

THIRD AMENDMENT TO SEAWATCH CONDOMINIUM DECLARATION

Surfside Corporation, as Declarant of the SeaWatch Condominium under the Condominium Declaration dated July 15, 1984 and recorded in the York County Registry of Deeds, Book 3353, Page 302, as amended by a First Amendment to SeaWatch Condominium Declaration dated October 1, 1984 and recorded in the York County Registry of Deeds, Book 3400, Page 263, and as amended by a Second Amendment to SeaWatch Condominium Declaration dated June 10, 1985 and recorded in said Registry, Book 3555, Page 148, hereby amends said Declaration as follows:

Exhibit B of the Declaration setting forth the allocated interests of the Units is hereby amended in its entirety as set forth in Exhibit A hereto.

The last two sentences of Article IV(c) of the Declaration are hereby deleted and the following is hereby substituted for those sentences: The Allocated Interests, including the Common Element Interests, the Common Expense Liability and the percentage of voting rights appurtenant to each Unit is a percentage determined on the basis of dividing the approximate floor area of each Unit by the approximate combined floor areas of all of the Units, as determined by Declarant.

IN WITNESS WHEREOF, Surfside Corporation, a Maine corporation, by its officer, hereunto duly authorized, has executed and delivered this Third Amendment to SeaWatch Condominium Declaration this        day of        , 1985.

SIGNED, SEALED AND  
DELIVERED IN THE  
PRESENCE OF:

SURFSIDE CORPORATION

By \_\_\_\_\_  
Its

STATE OF MAINE  
CUMBERLAND, SS.

, 1985

Personally appeared the above-named  
and acknowledged the foregoing to be his free act and deed in said  
capacity and the free act and deed of said corporation.

\_\_\_\_\_  
Notary Public/Attorney at Law

CONSENT OF MORTGAGEES

The undersigned Peoples Heritage Bank, holder of the Mortgage dated July 23, 1984 and recorded in the York County Registry of Deeds, Book 3339, Page 211, and Fernand Cloutier as holder of the Mortgage dated May 11, 1984 and recorded in said Registry, Book 3288, Page 324, and Frank Adam, Richard How, William DiBiase and Robert Hendricks, as holders of the Mortgage dated May 11, 1984 and recorded in said Registry, Book 3288, Page 330, John H. Leasure, as holder of the

Mortgage dated July 23, 1984 and recorded in said Registry, Book 3339, Page 224, and Wedgestone Realty Investors Trust, as holder of the Mortgage dated 1985, and recorded in said Registry, Book , Page , hereby consent to the foregoing Third Amendment to the SeaWatch Condominium Declaration and to the Second Amendment to the SeaWatch Condominium Declaration and to the First Amendment to the SeaWatch Condominium Declaration and to the , provided that this consent shall not be construed to make any of the undersigned a Declarant or to impose on it any of the obligations or liabilities of the Declarant under the Declaration or otherwise.

IN WITNESS WHEREOF, the undersigned have executed and delivered this consent.

WITNESS:

PEOPLES HERITAGE BANK

\_\_\_\_\_

By \_\_\_\_\_  
Its

WEDGESTONE REALTY INVESTORS TRUST

\_\_\_\_\_

By \_\_\_\_\_  
Its

\_\_\_\_\_

\_\_\_\_\_

Fernand Cloutier

\_\_\_\_\_

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John H. Leasure

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William DiBiase

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Frank Adam

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\_\_\_\_\_

Richard How

\_\_\_\_\_

\_\_\_\_\_

Robert Hendricks

STATE OF MAINE  
CUMBERLAND, SS.

, 1985

Personally appeared the above-named Richard How and acknowledged the foregoing instrument to be his free act and deed in said capacity and the free act and deed of said corporation.

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Notary Public/Attorney at Law

EXHIBIT A TO THIRD AMENDMENT TO SEAWATCH CONDOMINIUM DECLARATION

UNIT NUMBERS AND ALLOCATED INTERESTS

<u>Unit No.</u>	<u>Percentage of Allocated Interests; Common Element Interest; Common Expense Liability; and Votes in Association</u>
<u>201</u>	<u>2.80</u>
<u>202</u>	<u>2.46</u>
<u>203</u>	<u>1.92</u>
<u>204</u>	<u>2.82</u>
<u>205</u>	<u>2.82</u>
<u>206</u>	<u>1.92</u>
<u>207</u>	<u>2.46</u>
<u>208</u>	<u>2.80</u>
<u>301</u>	<u>2.80</u>
<u>302</u>	<u>2.46</u>
<u>303</u>	<u>1.92</u>
<u>304</u>	<u>2.82</u>
<u>305</u>	<u>2.82</u>
<u>306</u>	<u>1.92</u>
<u>307</u>	<u>2.46</u>
<u>308</u>	<u>2.80</u>
<u>401</u>	<u>2.80</u>
<u>402</u>	<u>2.46</u>
<u>403</u>	<u>1.92</u>
<u>404</u>	<u>2.82</u>
<u>405</u>	<u>2.82</u>
<u>406</u>	<u>1.92</u>
<u>407</u>	<u>2.46</u>
<u>408</u>	<u>2.80</u>
<u>501</u>	<u>2.80</u>
<u>502</u>	<u>2.46</u>
<u>503</u>	<u>1.92</u>
<u>504</u>	<u>2.82</u>
<u>505</u>	<u>2.82</u>
<u>506</u>	<u>1.92</u>
<u>507</u>	<u>2.46</u>
<u>508</u>	<u>2.80</u>
<u>601</u>	<u>2.80</u>
<u>602</u>	<u>2.46</u>
<u>603</u>	<u>1.92</u>
<u>604</u>	<u>2.82</u>
<u>605</u>	<u>2.82</u>
<u>606</u>	<u>1.92</u>
<u>607</u>	<u>2.46</u>
<u>608</u>	<u>2.80</u>

NOTES:

1. The foregoing Exhibit describes 40 units. The first digit of the Unit number indicates the floor of the building on which the Unit is located and the last digit corresponds to the Unit number as shown on the floor plans.

2. As permitted by Section 1502-197(d) of the Act, the Allocated Interests have been rounded to the nearest one-hundredth (1/100) of one percent (0.01%). In the event of any discrepancy between the Allocated Interest stated in this Schedule and the result derived from the application of the formula provided in the Declaration, the Allocated Interest stated in this Schedule prevails as provided in said Section 1502-197(d).