and Service Agreement, ("Agreement"), dated November 17, 2017, by and between Hotwire Communications, Ltd., ("Hotwire"), and Marquesa Isles Neighborhood Association, Inc., ("Association"), exists for all Property within the Subdivision. The Agreement requires Hotwire to provide certain telecommunications services to the Subdivision, which services may include internet, cable and voice, for fees prescribed therein the Agreement to be paid by the Association and/or directly by Lot Owners to Hotwire, which fees include certain required and mandatory Bulk Service Fees to be paid by the Association and/or directly by Lot Owners to Hotwire. Any fees, costs or other expenses associated with the Agreement and required to be paid by the Association to Hotwire shall be and are hereby considered Common Expenses of the Association to be paid by Lot Owners as Assessments to the Association. A copy of the Agreement is on file with the Association's records office for review and/or photocopying by any Lot Owner pursuant to the Association's records protocol in effect at the time of the request.

3. **Effect on Remainder of Declaration.** Except to the extent modified herein, all terms and conditions of the Declaration shall remain in full force and effect.

**IN WITNESS WHEREOF**, Declarant has caused these presents to be executed in its name by its members thereunto duly authorized as of the day and year first above written.

Signed, sealed and delivered  
in the presence of:

**“DEVELOPER” / “DECLARANT”:**

**COUNTY BARN INVESTORS, LLC**, a Florida limited liability company

*Cheryl Picerno*  
Witness

**Cheryl Picerno**

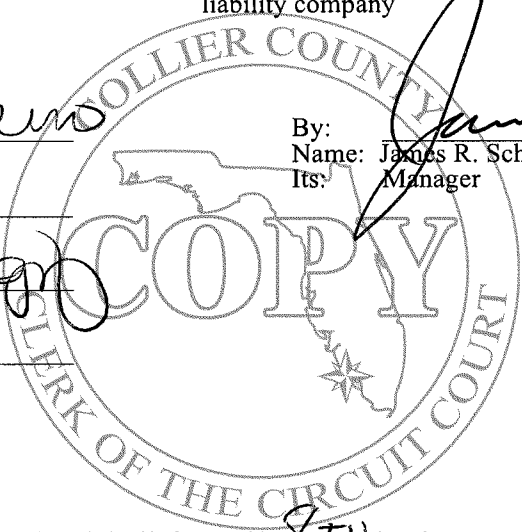
Print Name of Witness

*Michelle Nagy*  
Witness

**Michelle Nagy**

Print Name of Witness

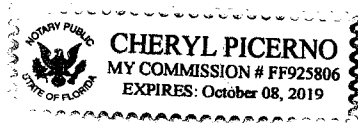
By: *James R. Schier*  
Name: James R. Schier  
Its: Manager



**STATE OF FLORIDA  
COUNTY OF SARASOTA**

The foregoing instrument was acknowledged before me this 8<sup>TH</sup> day of June, 2018, by James R. Schier, as Manager of County Barn Investors, LLC, a Florida limited liability company, on behalf of the Company, ( ) who is personally known to me or ( ) who has produced \_\_\_\_\_ as identification.

*Cheryl Picerno*  
Notary Public  
My Commission Expires: \_\_\_\_\_



**JOINDER BY ASSOCIATION**

The **MARQUESA ISLES NEIGHBORHOOD ASSOCIATION, INC.**, a Florida not for profit corporation, hereby joins in and consents to this Amendment for the purpose of accepting all terms, covenants, and conditions therein.

IN WITNESS WHEREOF, the undersigned party has executed this document on the 13<sup>th</sup> day of June, 2018.

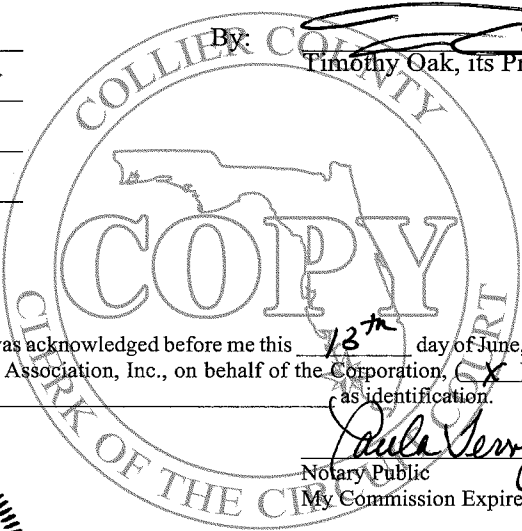
**MARQUESA ISLES NEIGHBORHOOD ASSOCIATION, INC.**, a Florida not for profit corporation

*[Signature]*  
Signature  
CECILE FROST  
Printed Name  
*[Signature]*  
Signature  
Shannon A. Cook  
Printed Name

By: *[Signature]*  
Timothy Oak, its President

STATE OF FLORIDA  
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 13<sup>th</sup> day of June, 2018, by Timothy Oak, as President of the Marquesa Isles Neighborhood Association, Inc., on behalf of the Corporation, () who is personally known to me or () who has produced \_\_\_\_\_ as identification.



*[Signature]*  
Notary Public  
My Commission Expires: 12/22/21

