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Add'l CR 5X 104

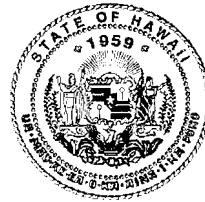
41 Am



STATE OF HAWAII
OFFICE OF ASSISTANT REGISTRAR
RECORDED

October 27, 2017 8:01 AM

Doc No(s) T-10161013
on Cert(s) AS LISTED HEREIN
Issuance of Cert(s)



STATE OF HAWAII
BUREAU OF CONVEYANCES
RECORDED

October 27, 2017 8:01 AM

Doc No(s) A-65090077



1 1/2 VKK
B-33071126

/s/ LESLIE T. KOBATA
ASSISTANT REGISTRAR



1 2/2 VKK
B-33071126

/s/ LESLIE T. KOBATA
REGISTRAR

REGULAR SYSTEM

LAND COURT SYSTEM

After Recordation, Return by Mail (xx) Pickup () To:

David B. Merchant
Merchant Horovitz LLLC
2145 Wells Street, Suite 303
Wailuku, HI 96793

TITLE GUARANTY OF HAWAII, INC. HAS
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TG ACCOM 491126-C DS

Total No. of Pages: 7

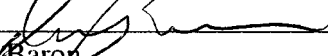
**CERTIFICATION OF AMENDMENTS TO THE THIRD RESTATEMENT OF
DECLARATION OF CONDOMINIUM PROPERTY REGIME**


We, Donald Baron and Richard Clotfelter being respectively President and Secretary of the Association of Apartment Owners of Makena Surf Condominium, do hereby certify that the documents attached hereto as Exhibit "A" are two true and correct copies of Amendments to the Third Restated Declaration of Condominium Property Regime ("Declaration") dated March 31, 2008, filed in the Land Court of the State of Hawaii as Document Number 3739322, and also recorded in the Bureau of Conveyances of the State of Hawaii as Document No. 2008-065483, which amendments were made and adopted pursuant to Hawaii Revised Statutes, Section 514B-32(a)(11) by the written consent of members of the

Association of Apartment Owners of Makena Surf holding at least 67 percent of the project common interests. The Transfer Certificates of Title ("TCT") issued for the respective apartments in the Makena Surf condominium project are listed on Exhibit "B" attached hereto and by this reference incorporated herein.

DATED this 24 day of Aug, 2017.

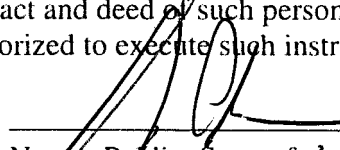
ASSOCIATION OF APARTMENT OWNERS OF
MAKENA SURF CONDOMINIUM

By 
Donald Baron
Its: President

By 
Richard Clotfelte
Its: Secretary

STATE OF GA)
)
COUNTY OF Waltham) SS.

On this 24 day of August, 2017, in the Second Circuit, State of Hawaii, before me personally appeared **DONALD BARON**, to me personally known, who, being by me duly sworn or affirmed, did say that such person(s) executed the forgoing instrument identified or described as, Certification of Amendments to the Third Restatement of Condominium Property Regime, as the free act and deed of such person(s), and if applicable, in the capacities shown, having been duly authorized to execute such instrument in such capacities.

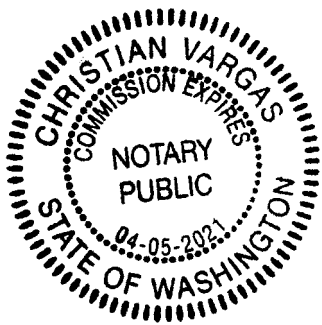



Notary Public, State of GA
Printed Name: Maria A. Giannarini
My Commission Expires: 10/31/2017

Document Date: _____ # Pages: 6
Name: _____ 2nd Circuit
Document Description: <u>CERTIFICATION OF AMENDMENT TO THE THIRD RESTATEMENT OF DECLARATION OF CONDOMINIUM PROPERTY REGIME</u>
_____ Notary Signature Date (Stamp / Seal Here)
NOTARY CERTIFICATION

STATE OF WA)
)
COUNTY OF King) SS.

