

This instrument prepared by and)
should be returned to:)

Anne M. Hathorn, Esq.)
BECKER & POLIAKOFF, P.A.)
1511 N. Westshore Boulevard, Suite 1000)
Tampa, FL 33607)

**NOTICE OF PRESERVATION OF
DECLARATION OF COVENANTS AND RESTRICTIONS,
OF
CAYA COSTA**

THIS NOTICE is being recorded pursuant to Sections 712.05 and 712.06, Florida Statutes, in order to preserve the easements, restrictions, covenants, conditions and all other provisions of the following documents:

1. Master Declaration of Covenants, Restrictions, and Easements of Caya Costa, recorded at Official Records Book 5785, Page 219;
2. First Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at Official Records Book 5879, Page 2009;
3. Second Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at Official Records Book 6054, Page 446;
4. Third Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at Official Records Book 6261, Page 2106;
5. Fourth Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at Official Records Book 9609, Page 271;
6. Fourth Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at Official Records Book 9656, Page 2380;
7. Fifth Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at Official Records Book 17772, Page 817;
8. Amendment of By-Laws of Caya Costa Community Association, Inc., recorded at Official Records Book 13769, Page 2458; and
9. Amendment of By-Laws of Caya Costa Community Association, Inc., recorded at Official Records Book 16683, Page 2522

all of the Public Records of Pinellas County, Florida (hereinafter collectively referred to as the "Declaration").

The property affected by this Notice is described as:

1. All real property on the Plat of Riviera Bay Second Addition, according to the plat thereof, as recorded in Plat Book 86, Page 69; and
2. All real property on the Plat of Riviera Bay Second Addition, Partial Replat and Addition, according to the plat thereof, as recorded in Plat Book 91, Page 55

both of the Public Records of Pinellas County, Florida.

The name and address of the homeowners' association filing this Notice on behalf of the Members is Caya Costa Community Association, Inc., a Florida not-for-profit corporation, c/o Ronda Veaghn, Manager, Associa Gulf Coast, 9887 4th Street North, Suite 301, St. Petersburg, Florida 33702 (hereinafter "Association").

Attached hereto as Exhibit "A" is an Affidavit executed by the President of the Association affirming that the meeting's date, time, place and the Statement of Marketable Title Action required by Section 712.06(1)(b), Florida Statutes, was mailed to the Members at least seven (7) days prior to the Board of Directors Meeting, where the Board of Directors approved the preservation of the Declaration.

By their signatures below, the President and Secretary of the Association hereby certify that preservation of the Declaration was duly approved by at least two-thirds (2/3) of the members of the Board of Directors at a Board of Directors Meeting held on April 28, 2014.

EXECUTED at St. PETERSBURG (city), Pinellas County, Florida, on this 28th day of April, 2014.

WITNESSES:

Cathy L. Reed
 Print Name: Cathy L. Reed
Beau C. Suthard
 Print Name: BEAU C Suthard

Cathy L. Reed
 Print Name: Cathy L. Reed
Beau C. Suthard
 Print Name: BEAU C Suthard

CAYA COSTA COMMUNITY
 ASSOCIATION, INC.

By: Martha L. Ninkand
 Print Name: MARTHA L. NINKAND
 President

Address: 733 CAPRIVA CR. NE
ST. PETERSBURG, FL 33702

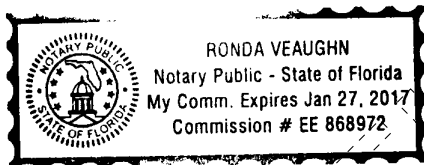
Attest: Pam Heath
 Print Name: PAM Heath
 Secretary
 Address: 846 Gladis Ct NE
St Petersburg FL 33702

(CORPORATE SEAL)

STATE OF FLORIDA
COUNTY OF PINELLAS

THE FOREGOING INSTRUMENT was acknowledged before me this 28 day of April, 2014, by Martha Winland and Pam Heat, as the President and Secretary, respectively, of **CAYA COSTA COMMUNITY ASSOCIATION, INC.**, a Florida not-for-profit corporation, who (check one) ☒ are personally known to me or ☐ produced _____ (type of identification) as identification. They acknowledged executing this document in the presence of two subscribing witnesses, freely and voluntarily, under authority duly vested in them by said corporation and that the seal affixed thereto is the true corporate seal of said corporation.

