

# DECLARATION OF COVENANTS CONDITIONS & RESTRICTIONS

BOOK LIE

### DECLARATION OF

027795

# COVENANTS, CONDITIONS AND RESTRICTIONS

THIS DECLARATION, made on the date hereinafter set forth by

U. S. EQUITY CORPORATION and DWAINE CARR, TRUSTEE, hereinafter

jointly referred to as "Declarant". HARM 906:4 '81

WITNESSETH:

WHEREAS, Declarant is the owner of certain property located in Volusia County, Florida, which is more particularly described in Exhibit "A"attached hereto.

NOW, THEREPORE, Declarant hereby declares that all of the properties described above shall be held, sold and conveyed subject to the following easements, restrictions, covenants, and conditions, which are for the purpose of protecting the value and desirability of, and which shall run with, the real property and be binding on all parties having any right, title or interest in the described properties or any part thereof, their heirs, successors and assigns, and shall inure to the benefit of each owner thereof.

### ARTICLE I

### DEFINITIONS

Secti n 1. "Association" shall mean and refer to STONE
ISLAND HOMEOWNERS ASSOCIATION, INC., a non-profit corporation
organized under the laws of the State of Florida, its successors
and assigns.

Section 2. "Owner" shall mean and refer to the record owners, whether one or more persons or entities, of a fee simple title to any lot or condominium unit which is a part of the properties, including contract sellers, but excluding those having such interest merely as security for the performance of an obligation.

Section 3. "Properties" shall mean and refer to that certain real property hereinbefore described.

Section 4. "Common Area" shall mean all real property owned by the Association or Declarant for the common use and enjoyment of the owners.

Section 5. "Lot" shall mean and refer to any plots of land designated for single family use shown upon the unrecorded

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plat for STONE ISLAND dated October 26, 1979, and attached hereto as Exhibit "B".

Section 6. "Declarant" shall mean and refer to U. S. EQUITY CORPORATION and DWAINE CARR, TRUSTEE, their successors and assigns if such successors or assigns should acquire more than one (1) undeveloped lot from the Declarant for the purpose of development.

### ARTICLE II

### PROPERTY RIGHTS

- Section 1. Owners' Easements of Enjoyment. Every owner shall have a right and easement of enjoyment in and to the Common Area which shall be appurtenant to and shall pass with the title to every lot subject to the following provisions:
- (a) the right of the Association to charge reasonable admission and other fees for the use of any recreational facility situated upon the Common Area;
- (b) the right of the Association to suspend the voting rights and right to use of the recreational facilities by an owner for any period duirng which any assessment against his lot remains unpaid; and for a period not to exceed sixty (60) days for any infraction of its published rules and regulations.
- (c) the right of the Association to dedicate or transfer all or any part of the Common Area to any public agency, authority, or utility for such purposes and subject to such conditions ,
  as may be agreed to by the members. No such dedication or transfer shall be effective unless an instrument signed by two-thirds
  (2/3) of the members agreeing to such dedication or transfer—has
  been recorded.

Section 2. Owner's Use of Lot. Use of lots shall be limited to residential purposes.

Section 3. Delegation of Use. Any owner may delegate, in accordance with the By-Laws, his right or enjoyment to the Common Area and facilities to the members of his family, his tenants, or contract purchasers who reside on the property.

### ARTICLE 111

MEMBERSHIP AND VOTING RIGHTS IN THE ASSOCIATION

Section 1. Every owner of a lot or condominium unit which is subject to assessment shall be a member of the Association.

Membership shall be appurtenant to and may not be separated from ownership of any lot or condominium unit which is subject to assessment.

Section 2. The Association shall have two classes of voting membership:

Class A. Class A members shall be all owners, with the exception of the Declarant, of lots or condominiums units and shall be entitled to one (1) volue for each lot or unit owned. When more than one (1) person holds an interest in any lot or unit, all such persons shall be members. The vote for such lot or unit shall be exercised as they among themselves determine, but in no event shall more than one (1) vote be cast with respect to any lot or unit.

Class B. The Class B member shall be Declarant and shall be entitled to three (3) votes for each lot owned. The Class B membership shall cease and be converted to Class A memberhip on the happening of either of the following events, whichever occurs earliet:

- (a) When the total votes outstanding in the Class A membership equals the total votes outstanding in the Class B membership, or
- (b) On January 1, 1982.

### ARTICLE IV

# COVENANT FOR MAINTENANCE ASSESSMENTS

Assessments. The Declarant, for each lot or condominium unit

owned within the properties, hereby covenants, and each owner of any

lot or condominium unit by acceptance of a deed thereof, whether

or not it shall be so expressed in such deed, is deemed to covenant

and agree to pay to the Association: (1) annual assessment or

charges, and (2) special assessments for capital improvements, such

assessments to be established and collected as hereinafter pro
vided. The ennual and special assessments, together with interest,

costs, and reasonable attorneys' fees, shall be a charge on the

land and shall be a continuing lien upon the property against which.

each such assessment is made. Each such assessment, together with

interest, costs, and reasonable attorneys fees, shall also be the

personal obligation of the person who was the owner of such property at the time when the assessment fell due. The personal obligation for delinquent assessments shall not pass to his successors in title unless expressly assumed by them.

Section 2. Purpose of Assessments. The assessments levied by the Association shall be used exclusively, except as hereinafter provided in Section 12, to promote the recreation, health, safety, and welfare of the residents in the properties and for the improvement and maintenance of the Common Area.

Beotion ). Assessment Allocation. Assessments shall be levied as to each lot on the basis of the class of membership as hereinafter set forth. The assessment for the Class B membership for any vacant lot or any lot superimposed with an unoccupied, unsold living unit structure shall be twenty-five per cent (25%) of the annual assessment for a Class A member.

Section 4. Maximum Annual Assessment. Until January 1, 1987, the maximum annual assessemnt shall be as follows for each class as designated:

Class A - \$100.00 per year.

Class 8 - Not less than 25 per cent of the annual assessment for a Class A member.

From and after January 1, 1982, the maximum annual assessment may be increased each year not more than ten per cent (10%) above the maximum assessment for the previous year without a vote of the membership. The maximum annual assessment may be increased above ten per cent (10%) by a vote of two-thirds (2/3) of the Class A members who are voting in person or by proxy, at a meeting of the Association duly called for this purpose. The Board of Directors may fix the annual assessments at an amount not to exceed the

Section 5. Speical Assessments for Capital Improvements.

In addition to the annual assessments authorized above, the Association may lavy, in any assessment year, a special assessment applicable to that year only for the purpose of defraying, in whole or in part, the cost of any construction, reconstruction, repair or replacement of a capital improvement upon the Common Area, including

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fixtures and personal property related thereto, provided that any such assessment shall have been approved by two-thirds (2/1) of the members who are voting in person or by proxy at an Association meeting duly called for this purpose.

Section 6. Notice and Quorum for any Action Authorized Under Sections 4 and 5. Written notice of any meeting called for the purpose of taking any action authorized under Sections 4 or 5 shall be sent to all members not less than thirty (30) days nor more than sixty (60) days in advance of the meeting. At the first such meeting called, the presence of members or of proxiss entitled to cast sixty per cent (60%) of all the votes shall constitute a quorum. If the required quorum is not present, another meeting may be called subject to the same notice requirement, and the required quorum at the subsequent meeting shall be one-half (1/2) of the required quorum at the preceding meeting. No such subsequent meeting shall be held more than sixty (60) days following the preceding meeting.

Section 7. Uniform Rate of Assessment. Both annual and special assessments must be fixed at a uniform rate for all lots or condominium units within each class of membership and may be collected on a monthly, or quarterly, or annual basis.

