

Prepared by and Return to:
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Brandon, FL 33511
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**NOTICE OF PRESERVATION OF
DECLARATIONS OF COVENANTS,
RESTRICTIONS AND ASSESSMENTS FOR BOYETTE SPRINGS**

WHEREAS, the Amended and Restated Declarations of Covenants, Restrictions and Assessments of Boyette Springs Homeowners' Association, Inc., were recorded in the Public Records of Hillsborough County, Florida as follows:

1. The Official Records Book 4801 at pages 0821, et seq. of the Public Records of Hillsborough County, Florida;
2. The Official Records Book 4812 at pages 0277 of the Public Records of Hillsborough County, Florida;
3. The Official Records Book 4889 at pages 0193, et seq. of the Public Records of Hillsborough County, Florida;
4. The Official Records Book 4945 at pages 0332, et seq. of the Public Records of Hillsborough County, Florida;
5. The Official Records Book 5028 at pages 0692, et seq. of the Public Records of Hillsborough County, Florida;
6. The Official Records Book 5175 at pages 410, et seq. of the Public Records of Hillsborough County, Florida;
7. The Official Records Book 5414 at pages 1100, et seq. of the Public Records of Hillsborough County, Florida;
8. The Official Records Book 5687 at pages 909, et seq. of the Public Records of Hillsborough County, Florida;
9. The Official Records Book 6028 at pages 1122, et seq. of the Public Records of Hillsborough County, Florida;
10. The Official Records Book 6708 at pages 1639, et seq. of the Public Records of Hillsborough County, Florida;

11. The Official Records Book 221990 at pages 83, et seq. of the Public Records of Hillsborough County, Florida;

All foregoing documents being hereinafter collectively referred to as "Restrictions."

WHEREAS, the land affected by this Notice is identified in the Restrictions and is described as follows:

1. All lots lying within BOYETTE SPRINGS, SECTION A, UNIT 1, as per map or plat thereof recorded in Plat Book 59, Page 55, of the Public Records of Hillsborough County, Florida.
2. All lots lying within BOYETTE SPRINGS, SECTION B, UNIT 2, as per map or plat thereof recorded in Plat Book 59, Page 56, of the Public Records of Hillsborough County, Florida.
3. All lots lying within BOYETTE SPRINGS, SECTION B, UNIT 3, as per map or plat thereof recorded in Plat Book 60, Page 36, of the Public Records of Hillsborough County, Florida.
4. All lots lying within BOYETTE SPRINGS, SECTION A, UNIT 2, as per plat thereof recorded in Plat Book 61, Page 1, of the Public Records of Hillsborough County, Florida.
5. All lots lying within BOYETTE SPRINGS, SECTION B, UNIT 17, as per plat thereof recorded in Plat Book 61, Page 28, of the Public Records of Hillsborough County, Florida.
6. All lots lying within BOYETTE SPRINGS, SECTION B, UNIT 18, as per plat thereof recorded in Plat Book 61, Page 29 of the Public Records of Hillsborough County, Florida.
7. All lots lying within BOYETTE SPRINGS, SECTION B, UNIT 1 as per map or plat thereof as recorded in Plat Book 62, Page 5, of the Public Records of Hillsborough County, Florida.
8. All lots lying within BOYETTE SPRINGS, SECTION B, UNIT 5, as per map or plat thereof recorded in Plat Book 62, Page 30, of the Public Records of Hillsborough County, Florida.
9. All lots lying within BOYETTE SPRINGS, SECTION A, UNIT 4, as per map or plat thereof recorded in Plat Book 65, Page 15, of the Public Records of Hillsborough County, Florida.