WITNESS my hand and official seal in the County and State last aforesaid on this _____ day of 28 April, 2014.



Ronda Vaughn

Notary Public - State of Florida

Print Name: Ronda Vaughn

Commission No.: EE 868972

My Commission Expires: 1-27-17

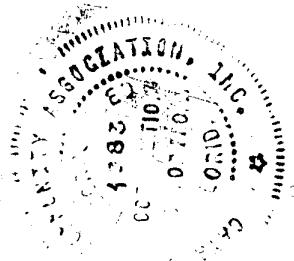


EXHIBIT "A"
AFFIDAVIT OF MARTHA WINLAND

STATE OF FLORIDA
COUNTY OF PINELLAS

BEFORE ME, the undersigned authority personally appeared **MARTHA WINLAND**,
who, after first being duly sworn, deposes and says:

1. I am the President of Caya Costa Community Association, Inc. (the "Association"), and I have personal knowledge of the matters contained herein and know them to be true and correct.

2. That in connection with the Board of Directors Meeting which was scheduled and held on April 28, 2014, at 6:00 P.M., the Board of Directors of the Association caused a notice setting forth the date, time, place and the Statement of Marketable Title Action, which is set forth below, to be mailed to the Members of the Association not less than seven (7) days prior to the Board of Directors Meeting, at which the Board of Directors voted to preserve the Master Declaration of Covenants, Restrictions, and Easements of Caya Costa, recorded at O.R. Book 5785, Page 219; First Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at O.R. Book 5879, Page 2009; Second Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at O.R. Book 6054, Page 446; Third Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at O.R. Book 6261, Page 2106; Fourth Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at O.R. Book 9609, Page 271; Fourth Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at O.R. Book 9656, Page 2380; Fifth Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at O.R. Book 17772, Page 817; Amendment of By-Laws of Caya Costa Community Association, Inc., recorded

at O.R. Book 13769, Page 2458; Amendment of By-Laws of Caya Costa Community Association, Inc., recorded at O.R. Book 16683, Page 2522, all of the Public Records of Pinellas County (hereinafter the "Declaration"), burdening the property of the Members of the Association pursuant to Chapter 712, Florida Statutes.

STATEMENT OF MARKETABLE TITLE ACTION

The Caya Costa Community Association, Inc. (the "Association") has taken action to ensure that the Master Declaration of Covenants, Restrictions, and Easements of Caya Costa, recorded at O.R. Book 5785, Page 219; First Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at O.R. Book 5879, Page 2009; Second Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at O.R. Book 6054, Page 446; Third Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at O.R. Book 6261, Page 2106; Fourth Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at O.R. Book 9609, Page 271; Fourth Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at O.R. Book 9656, Page 2380; Fifth Amendment to Master Declaration of Covenants, Restrictions and Easements of Caya Costa, recorded at O.R. Book 17772, Page 817; Amendment of By-Laws of Caya Costa Community Association, Inc., recorded at O.R. Book 13769, Page 2458; Amendment of By-Laws of Caya Costa Community Association, Inc., recorded at O.R. Book 16683, Page 2522, all of the Public Records of Pinellas County (hereinafter the "Declaration"), as may be amended from time to time, currently burdening the property of each and every member of the Association, retains its status as the source of marketable title with regard to the transfer of a member's residence. To this end, the Association shall cause the notice required by Chapter 712, Florida Statutes, to be recorded in the Public Records of Pinellas County, Florida. Copies of this notice and its

attachments are available through the Association pursuant to the Association's governing documents regarding official records of the Association.

FURTHER AFFIANT SAYETH NAUGHT.

Martha S. Winland
Affiant, MARTHA WINLAND

STATE OF FLORIDA
COUNTY OF PINELLAS

The foregoing instrument was sworn and subscribed before me this 28TH day of APRIL, 2014, by **MARTHA WINLAND**, as the President of Caya Costa Community Association, Inc., a Florida not-for-profit corporation, on behalf of the corporation. She [☒] is personally known to me or [☐] has produced as identification.

(NOTARY SEAL)

Ronda Veaughn
NOTARY PUBLIC - STATE OF FLORIDA

Print Name: Ronda Veaughn

Commission No.: EE 868972