Due Date. The annual assessments provided for herein shall commence as to all lots or condominium units on the date sold. The first annual assessment shall be adjusted according to the number of months remaining in the calendar year. The Board of Directors shall fix the amount of the annual assessment against each lot or condominium unit at leasy thirty (30) days in advance of each annual assessment period. Written notice of the annual assessment shall be sent to every owner subject thereto. The due dates shall be setablished by she Board of Directors. The Association shell, upon demand, and for a reasonable charge, furnish a certificate signed by an officer of the Association setting forth whether the assessments on a specific lot or condominium unit have been paid.

Section 9. Effect of Nonpayment of Assessments: Remedies of the Association. Any assessment not paid within thirty (30) days after the due date shall bear interest from the due date at

rate of eight per cent (8%) per annum. The Association may bring an action at law against the owner personally obligated to pay the same, or foreclose the lien against the property. No owner may waive or otherwise escape liability for the assessments provided for herein by non-use of the Common Area or abandonment of his lot or condominium unit.

Section 10. Subordination of the Lien to Mortgages. The lien of the assessments provided for herein shall be subordinate to the lien of any first mortgage. Sale or transfer of any lot or condominium unit shall not affect the assessment lien. However, the sale or transfer of any lot or condominium unit pursuant to mortgage foreclosure or any proceeding in lieu thereof, shall extinguish the lien of such assessments as to payments which became due prior to such sale or transfer. No sale or transfer shall relieve such lot or condominium unit from liability for any assessments thereafter becoming due or from the lien thereof.

Saction 11. Exempt Property. All properties dedicated to, and accepted by, a local public authority and all properties owned by a charitable or non-profit organization exampt from taxation by the laws of the state of Florida shall be exempt from the assessments created herein. However, no land or improvements devoted to dwelling use shall be exempt from said assessments.

Section 12. Lot and Exterior Maintenance. In the event an owner of any lot or condominium unit in the properties shall fail to maintain the premises and the improvements situated thereon in a manner satisfactory to the Board of Directors, the Association, after approval by two-thirds (2/3) vote of the Board of Directors and thirty (30) days written notice to the owner, shall have the right, through it agents and employees, to enter upon said parcel and to repair, clear, trim, maintain, and restors the lot and the exterior of the buildings and any other improvements erected thereon. The cost of such exterior maintenance shall be added to and become part of the assessment to which such lot is subject, which shall be due and payable thirty (30) days from the date said assessment is made.

### ARTICLE V

### ARCHITECTURAL CONTROL

Mo building, fence, wall, or other structure shall be commenced, erected or maintained upon the properties, nor shall any
exterior addition to or change or alteration therein be made until
the plans and specifications showing the nature, kind, shape, height,
materials, and location of the same shall have been submitted to
and approved in writing as to harmony of external design and location
in relation to surrounding structures and topography by the Board
of Directors of the Association, or by an architectural committee
composed of three (1) or more representatives appointed by the
Board. In the event said Board, or its designated committee,
fails to approve or disapprove such design and location within
thirty (30) days after said plans and specifications have been
submitted to it, approval will not be required and this Article
will be desired to have been fully complied with.

### ARTICLE VI

### USE RESTRICTIONS

Section 1. Building Location. Each building shall be placed on the lot in conformance with the final plans submitted to the Board of Directors of the Association.

Section 2. Signs. No signs of any kind shall be displayed to the public view on any lot except one professional sign of not more than one (1) squire foot advertising the property for sale or rent, or signs used by a builder to advertise the property during the construction and sales period.

Section 3. Oil and Mining Operations. No oil drilling, oil development operations, oil refining, quarrying or mining operations of any kind shall be permitted upon or in any lot, nor shall oil wells, tanks, tunnels, mineral excavations or shafts be permitted upon any lot.

Section 4. Livestock, Poultry and Nuisances. No noxious or offensive trade or activity, including, but not limited to, the raising of or keeping of chickens, goats, pigs, horses, cattle or other animals, shall be carried on upon any lot, but the foregoing shall not be construed as to prohibiting the raising or keeping

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of domestic pets provided they are not kept or bred or maintained for commercial purposes, nor shall anything be done on any lot which may be or become a nuisance or an unreasonable annoyance to the neighborhood.

garage, barn, or other outbuilding erected or placed upon any lot, shall at any time be used as a residence, temporarily or permanently, nor shall any structures of a temporary character be used as a residence.

Section 6. Garbage and Refuse. No lot shall be used or maintained as a dumping ground for rubbish. Trash, garbage or other waste shall not be kept except in sanitary containers. All incinerators or other equipment for the storage or disposal of such material shall be kept in a clean and sanitary condition.

Section 7. Easements. Easements for installation and maintenance of utilities and drainage facilities are reserved to Declarant, the Association, and any public utility serving STONE ISLAND. Within these easements, no structure, planting or other material shall be placed or permitted to remain which may damage or interfers with the installation and maintenance of utilities, or which may change the direction of flow or drainage facilities in the easements, or which may obstruct or retard the flow of water through drainage facilities in the easements. The easement area of each lot and all improvements in it shall be maintained continuously by the owner of the lot, except for those improvements which a public authority or utility company is responsible for.

Section 8. Sewage Service. Sewage service to all property described in this Declaration will be supplied by ENTERPRISE .
UTILITIES CORPORATION in accordance with lts rules and regulations.

### ARTICLE VII

### GENERAL PROVISIONS

have the right to enforce, by any proceeding at law or in equity,
all restrictions, conditions, covenants, reservations, liens and
charges now or hereafter imposed by the provisions of this Declaration.

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Failure by the Association or by any owner to enforce any covenant or restriction herein contained shall in no event be deemed a waiver of the right to do so thereafter.

Section 2. Severability. Invalidation of any one of these covenants or restrictions by judgment or court order shall in no wise affect any other provisions which shall remain in full force and effect.

Section 3. Amendment. The covenants and restrictions of this Declaration shall run with and bind the land, for a term of twenty (20) years from the date this Declaration is recorded, after which time they shall be automatically extended for successive periods of ten (10) years. This Delcaration may be amended during the first twenty (20) year period by an instrument signed by not less than ninety (90) per cent of the lot or condominium unit owners, and thereafter by an instrument signed by not less than seventy-five (75) per cent of the lot or condominium unit owners. Any amendment must be recorded.

IN WITNESS WHEREOF, the undersigned, being the Declarant herein, has caused these presents to be executed in its name this 3015 day of 1981.

Signed, sealed and delivered in the presence of:

in work Palace

U. S. EQUITE CORPORATION

DWAINE CARR, Individually and as

President

Trustee

STATE OF PLORIDA COUNTY OF ORANGE

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and in the County aforesaid to take acknowledgments, personally appeard DWAINE CARR, to me well known and known to me to be the person described in and who executed the foregoing instrument, and acknowledged to and before me that he executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal in the County and State last aforesaid this jy. day of ..., 1981.

NOTARY PUBLIC

My commission expires:

(Acknowledgments continued.)

Matery Petter State of H. C. & Core. My Catomican to provide ten 9, 1, 4 STATE OF PLORIDA

COUNTY OF ORANGE

BEFORE ME, personally appeared C. C. TOMLIN, JR., to me well known and known to me to be the individual adscribed in and who executed the foregoing instrument as President of the above-named corporation, and he acknowledged before me that he executed such instrument as such President of said corporation and that said instrument is the free act and deed of said corporation.