10. All lots lying within BOYETTE SPRINGS, SECTION B, UNIT 4, as per map or plat thereof recorded in Plat Book 66, Page 6, of the Public Records of Hillsborough County, Florida.
11. All lots lying within BOYETTE SPRINGS, SECTION B, UNIT 6, as per map or plat thereof recorded in Plat Book 68, Page 15, of the Public Records of Hillsborough County, Florida.
12. All lots lying within BOYETTE SPRINGS, SECTION A, UNIT 3, PHASE 1, as per plat or map thereof recorded in Plat Book 69, Page 27, of the Public Records of Hillsborough County, Florida.
13. All lots lying within BOYETTE SPRINGS, SECTION B, UNIT 8, PHASE 1, as per map or plat thereof, recorded in Plat Book 71, Page 47, of the Public Records of Hillsborough County, Florida.
14. All lots lying within BOYETTE SPRINGS, SECTION B, UNIT 10A, as per map or plat thereof, recorded in Plat Book 71, Page 48, of the Public Records of Hillsborough County, Florida.
15. All lots lying within BOYETTE SPRINGS, SECTION B, UNIT 19, as per map or plat thereof, recorded in Plat Book 87, Page 30, of the Public Records of Hillsborough County, Florida.
16. BOYETTE SPRINGS, SECTION B, UNIT 8, PHASE 2, as per map or plat thereof, recorded in Plat Book 78, Page 50, of the Public Records of Hillsborough County, Florida.
17. BOYETTE SPRINGS, SECTION A, UNIT 5 & 6, PHASE 1, as per map or plat thereof, recorded in Plat Book 78, Page 49, of the Public Records of Hillsborough County, Florida.
18. BOYETTE SPRINGS, SECTION A, UNIT 3, PHASE 2, as per map or plat thereof, recorded in Plat Book 76, Page 32, of the Public Records of Hillsborough County, Florida.
19. BOYETTE SPRINGS, SECTION B, UNIT 11, as per map or plat thereof, recorded in Plat Book 62, Page 9, of the Public Records of Hillsborough County, Florida.
20. BOYETTE SPRINGS, SECTION A, UNIT 7, as per map or plat thereof, recorded in Plat Book 85, Page 40, of the Public Records of Hillsborough County, Florida.

WHEREAS, pursuant to provisions of Fla. Stat. § 712.05, Boyette Springs Homeowners Association, Inc. (hereinafter "the Association") has the authority and desire to preserve the Restrictions from extinguishment by the operation of Florida law by filing for record this Notice in accordance with the provisions of such Florida Statutes;

WHEREAS, the Association desires that this Notice shall have the effect of so preserving such Restrictions from extinguishment by the operation of Florida law and all the rights, duties and obligations contained therein for a period of thirty (30) years after the filing of this Notice unless again filed as required pursuant to the applicable law; and

WHEREAS, the execution in recording of this Notice has been approved, pursuant to Fla. Stat. §712.05(1) and §720.3053(5) by two-third (2/3) of the Board of Directors of the Boyette Springs Homeowners' Association at a meeting for which notice stating the meeting's time and place as well as containing the statements Marketable Title Action pursuant to Fla. Stat. §712.06(1)(b) was mailed or hand delivered to members of the Association not less than seven (7) days prior to such meeting.

Now, therefore, in accordance with the foregoing, this Notice of Preservation of the Amended and Restated Declarations of Covenants, Conditions and Assessments (hereinafter "Notice") is made by the Association, as authorized pursuant to provisions of Fla. Stat. §712.05 as follows:

1. The Association as hereinafter defined, in my execution hereof, pursuant to the provisions of Florida Statute §712.05 does hereby preserve and protect from extinguishment by operation of the provision of Florida Statute §712.01, et seq., all of the terms, provisions and conditions of the Restrictions.
2. The Preservation of the Restrictions as contained in this Notice shall have the effect of preserving all of the terms, provisions and conditions of the Restrictions from extinguishment by operation of the provisions of Florida Statute §712.01, et seq., for a period of thirty (30) years after the recording of this Notice, unless a subsequent Notice is filed which further preserved the term of the Restrictions in accordance with applicable law.
3. If any of the terms of this Notice are illegal or unenforceable at law or in equity, the validity, the legality and enforceability of the remaining provisions contained herein shall not in anyway be affected or impaired thereby. Any illegal or unenforceable term shall be deemed to be void and of no force and effect only to the minimum extent necessary to bring such term within the provisions of any applicable law or laws, and such terms, as so modified, and the balance of this notice shall then be fully enforceable.

4. This notice is not intended to, and shall not be considered to, change, alter, modify, or amend the Restrictions or any provisions thereof. This action is not intended to burden any property which is not already burdened by the Restrictions.

IN WITNESS WHEREOF, the Association has hereunto set its hand and seal this 14th day of may, 2015.

Boyette Springs Homeowners' Association, Inc.