On this 5th day of September, 2017, in the Second Circuit, State of Hawaii, before me personally appeared **RICHARD CLOTFELTER**, to me personally known, who, being by me duly sworn or affirmed, did say that such person(s) executed the forgoing instrument identified or described as, Certification of Amendments to the Third Restatement of Condominium Property Regime, as the free act and deed of such person(s), and if applicable, in the capacities shown, having been duly authorized to execute such instrument in such capacities.




Notary Public, State of Washington
Printed Name: Christian Vargas
My Commission Expires: 04/05/2021

Document Date: _____ # Pages: 6
Name: _____ 2nd Circuit
Document Description: <u>CERTIFICATION OF AMENDMENT TO THE THIRD RESTATEMENT OF DECLARATION OF CONDOMINIUM PROPERTY REGIME</u>
_____ Notary Signature Date (Stamp / Seal Here)
NOTARY CERTIFICATION

AMENDMENT TO THE THIRD RESTATED DECLARATION OF CONDOMINIUM
PROPERTY REGIME

The Third Restated Declaration of Condominium Property Regime ("Declaration") dated March 31, 2008, filed in the Land Court of the State of Hawaii as Document Number 3739322 and also recorded in the Bureau of Conveyances of the State of Hawaii as Document No. 2008-065483, is amended by the written consent of members of the Association of Apartment Owners of Makena Surf holding at least 67 percent of the project common interests, as follows.

Section 10 of the Declaration, entitled "Statement As To Use Of Apartments", is amended by adding the following sentence to the end of said section:

Makena Surf restricts rental stays to a minimum of five (5) nights.

No other changes are enacted by this amendment.

EXHIBIT "A"

AMENDMENT TO THE THIRD RESTATED DECLARATION OF CONDOMINIUM
PROPERTY REGIME

The Third Restated Declaration of Condominium Property Regime (“Declaration”) dated March 31, 2008, filed in the Land Court of the State of Hawaii as Document Number 3739322 and also recorded in the Bureau of Conveyances of the State of Hawaii as Document No. 2008-065483, is amended by the written consent of members of the Association of Apartment Owners of Makena Surf holding at least 67 percent of the project common interests, as follows.

Section 5 of the Declaration, entitled “Description of Common Elements”, subsection (d) is amended by adding the words “Fitness Center” into the first clause of the first sentence of said subsection between the words “Apartment” and “building” so that the first clause now reads as follows:

The Office/Storage/Manager’s Apartment/Fitness Center building,....

No other changes are enacted by this amendment.

"AS LISTED" ✓

APT. NO.	TCT NO.	APT. NO.	TCT NO.	APT. NO.	TCT NO.
A101	1107029	E201	575986	G201	511615
A102	528464	E202	1118691	G202	499664
A103	1054319	E203	1015527	G203	582029
A201	447219	E204	1136725	G204	962944
A202	446006	E205	1018367	G205	890165
A203	1007130	E206	1052957	G206	1052517
A204	446009	E301	981238	G301	1115499
B101	711996	E302	1051532	G303	1105856
B102	1022875	E303	1094039	G304	552621
B103	705141	E304	1119789		
B104	1053720	F101	297477		
B105	1053718	F102	1053052		
B106	745124	F103	973803		
B107	936480	F104	880023		
B108	1037576	F105	1076045		
B201	460308	F106	1103083		
B202	Deregistered	F107	522544		
B203	1131929	F108	1053521		
B204	884268	F109	323608		
B205	610420	F110	1054197		
B206	1070540	F111	326527		
B207	1078192	F112	969090		
B208	1056264	F201	1024207		
B301	1033945	F202	842044		
B302	1129625	F203	1112129		
B303	1095039	F204	323690		
B304	475152	F205	685499		
B305	1045920	F206	383442 ✓		
B306	547131	F207	1029166		
C101	1051152	F208	775222		
C102	1141167	F209	314536		
C103	1056621	F210	1093330		
C105	993251	F211	1033949		
C106	1019821	F212	305496		
C107	795036	F301	877619		
C201	1096141	F302	1102602		
C202	1123678	F303	1139541		
C203	560085	F304	289757		
C204	428700	F305	1052786		
C205	795068	F306	766389 ✓		
C206	536737	F307	1058899		
C207	721900	F308	684970		
E101	471982	G101	1008177		
E102	1043551	G102	954345		
E103	749073	G103	1109677		
E104	602214	G104	851025		
E105	293739	G105	285269		
E106	1055147	G106	1090298		