WITNESS my hand and official seal, this \_\_\_\_\_ day of

Notary Public

My commission expires:

Notary Peter Scale of Hasta in Loss My Commission Control of Land

This instrument prepared by:

Dwaine Carr, Esq. 341 North Magnolia Avenue Orlando, Florida 32801 All of Stone Island Estates, as recorded in Map Book II, page 221, of the Public Records of Volusia County, Florida,

LESS the following portions of the above described property that have been released from the lien of the subject mortgage:

Lot 1, Lot 2, Southeasterly 1/2 of Lot 3, Lots 4 - 10, Westerly 1/2 of Lot 11, Southwesterly 1/2 of Lot 12, Lots 13 - 17, Block A, Unit I;

Lote 2, 3 and 4, Block B, Unit I;

Lot 5A being a part of Lot 5, Block B, Stone Island Estates, Unit #5 as recorded in Map Book II, Page 221, Public Records of Volusia County, Florida, being more particularly described ms follows: Segin at the MS corner of Lot 8, Block B, run N 130 feet, thence S 78°49' ¥ 135 feet, thence S 14°15' ¥ 90 fect to the Northerly line of Lot 3, Block B, thence run Southeasterly along the Northerly line of Lots 3 and 2, a distance of 155 feet to the SE corner of Lot 5, Block B to the Point of Beginning. Subject to an easement over the East 20 feet for Road and a 7.5 foot easement along the back and Side lot lines for drainage and utilities; (5A)

That part of Lot 5, Block B, Stone Island Estates, Map Book 11, page 221, described as follows: Parcel #1: Beginning at the SE corner of said Lot 5, thence run N I30 feet to the Point of Beginning; thence run N 86.5 feet to the NE corner of said Lot 5; thence run N 60.0° W 100 feet; thence S 30°0′ W 120 feet; thence S 13°24′ E 61.0 feet; thence N 78° 49′ E 135 feet to the Point of Heginning, including the Fant 20 feet and the N 20 feet thereof which whall be remerved for public ingress and egress. Parcel #2: Deginning at the NE corner of Baid Lot 5; thence run N 60°0′ W 100 foot to the point of Deginning) thence run N 60°0′ W 100 foot to the 23°0′ W 120′ feet; thence S 60°0′ E 100 feet, thence N 30°0′ E 120 feet to the Point of Deginning, including the N 20 feet thereof, which shall be reserved for public ingress and egress; (58£C)

Begin at the NE corner of Lot 5, Block B, Stone Island
Estates, according to the map thereof as recorded in Nap
Book 11, page 221, Public Records of Volusia County, Florida,
Fun N 60°0' W 200 feet to Point of Beginning, run thence N
60°0' W 30.9 feet, thence W 83.0 feet, thence S 26°12' W 107
feet, thence S 76°33' K 100 feet, thence N 30°0' E 120 feet
to the point of beginning; (50)

Begin at the NW corner of Lot 5, Block B, Stone Island
Estates, according to the map thereof as recorded in Map
Book 11, page 221, Public Records of Yolusia County, Florida,
run 5 93 feet to the North right-of-way of private road, the
run East along the North right-of-way of private road H3 fee
run East along the North right-of-way of Center Lane (private);
to the Northwesterly right-of-way of Center Lane (private);
thence run Northeasterly along the Northwesterly right-of-wa
of Center Lane (private) SS feet to a point; thence run N
60 feet to a point on the North line of said Lot 5; thence
run West along said North line 135 feet to the point of begin

Exhibit A

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ALSO 1.1:55

The North 100 feet of Lot 6, Olock N, Stone Island Estate, according to the Map thereof as recorded in Map Book 11, page 221, of the Public Records of Volusia County, Florida; (6A)

Regin 100 feet South of the NW corner of Lot 6, Block M, Unit 1, Stone Island Estates as recorded in Map Hook 11, page 221, Public Records of Volucia County. Num East 174.0 feet, South 42.0 feet, thence South 32.0 feet, thence South 53.6 feet, thence West 102.0 feet to West line of Lot 6, thence Borth 186.0 feet to Point of Deginning, (6)

Lots 1 through 15, Mack C, unit 1;

Lots 1 through 14, Block D, Unit.1.

Lot 5, Block B in the plat of Stone Island Estates as recorded in Nap Book 11, page 221, Volusia County Public Records LESS all that part lying Mesterly and Northwesterly of Timber Trail, and LESS that part described as follows: Reginning at the Northeast corner of Lot 2, Block B, run 155 feet Westerly along the North line of Lots 2 and 3; thence run N 14°15' E 90 feet; thence run N 13°24' V, 61 feet; thence run N 60°00' W, 100 feet; thence run N 76°33' V, 100 feet; thence run Il 26°12' E, 107 feet to the North line of said Lot 5, Block B; thence run East along the North line 83 feet; thence run S 60°00' E, 230.9 feet; thence run South 216.5 feet along the East line of Lot 5 to the Point of Beginning. (chub mouse)

### SCHOOLE B

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Parcel 1:
In Section 8, Township 19 South, Range 31 East, All of Government Land 5 together with all unsurveyed portion lying South of the Center of a 100 foot canal right-of-way, the centerline of which is describes follows: From the ME corner of said Section 8, Township 19 South Range 31 East, which is an iron spike in the center of the Enterprise Osteen Road, run South 0\*45'01" East on the East Boundary line of unsection 8, 1801.38 feet for point beginning, thence run Nouth 59°52' East parallel to the North line of said Section 8, 450 feet, thence r North 69°59'20" West 983.60 feet, thence run North E0°49'19" West 98 feet, thence run North E0°57'52" West, parallel to the North line of said Section 8, 1,210 feet more or less to water's edge of Jake Home thonce to a point where existing waters are 5 feet deep at low water.

### ALSO

Parcel 2: IN Bootion W, Mownerip to mouth, hangs 31 Mast, Government Let B and all unsurveyed part of said Section 9 lying South of the Center line a 100 foot canni right-of-way, the centerline of which is described follows: Beginning at a point on the West line of said Section 9, Township 19 South, Range 31 East, 1801.38 feet South of the NV cornethereof, run South 74°50' East 836.0 feet, thence run South 60°00' Ea 764 feet, thence Southerly parallel to the centerline of the Stone Island Road 175 feet, thence South 60°00' East 76 feet more or less the West right-of-way line of the said Stone Island Road;

### ALSO .

Parcel 3: All unsurveyed part of said Section 9, Township 19 Bouth, Range 31 Ra lying East of said Stone Island Road EXCEPT that portion lying to the North and Pest of a line described as follows:

Deginning at the intersection of the centerline of the constabove mentioned with the East right-of-way line of said Stome Island Road, continue on the Basterly projection of said Stome Center line on a hearing of South 60°00' East 2,350 feet more or less, to the water's edge of Lake Bethel, thence East to the Southerly projection of the East line of Government Lot 2, thence North to the SE corner of Lot 6 of the Assessor subdivision of Government Lots 2 and 3 of Section 9, Township 19 South, Range 31 East, according to Map Book 3, Page 66 of Volusia County, Florida Records;

MISO EXCEPT the real property described as follows:

Commencing at a point 2640 feet East of Southwest corner of Section 9, Township 19 South, Range 31 East, thence run 10 climins North 8°15' west to a point, thence 5 chains North Al' Bast to waterline of Luke Bethel, thence Southerly along the waterline of said Luke Bethel to a point where the divisions waterline of said Luke Bethel to a point where the divisions waterlines 9 and 16 intersects the said Luke Bethel, thence Wout along said division line to point of heginning;