By: [Signature]

Its President: Brian J. Wohlwend

WITNESS:

[Signature]

Signature

Lee SANDER

Printed Name

WITNESS:

[Signature]

Signature

PEGGY A. KNITTEL

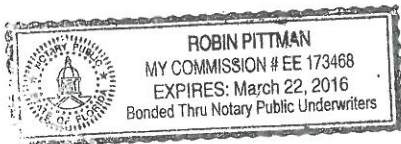
Printed Name

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

BEFORE ME personally appeared Brian J. Wohlwend, who executed the foregoing instrument, and acknowledged to and before me that he/she executed said instrument for the purposes therein expressed.

Sworn to and subscribed before me this 14th day of may, 2015.

[Signature]
Notary Public, State of Florida



Print, Type or Stamp Name of Notary

Personally known to me, or

Produced identification

Type of identification produced:

FL Driver License

**AFFIDAVIT OF PRESIDENT OF
BOYETTE SPRINGS HOMEOWNERS' ASSOCIATION, INC.**

BEFORE ME, the undersigned Notary Public, personally appeared Brian J. Wohlwend, ("Affiant"), who is the President of the Boyette Springs Homeowners' Association, Inc., a Florida not-for-profit corporation ("Association"), and being duly sworn deposes and says:

1. I am the President of the Boyette Springs Homeowners' Association, Inc., and as such, have personal knowledge of the affairs of the Association relative to the matters which are the subject of this Affidavit.

2. That the President of the Association has caused a statement in substantially the following form to be mailed and/or hand delivered to members of the Association together with the attached Notice of Meeting on the 20th day of March, 2015.

STATEMENT OF MARKETABLE TITLE ACTION

Boyette Springs Homeowners' Association, Inc., a Florida corporation (the "Association") has taken action to ensure that the Restrictive Covenants and Conditions recorded in the Public Records of Hillsborough County, Florida, as follows:

1. The Official Records Book 4801 at pages 0821, et seq. of the Public Records of Hillsborough County, Florida;
2. The Official Records Book 4812 at pages 0277 of the Public Records of Hillsborough County, Florida;
3. The Official Records Book 4889 at pages 0193, et seq. of the Public Records of Hillsborough County, Florida;
4. The Official Records Book 4945 at pages 0332, et seq. of the Public Records of Hillsborough County, Florida;

5. The Official Records Book 5028 at pages 0692, et seq. of the Public Records of Hillsborough County, Florida;
6. The Official Records Book 5175 at pages 410, et seq. of the Public Records of Hillsborough County, Florida;
7. The Official Records Book 5414 at pages 1100, et seq. of the Public Records of Hillsborough County, Florida;
8. The Official Records Book 5687 at pages 909, et seq. of the Public Records of Hillsborough County, Florida;
9. The Official Records Book 6028 at pages 1122, et seq. of the Public Records of Hillsborough County, Florida;
10. The Official Records Book 6708 at pages 1639, et seq. of the Public Records of Hillsborough County, Florida;
11. The Official Records Book 221990 at pages 83, et seq. of the Public Records of Hillsborough County, Florida.

as may be amended from time to time, currently burdening the property and each and every member of the Association, retains the status as to the service of Marketable Title with regard to the transfer of members' residence. To this end, the Association shall cause the Notice required by Chapter 712, Florida Statutes, to be recorded in the Public Records of Hillsborough County, Florida. Copies of this Notice and attachments are available through the Association pursuant to the Association's governing documents regarding official records of the Association, that this affidavit has been prepared and executed in connection with the requirements of §712.06(1)(b), Florida Statutes.

FURTHER AFFIANT SAYETH NAUGHT.

A handwritten signature in blue ink, consisting of a stylized initial 'D' followed by a long horizontal stroke that ends in a loop.

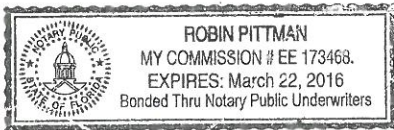
STATE OF FLORIDA
COUNTY OF HILLSBOROUGH .

BEFORE ME personally appeared Brian J. Wohlwend, the President of the Boyette Springs Homeowners' Association, Inc., who executed the foregoing instrument, and acknowledged to and before me that he/she executed said instrument for the purposes therein expressed.

Sworn to and subscribed before me this 14th day of May, 2015.

Robin Pittman

Notary Public, State of Florida



Print, Type or Stamp Name of Notary

Personally known to me, or

Produced identification

Type of identification produced:

FL Driver License