	Official Records Book Reference for Actual	
Lot & Unit No.	Legal Description	Owner:
1,111 32,111 33,111 47,111	1835 0491 1779 1875 1814 1856 1838 1694	Girard Litsey & Major: Stearns
. 46,111 50,111 51,111	1836 1069 1822 1042 1835 1945	Challancin Kittel
52,111	1843 0484	Hrown
53,111	1843 0484	Demoliuk
68,111	1837 1295	Berry
70,111	1833 1518	Elzey
71,111	1833 1518	Elzey
75,111	1835 0493	Girard
3,1V	1831 1524	Ellis
4,1V	1832 0839	Richardson
7,1V	1832 0016	Olsan
8, IV	1583 360	Titus
9, IV	1832 0017	Olsan
10, IV	1714 0578	Theisen
11, IV 12, IV . 14, IV	1835	Shaw Nagowan
15, IV 16, IV 17, IV	1798 0045 1815 1747 1815 1317	Wynn Keen Perkins Long
18,1V	1815 1748	Perkins
19,1V	1786 0768	NcKechnie
20,1V	1806 1174	Narquart
21, IV	1843 0520	Nartin
N 1/2 of 24, IV	1821 1033	Nilis
25, IV	1821 1033	Nilis
27,1V	1843 0505	Goins N
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37, IV	1835 1694	Caneva
38, IV	1822 0316	Rhonenus
43, IV	1838 1689	Desch
44, IV	1616 0221	Naley
45, IV	1622 0333	Scarii
46, IV	1769 1657	Topercer
47. IV	1783 0220	Clark
52, IV	1829 0613	Hoovel
53, IV	1835 1902	Sheldon
54, IV	1832 1966	Randall
57, IV	1831 1538	Keim
58, IV	1751 0335	Jenkins
59, IV	1794 0687	Kettles
60, IV	1713 1221	Stradley
61, IV	1797 0526	Stradley
62, IV	1635 1904	Santanello
63, IV	1637 1803	Terlonv
65, IV	1635 644	Paine .
67, IV	1813 1766	Roberts
68, IV	1833 1416 -	Strelzoff
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22, VI		1833	7-1433		Minson
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48. IV		1818	1985		Timothy
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AND LESS:

Lot 6 i the unrecorded plat of one Island Estates Unit Four, Volusia County, Florida, more particularly described as follows: From the SE corner of Section 8, Township 19S, Range 31E, run North 1130.15 feet along the East line of Section 8 to a point on the North side of a 60 foot road; thence run S 89°20'45" W, 39.26 feet along the North side of the road to the Point of Beginning; thence run S 89°20'45" W, 125.0 feet; thence run N 00°39'15" W, 125.0 feet; thence run N 89°20'45" E, 125.0 feet; thence run S 00°39'15" E, 125.0 feet to the Point of Beginning, subject to 7:5 foot easements along all lot lines.

(Quail Hollow Enterprises)

.AND LESS:

Lot 21 in the unrecorded plat of Stone Island Estates Unit For Volusia County, Florida, more particularly described as follo From the Southeast corner of Section 8, T195, R31E run North 1130.15 feet along the East line of Sec. 8; thence run 8 89°20'45" W 914.26 feet; thence run S 89°29'15" W 1049.10 feet to the Point of Beginning; thence run N 67°07' W 187.55 feet; thence run N 30° E 85.48 feet; thence run S 85°41' E 125.0 feet; thence run S 2°15' E 137.65 feet to the Point of Beginn subject to 7.5 foot easements along all lot lines. (Martin)

AND LESS:

Lot 40 in the unrecorded plat of Stone Island Estates Unit Four, Volusia County, Florida, more particularly described as follows:

From the North 1 corner of Section 8, T198, R31E, run 8 2° 08' 14" W 4007.37 feet along the West line of Government Lot 2 extended to the Northwesterly line of Kettledrum Trail; thence run 8 54° 43' W 13.02 feet; thence run 8 50° 12' W 125.49 feet; thence run 8 48° 31 W 259.51 feet; thence run 8 54° 01' W 129.88 feet to the Point of Beginning; thence run 8 66° 44' W 129.63 feet; thence run N 49° 45' W 125.80 feet; thence run N 65° 38' E 130.61 feet; thence run 8 48° 53' E 127.60 feet to the Point of Beginning; subject to 7.5 foot easements along all lot lines. (Mathews)

AND LESS:

Lot 84 in the unrecorded plat of Stone Island Estates Unit Four, Volusia County, Florida, more particularly described as follows:

From the Southeast corner of Section 8, T198, R31E; run North 1130.15 feet along the East line of Section 8 to a point on the North side of a 60 foot road; thence run 8 80 20 45" W 914.26 feet along the North line of the road; thence run 8 89 29 15" W 995.67 feet along the North line of the road; thence bear 8 10 54 30" W 421.60 feet to the Point of beginning; thence run 8 10 54 30" W 120.0 feet; thence run N 79 00 00" W 158.0 feet; thence run N 79 12 00" E 120.40 feet; thence run 8 78 59 00 E 165.78 feet to the point of beginning; subject to 7.5 foot casements along all lot lines. (Green)

AND LESS:

That part of Section 9, Ti9s, R31E, Volusia County, Florida
described as follows: From the SW corner of Section 9, Ti9s,
R31E, run R 1130.15 feet along the West line of Sec. 9 to a
point on the North line of a 60 foot road; thence run R89°20'
point on the North line of a 60 foot road; thence run 85°20'
F 460.74 feet along the North side of the road; thence run 8
Thence run R 34° 46'30" E 105.0 feet along the Northwesterly
line of Stone Island Road; thence run along the road R 29°36'
In E 105.0 feet R 24°55'30" E 210.0 feet and R 22°00' E 210.0 feet
thence run along the road R 22°52' E 145.45 feet; thence run
P 07° 54'18" W 167.87 feet to a point on the South line of Lo
the unrecorded plat of Stone Island Estates, Unit Three an
the Point of Beginning; thence run R 77°02'50" M 82.13 feet
along the South line of said Lot 32; thence run S 10°57'. W
14.05 feet; thence run S 86°48'19" E 82.84 feet to the Point
of Beginning. (Litsey and Majors)'

### AND LESS:

From the NW corner of Section 9, Township 19 South, Range 31 East, run South along the West boundary of Section 9, 1801.38 feet to a point in the center line of a canal of 100 foot right-of-way, thence run South 74°50' East along said canal center line 836.0 feet; thence run S 60°00' East along said center line 840 feet; thence Southerly parallel with the center line of the Stone Island Road, 50 feet to Point of Beginning; thence run Southerly parallel to the center line of the Stone Island Road 125 feet; thence S 60°00' East 76 feet more or less, to a point on the West right-of-way line of said Stone Island Road; thence Northerly along the West right-of-way line of said road 125 feet thence run N 60°00' West 76 feet, more or less to Point of Beginning.

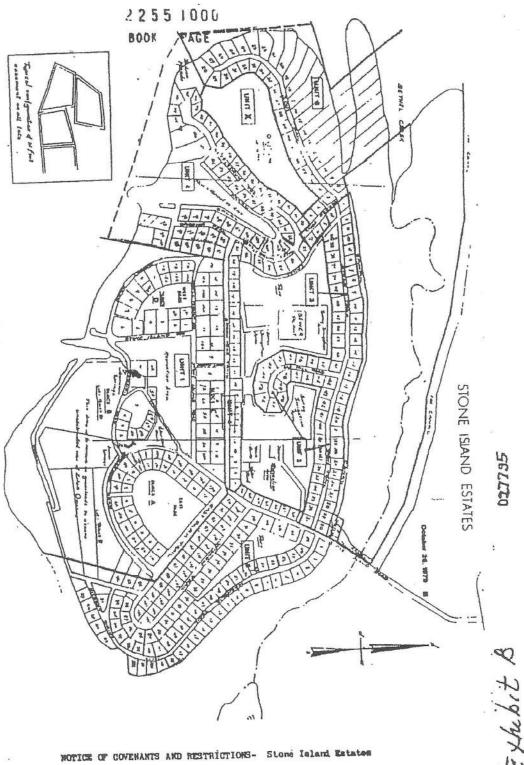


Exhibit B, Part 2- Undimensioned map of Units, Lote (Single Family Parcels), Roads, Canals, Areas owned by Enterprise Utilities.

will bemiliary room, make on the date hereinefter set forth by U. S. MQUITY CORPORATION and DMAINE CARR, TRUSTEE, hereinafter jointly referred to as "Declarant".

# WITHESSETH

WHEREAS, Declarant is the owner of certain property located in Volusia County, Florida, which is more particularly described in Exhibit "A" attached hereto; and,

WEREAS, Declarant previously made a Declaration of Covenants, Conditions and Restrictions which was recorded on March 30, 1981, in the Public Records of Volusia County, Florida, at O. R. Book 2255, Pages B83 through 1500; and

WHEREAS, Declarant desires to clarify its intent in connection therewith,

NOW, THEREFORE, Declarant hareby adds to the original Declaration of Covenants, Conditions and Restrictions the following:

\*ARTICLE VII

# GENERAL PROVISIONS

Section 4. Rescission of Prior Declarations. All prior Declarations of Covenants, Conditions and Restrictions relative to the property described in Exhibit "A" are hereby rescinded and of no further force and afrest. The eriginal Declaration of Covenants, Conditions and Restrictions is intended to supersade all prior Daclarations of Covenants, Conditions and Restrictions or any other restrictive covenant which may have attached to this property."

IN WITHESS WHEREOF, the undersigned, being the Declarant herein, has cuased these presents to be executed in its name this 20Th

day of August COPORATION Bigned, sealed and delivered in the presence of: esident and CARR 10 Trustes (ACKNOWLEDGMENTS ON FOLLOWING PAGE.) CD

STATE OF PLORIDA COUNTY OF ORANGE

I HERESY CERTIFY that on this day, before me, an officer duly authorized in the State and in the County aforesaid to take acknowledgments, personally appeared C. C. TOMLIN, JR., to me well known and known to me to be the individual described in and who executed the foregoing instrument as President of the above-named corporation, and he acknowledged before me that he executed such instrument as such President of said corporation and that said instrument is the free act and deed of said corporation.

WITNESS my hand and official seal, this 20th day of Quant 1981.

My commission expires: Fat 86.198

STATE OF PLORIDA COURTY OF ORANGE

141604

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and in the County aforesaid to take acknowledgments, personaly appeared DWAINE CARR, TRUSTEE, to me well known and known to me to be the person described in and who executed the foregoing instrument, and acknowledged to and before me that he executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal in the County and State last aforesaid this 21 day of June 1981.

My commission expires:

Hotery Public State of Florida at Large My Commission Expires March 9, 1984

This instrument prepared by:

Dwaine Carr, Esq. 469 North Orange Avenue Orlando, Florida 32801

> in officed Record Loo 110.23 14 Pages 1606 through 1612

44PTC18

-2-

THIS DECLARATION, made on the date hereinafter set forth by

U. S. EQUITY CORPORATION and DWAINE CARR, TRUSTEE, hereinafter 9 20 AM '81

jointly referred to as "Declarant".

### WITNESSETH:

WHEREAS, Declarant is the owner of certain property located in Volusia County, Florida, which is more particularly described in Exhibit "A" attached hereto; and,

WHEREAS, Declarant previously made a Declaration of Covenants, Conditions and Restrictions which was recorded on March 31, 1981, in the Public Records of Volusia County, Florida, at O. R. Book 2255, Pages 903 through 1000; and

WHEREAS, Declarant is the holder of in excess of ninety per cent (90%) of the votes for lots at Stone Island Estates; and WHEREAS, Declarant desires to amend the Declaration,

NOW, THEREFORE, Declarant hereby amends the original Declaration of Covenants, Conditions and Restrictions as follows:

ARTICLE I, Section 5, is amended to read as follows:

"Section 5. "Lot" shall mean and refer to any plats of land designated for single family use shown upon the unrecorded plat for STONE ISLAND dated October 26, 1979, and attached to the original Declaration as Exhibit "B". In the event more than one (1) lot is used as a single-family dwelling, that single-family dwelling for purposes of voting hereunder, shall constitute one (1) "lot" and shall be entitled to one (1) vote."

2. ARTICLE IV, Section 3, captioned "Assessment Allocation" is amended to read as follows:

"Section 3. Assessment Allocation. Assessments shall be levied as to each lot on the basis of the class of membership as hereinafter set forth. The assessment for the Class B membership for any vacant lot or any lot superimposed with an unoccupied, unsold living unit structure shall be twenty-five per cent (25%) of the annual assessment for a Class A member. From and after January 1, 1982, vacant and unimproved lots shall be assessed at fifty per cent (50%) of

Please return to: Dwaine Carr, Esq 469 North Orange Avenue Orlando, Florida 32801

the annual assessment for a Class A member and vacant and unimproved lots without road access shall not be assessed."

IN WITNESS WHEREOF, the undersigned, being the Declarant herein, have caused these presents to be executed in its name this vender day of 1981. U. S. EQUITY CORPORATION sealed and delivered in the presence of: President DWAINE CARR, Individually and as Trustee STATE OF FLORIDA COUNTY OF ORANGE I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and in the County aforesaid to take acknowledgments, personally appeared C. C. TOMIIN, JR., to me well known and known to me to be the individual described in and who executed the foregoing instrument as President of the above-named comporation, and he acknowledged before me that he executed such instrument as such bresident of said corporation and that said instrument is the free act and deed of said corporation. WITNESS my hand and official seal, this mission expires: Motory Public, State of Flonds at Large STATE OF FLORIDA My Commission Experes June 17, 1983 Bonded by American Fire & Campley Company COUNTY OF ORANGE I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared DWAINE CARR, TRUSTEE, to me well known and known to me to be the person described in and who executed the foregoing instrument, and acknowledged to and before me that he 

My commission expires:

Notary Public State of Florida at Large My Commission Expires March 9, 1984.

This instrument prepared by: Dwaine Carr, Esq. 469 North Orange Avenue Orlando, Florida 32801

CONTRACTOR OF THE STATE OF THE

All of Stone Island Estates, as recorded in Map Book II, page 221, of the Public Records of Volusia County, Florida,

intermediate 1

LESS the following portions of the above described property that have been released from the lien of the subject mortgage:

Not 1, Lot 2, Southeasterly 1/2 of Lot 3, Lots 4 - 10, Westerly 1/2 of Lot 11, Southwesterly 1/2 of Lot 12, Lots 13 - 17, Block A, Unit I;

Lots 2, 3 and 4, Block B, Unit I;

Lot 5A being a part of Lot 5, Block B, Stone Island Estates, Unit #5 as recorded in Map Book 11, Page 221, Public Records of Volusia County, Florida, being more particularly described as follows: Begin at the SE corner of Lot 5, Block B, run N 130 feet, thence S 78°49' W 135 feet, thence S 14°15' W 90 feet to the Northerly line of Lot 3, Block B, thence run Southeasterly along the Northerly line of Lots 3 and 2, a distance of 155 feet to the SE corner of Lot 5, Block B to the Point of Beginning. Subject to an easement over the East 20 feet for Road and a 7.5 foot easement along the back and side lot lines for drainage and utilities; (5A)

That part of Lot. 5, Block B, Stone Island Estates, Map Book 11, page 221, described as follows: Parcel #1: Beginning at the SE corner of said Lot 5, thence run N 130 feet to the Point of Beginning; thence run N 86.5 feet to the NE corner of said Lot 5; thence run N 60°0' W 100 feet; thence S 30°0' W 120 feet; thence S 13°24' E 61.0 feet; thence N 78° 49' E 135 feet to the Point of Beginning, including the East 20 feet and the N 20 feet thereof which shall be reserved for public ingress and egress. Parcel #2: Beginning at the NE corner of said Lot 5; thence run N 60°0' W 100 feet to the point of beginning; thence run N 60°0' West 100 feet; thence S 30°0' W 120 feet; thence S 60°0' E 100 feet, thence N 30°0' E 120 feet to the Point of Beginning, including the N 20 feet thereof, which shall be reserved for public ingress and egress; (5B&C)

Begin at the NE corner of Lot 5, Block B, Stone Island
Estates, according to the map thereof as recorded in Map
Book 11, page 221, Public Records of Volusia County, Florida,
run N.60°0' W 200 feet to Point of Beginning, run thence N
60°0' W 30.9 feet, thence W 83.0 feet, thence S 26°12' W 107
feet, thence S 76°33' E 100 feet, thence N 30°0' E 120 feet
to the point of beginning; (5D)

Begin at the NW corner of Lot 5, Block B, Stone Island
Estates, according to the map thereof as recorded in Map
Book 11, page 221, Public Records of Volusia County, Florida,
run 5 93 feet to the North right-of-way of private road, thence
run East along the North right-of-way of private road 53 feet
to the Northwesterly right-of-way of Center Lane (private);
thence run Northeasterly along the Northwesterly right-of-way
of Center Lane (private) SS feet to a point; thence run N
60 feet to a point on the North line of said Lot 5; thence
run West along said North line 135 feet to the point of beginni
(5E)

Exhabit A

The North 100 feet of Lot 6, Block B, Stone Island Estate, according to the Map thereof as recorded in Map Book 11, page 221, of the Public Records of Volusia County, Florida; (6A)

Begin 100 feet South of the NW corner of Lot 6, Block B, Unit I, Stone Island Estates as recorded in Map Book 11, page 221, Public Records of Volusia County. Run East 174.0 feet, South 42.0 feet, thence South 38°0' West 112 feet, thence South 53.8 feet, thence West 102.0 feet to West line of Lot 6, thence North 188.0 feet to Point of Beginning; (6)

Lots 1 through 15, Block C, Unit 1;

Lots 1 through 14, Block D, Unit.I.

Lot 5, Block B in the plat of Stone Island Estates as recorded in Map Book 11, page 221, Volusia County Public Records LESS all that part lying Westerly and Northwesterly of Timber Trail, and LESS that part described as follows: Beginning at the Northeast corner of Lot 2, Block B, run 155 feet Westerly along the North line of Lots 2 and 3; thence run N 14°15' E 90 feet; thence run N 13°24' W, 61 feet; thence run N 60°00' W, 100 feet; thence run N 76°33' W, 100 feet; thence run N 26°12' E, 107 feet to the North line of said Lot 5, Block B; thence run East along the North line 83 feet; thence run S 60°00' E, 230.9 feet; thence run South 216.5 feet along the East line of Lot 5 to the Point of Beginning. (chule mouse)

Parcel 1:
In Section 8, Township 19 South, Range 31 East, All of Government Lot:
and 5 together with all unsurveyed portion lying South of the Centerli
of a 100 foot canal right-of-way, the centerline of which is describe
as follows: From the NE corner of said Section 8, Township 19 South,
Range 31 East, which is an iron spike in the center of the Enterprise
Osteen Road, run South 0°45'01" East on the East boundary line of said
Section 8, 1801.38 feet for point beginning, thence run South 89°52'2.
West parallel to the North line of said Section 8, 450 feet, thence run
North 69°59'20" West 983.60 feet, thence run North 80°49'19" West 994
feet, thence run North 89°57'53" West, parallel to the North line of
said Section 8, 1,210 feet more or less to water's edge of Lake Honro
thence to a point where existing waters are 5 feet deep at low water;

ALSO

Parcel 2:
In Section 9, Township 19 South, Range 31 East, Government Lot 5 and all unsurveyed part of said Section 9 lying South of the Center line of a 100 foot canal right-of-way, the centerline of which is described as follows: Beginning at a point on the West line of said Section 9, Township 19 South, Range 31 East, 1801.38 feet South of the NW corner thereof, run South 74°50' East 836.0 feet, thence run South 60°00' East 764 feet, thence Southerly parallel to the centerline of the Stone Island Road 175 feet, thence South 60°00' East 76 feet more or less to the West right-of-way line of the said Stone Island Road;

ALSO .

Parcel 3:

All unsurveyed part of said Section 9, Township 19 South, Range 31 Ras
lying East of said Stone Island Road EXCEPT that portion lying to the
North and West of a line described as follows:

Beginning at the intersection of the centerline of the canal above mentioned with the East right-of-way line of said Stone Island Road, continue on the Easterly projection of said center line on a bearing of South 60°00' East 2,350 feet more or less, to the water's edge of Lake Bethel, thence East to the Southerly projection of the East line of Government Lot 2, thence North to the SE corner of Lot 6 of the Assessor subdivision of Government Lots 2 and 3 of Section 9, Township 19 South, Range 31 East, according to Map Book 3, Page 56 of Volusia County, Florida Records;

ALSO EXCEPT the real property described as follows:

Commencing at a point 2640 feet East of Southwest corner of section 9, Township 19 South, Range 31 East, thence run 10 chains North 8°15' Mest to a point, thence 5 chains North 61°. East to waterline of Lake Bethel, thence Southerly along the waterline of said. Lake Bethel to a point where the division between Sections 9 and 16 intersects the said Lake Bethel, thence West along said division line to point of beginning;

ASS the following portions of the above described pro800Ky DRAGEROVE in released from the lieu of the subject mortgage:

		Records Book	
		for Actual	
Lot & Unit No.	Legal Des	cription	Owne).
1,111	1835	0491	Girard
32,111	1779	1875	Litsey & Hajors
33,111	1814	1856	Stearns
47,111	1838	1694	Bruestle .
. 48,111	1836	1069	Challancin
50,111	1822	1032	· Kittel · · ·
51,111	1835	1945	Brown
52,111	1843	0484	Denchuk .
53,111	1843	0484	Demchuk
68,111	1837	1295	Berry
70,111	1833	1518	Elzey
71,111 75,111	1833 1835	1518	Elzey
3,17	1831	0493	Girard
4,17	1832	1524 0839	Ellis
7, IV	1832	0016	Richardson .
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11,10	1835	0863	Shaw
12,17	1666	128	Hagowan
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17, IV	1815	1317	Long
.18, IV	1815	1748	Perkins
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21, IV	1843	0520	Martin
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30, IV	1803	1023	Wruck
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57,14	1831	1538	Keim
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un'iv	1794	0687	Kettles
60, IV	1713	1221	Stradley
61,17	1,797	0526	Stradley
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described as follows: From the his corner of Bertaon 8, Township 19S, Range 31E, run North 1130.15 feet along the East line of Section 8 to a point on the North side of a 60 foot road; thence run S 89°20'45" W, 39.26 feet along the North side of the road to the Point of Beginning; thence run S 89°20'45" W, 125.0 feet; thence run N 00°39'15" W, 125.0 feet; thence run N 89°20'45" E, 125.0 feet; thence run S 00°39'15" E, 125.0 feet to the Point of Beginning, S subject to 7.5 foot easements along all lot lines.

AND LESS:

Lot 21 in the unrecorded plat of Stone Island Estates Unit For Volusia County, Florida, more particularly described as follow From the Southeast corner of Section 8, T195, R31E run North 1130.15 feet along the East line of Sec. 8; thence run S 89°20'45" W 914.26 feet; thence run S 89°29'15" W 1049.10 feet to the Point of Beginning; thence run N 67°07' W 187.55 feet; thence run N 30° E 85.48 feet; thence run S 85°41' E 125.0 feet; thence run S 2°15' E 137.65 feet to the Point of Beginn subject to 7.5 foot easements along all lot lines. (Nartin)

AND LESS:

Lot 40 in the unrecorded plat of Stone Island Estates Unit Four, Volusia County, Florida, more particularly described as follows:

From the North 1 corner of Section 8, T195, R31E, run S 2° 08' 14" W 4007.37 feet along the West line of Government Lot 2 extended to the Northwesterly line of Kettledrum Trail; thence run S 54° 43' W 13.02 feet; thence run S 50° 12' W 126.49 feet; thence run S 48° 31 W 259.51 feet; thence run S 54° 01' W 129.88 feet to the Point of Beginning; thence run S 66° 44° W 129.63 feet; thence run N 49° 45' W 125.80 feet; thence run N 65° 38' E 130.61 feet; thence run S 48° 53' E 127.60 feet to the Point of Beginning; subject to 7.5 foot easements along all lot lines. (Mathews)

AND LESS:

Lot 84 in the unrecorded plat of Stone Island Estates Unit Four, Volusia County, Florida, more particularly described as follows:
From the Southeast corner of Section 8, T19S, R31E; run North 1130.15 feet along the East line of Section 8 to a point on the North side of a 60 foot road; thence run S 89°20°45" W 914.26 feet along the North line of the road; thence run S 89°20°15" W 995.67 feet along the North line of the road; thence bear S 10°54°30" W 421.60 feet to the Point of beginning; thence run S 10°54°30" W 120.0 feet; thence run N 79°00°00" W 158.0 feet; thence run N 7°12°00" thence run N 79°00°00" W 158.0 feet; thence run N 7°12°00" E 120.40 feet; thence run S 78°59°00" E 165.78 feet to the point of beginning; subject to 7.5 foot casements along all lot lines. (Green)

described as follows: From the 5% corner of bediend 5, 5135, R31E, run R 1130.15 feet along the West line of Sec. 9 to a point on the North line of a 60 foot road; thence run R59°20'45" E 460.74 feet along the North side of the road; thence run S 69°14'35" E 103.40 feet; thence run N 38°54' E 75.95 feet; thence run N 34° 46'30" E 105.0 feet rlong the Northwesterly line of Stone Island Road; thence run along the road N 29°36'30" E 105.0 feet N 24°55'30" E 210.0 feet and N 22°00' E 210.0 feet; thence run along the road N 22°52' E 145.45 feet; thence run N 07° 54'18" W 167.87 feet to a point on the South line of Lot 3 in the unrecorded plat of Stone Island Estates, Unit. Three and the Point of Beginning; thence run N 77°02'50" W 82.13 feet

Wald of feet; thence run S 86°48'19" E 82.84 feet to the Point of Beginning. (Litsey and Majors)

2.3.1 BOOK

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### AND LESS:

From the NW corner of Section 9, Township 19 South, Range 31
East, run South along the West boundary of Section 9, 1801.38
feet to a point in the center line of a canal of 100 foot rightof-way, thence run South 74°50' East along said canal center line.
836.0 feet; thence run S 60°00' East along said center line
840 feet; thence Southerly parallel with the center line of the
Stone Island Road, 50 feet to Point of Beginning; thence run
Southerly parallel to the center line of the Stone Island Road
125 feet; thence S 60°00' East 76 feet more or less, to a point
on the West right-of-way line of said Stone Island Road; thence
Northerly along the West right-of-way line of said road 125 feet;
thence run N 60°00' West 76 feet, more or less to Point of
Beginning.

Rec 28.00

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Dwaine 469 Nor

81 23557

SECOND DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS

THIS DECLARATION, made on the date hereinafter set forth by U. S. EQUITY CORPORATION and DWAINE CARR, TRUSTEE, hereinafter jointly referred to as "Declarant".

### WITNESSETH:

WHEREAS, Declarant is the owner of certain property located in Volusia County, Florida, which is more particularly described in Exhibit "A" attached hereto; and,

WHEREAS, Declarant previously made a Declaration of Covenants, Conditions and Restrictions which was recorded on March 30, 1981, in the Public Records of Volusia County, Florida, at O. R. Book 2255, Pages 983 through 1000; and

WHEREAS, Declarant desires to clarify its intent in connection therewith,

NOW, THEREFORE, Declarant hereby adds to the original

"ARTICLE VII

### GENERAL PROVISIONS

Section 4. Rescission of Prior Declarations. All prior Declarations of Covenants, Conditions and Restrictions relative to the property described in Exhibit "A" are hereby rescinded and of no further force and effect. The original Declaration of Covenants, Conditions and Restrictions is intended to supersede all prior Declarations of Covenants, Conditions and Restrictions or any other restrictive covenant which may have attached to this property."

IN WITNESS WHEREOF, the undersigned, being the Declarant herein, has cuased these presents to be executed in its name this 20%

Signed, sealed and delivered

In the presence of:

By

President

Walked Walker

DWAINE CARR, Individually and Estimated to the presence of the presence of the president of the

Aug 24 11 c9 AM 8

CO

## 2314 1605

BOOK PAGE

165 732pm 1474

STATE OF FLORIDA COUNTY OF ORANGE

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and in the County aforesaid to take acknowledgments, personally appeared C. C. TOMLIN, JR., to me well known and known to me to be the individual described in and who executed the foregoing instrument as President of the above-named corporation, and he acknowledged before me that he executed such instrument as such President of said corporation and that said instrument is the free act and deed of said corporation.

WITNESS my hand and official seal, this 30 th day of August

Butual B. Your

My commission expires: Fix 26 /982

STATE OF FLORIDA COUNTY OF ORANGE

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and in the County aforesaid to take acknowledgments, personaly appeared DWAINE CARR, TRUSTEE, to me well known and known to me to be the person described in and who executed the foregoing instrument, and acknowledged to and before me that he executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal in the County and State last aforesaid this 21 day of Juliot, 1981.

My commission expires:

Makes Burgara to American Company

Notary Public State of Florida et Large My Commission Expires March 9, 1984

The Manager of the State of the

This instrument prepared by:

Dwaine Carr, Esq. 469 North Orange Avenue Orlando, Florida 32801

732 (2011)

All of Stone Island Estates, as recorded in Map Book 11, page 221, of the Public Records of Volusia County, Florida,

LESS the following portions of the above described property that have been released from the lien of the subject mortgage:

Lot 1, Lot 2, Southeasterly 1/2 of Lot 3, Lots 4 - 10, Westerly 1/2 of Lot 11, Southwesterly 1/2 of Lot 12, Lots 13 - 17, Block A, Unit I;

Lots 2, 3 and 4, Block B, Unit I;

Lot 5A being a part of Lot 5, Block B, Stone Island Estates, Unit #5 as recorded in Map Book 11, Page 221, Public Records of Volusia County, Florida, being more particularly described as follows: Begin at the SE corner of Lot 5, Block B, run N 130 feet, thence S 78°49' V 135 feet, thence S 14°15' V 90 feet to the Northerly line of Lot 3, Block B, thence run Southeasterly along the Northerly line of Lot 3 and 2, a distance of 155 feet to the SE corner of Lot 5; Block B to the Point of Beginning. Subject to an easement over the East 20 feet for Road and a 7.5 foot easement along the back and side lot lines for drainage and utilities; (5A)

That part of Lot 5, Block B, Stone Island Estates Map Book 11, page 221, described as follows: Parcel #1: Beginning at the SE corner of said Lot 5, thence run N 130 feet to the point of Beginning; thence run N 86.5 feet to the NE corner of said Lot 5; thence run N 60°0" W 100 feet; thence S 30°0" W 120 feet; thence S 13°24 F 61.0 feet; thence N 78° 49 E 135 feet to the Point of Beginning, including the East 20 feet and the N 20 feet thereof which shall be reserved for public ingress and egress. Parcel #2: Beginning at the NE corner of said Lot 5; thence run N 60°0' W 100 feet to the point of beginning; thence run N 60°0' West 100 feet; thence S 30°0' W 120 feet; thence S 60°0' E 100 feet, thence N 30°0' E 120 feet to the Point of Beginning, including the N 20 feet thereof, which shall be reserved for public ingress and egress; (5B&C)

Begin at the NE corner of Lot 5, Block B, Stone Island
Estates, according to the map thereof as recorded in Map
Book 11, page 221, Public Records of Volusia County, Florida,
run N.60°0' W 200 feet to Point of Beginning, run thence N
60°0' W 30.9 feet, thence W 83.0 feet, thence S 26°12' W 107
feet, thence S 76°33' E 100 feet, thence N 30°0' E 120 feet
to the point of beginning; (5D)

Begin at the NW corner of Lot 5, Block B, Stone Island
Estates, according to the map thereof as recorded in Map
Book 11, page 221, Public Records of Volusia County, Florida,
run S 93 feet to the North right-of-way of private road, thence
run East along the North right-of-way of private road 53 feet
to the Northwesterly right-of-way of Center Lane (private);
thence run Northeasterly along the Northwesterly right-of-way
of Center Lane (private) SS feet to a point; thence run N
60 feet to a point on the North line of said Lot 5; thence
run West along said North line 135 feet to the point of beginnings.

Enlishet A

13 732 PHOE 1476

The North 100 feet of Lot 6, Block B, Stone Island Estate, according to the Map thereof as recorded in Map Book 11, page 221, of the Public Records of Volusia County, Florida; (6A)

Regin 100 feet South of the NW corner of Lot 6, Block B, Unit I, Stone Island Estates as recorded in Map Book 11, page 221, Public Records of Volusia County. Run East 174.0 feet, South 42.0 feet, thence South 38°0' West 112 feet, thence South 53.8 feet, thence West 102.0 feet to West line of Lot 6, thence North 188.0 feet to Point of Beginning; (6)

Lots 1 through 15, Block C, Unit 1;

Lots 1 through 14, Block D, Unit.I.

Lot 5, Block B in the plat of Stone Island Estates as recorded in Map Book 11, page 221, Volusia County Public Records LESS all that part lying Westerly and Northwesterly of Timber Trail, and LESS that part described as follows: Beginning at the Northeast corner of Lot 2, Block B, run 155 feet Westerly along the North line of Lots 2 and 3; thence run N 14°15' E 90 feet; thence run N 13°24' W, 61 feet; thence run N 60°00' W, 100 feet; thence run N 76°33' W, 100 feet; thence run N 26°12' E, 107 feet to the North line of said Lot 5, Block B; thence run East along the North line 83 feet; thence run S 60°00' E, 230.9 feet; thence run South 216.5 feet along the East line of Lot 5 to the Point of Beginning (club House)

PAGE

132 PAGE 1477

In Section 8, Township 19 South, Range 31 East, All of Government Lots and 5 together with all unsurveyed portion lying South of the Centerlin of a 100 foot canal right-of-way, the centerline of which is described as follows: From the NE corner of said Section 8, Township 19 South, as follows: From the NE corner of said Section 8, Township 19 South, Range 31 East, which is an iron spike in the center of the Enterprise-osteen Road, run South 0°45'01" East on the East boundary line of said Section 8, 1801.38 feet for point beginning, thence run South 89°52'22' West parallel to the North line of said Section 8, 450 feet, thence run North 69°59'20" West 983.60 feet, thence run North 80°49'19" West 994: feet, thence run North 89°57'53" West, parallel to the North line of said Section 8, 1,210 feet more or less to water's edge of Lake Monroe, thence to a point where existing waters are 5 feet deep at low water;

### ATSO

Parcel 2: In Section 9, Township 19 South, Range 31 East, Government Lot 5 and all unsurveyed part of said Section 9 lying South of the Center line of a 100 foot canal right-of-way, the centerline of which is described as follows: Beginning at a point on the West line of said Section 9, Township 19 South, Range 31 East, 1801.38 feet South of the NW corner thereof, run South 74°50 East 836.0 feet, thence run South 60°00 East 764 feet, thence Southerly parallel to the centerline of the Stone Island Road 175 feet, thence South 60°00' East 76 feet more or less to the West right-of-way line of the said Stone Island Road;

### ALSO .

Parcel 3: All unsurveyed part of said Section 9, Township 19 South, Range 31 Rast lying East of said Stone Island Road EXCEPT that portion lying to the North and West of a line described as follows:

Beginning at the intersection of the centerline of the canal above mentioned with the East right-of-way line of said Stone Island Road, continue on the Easterly projection of said . center line on a hearing of South 60°00' East 2,350 feet more or less, to the water's edge of Lake Bethel, thence East to the Southerly projection of the East line of Government Lot 2, thence North to the SE corner of Lot 6 of the Assessor's subdivision of Government Lots 2 and 3 of Section 9, Township 19 South, Range 31 East, according to Map Book 3, Page 66 of Volusia County, Florida Records;

ALSO EXCEPT the real property described as follows:

Commencing at a point 2640 feet East of Southwest corner of Section 9, Tourship 19 South, Range 31 East, thence run 10 Chains North 8°15' West to a point, thence 5 chains North 41°1 East to waterline of Lake Bethel, thence Southerly along the waterline of said Lake Bethel to a point where the divisio Between Sections 9 and 16 intersects the said Lake Bethel, thence West along said division line to point of beginning;

# 23141605

ASS the following portions 400 he about described property that have an released from the lieu of the subject mortgage:

	E. P.	
	Official Records Book     ::	man 4 478
	Reference for Actual	LOCARIT FILL
Lot & Buil No.	MEXELENCE TOP ACTUAL	
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r, ni	1835 0491	Girard
32,111	1779 1875	Pitane & M. Con-
33,111		Litsey & Majors
47, 111	4.55	Stemns
. 48, 111	4000	Bruestle .
E0 222	1836 1069	Challancin
50,111	1822 1092	Kittel . '
51,111	1835 1945	Brown
52, 111	1843 0484	
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68, 111	d ====	Denchuk
70,111	# CDD	Berry
	1833 1518	Elzey
71,111	1833 1518	Elzey
75,111	1835 0493	Girard
3,17	1831 1524	
4, IV	12 Clan	Ellis
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8,17	1832 0016	Olsan .
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10, IV	of Prop A	
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35,17	4071 4504	Currie
37,17	7835 7007	A CONTRACTOR OF THE PARTY OF TH
38,1V	NOOD AREA	Caneva
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44,17	7878 0222	Desch'
45, YV ·	1822 0222	Haley
46, IV		Scarff
21, 21	1769 1657	Topercer
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57, 14	1831 1538	Keim
58, 1V 59, 1V	1751 0335 "]	Jenkins .
09, IV	1004 0000	Kettles
60, IV	u 2212 u 001	
61, IV	1007 . 0000	Stradley
62, IV	4 625 4004	Stradley
63, 1V	1835 1904	Santanollo
65 14	1817 1803	Par Louw
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67,14	7.072 7.000	loberts
68, 17	1833 1416	Strelzoff
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77, YV		1843	054.5	-	Ractian
78, IV		. 1831	1536		Hogan
79, 17		1763	0247	19	Lauter
80, IV		1791	0725		Eader
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© 82,17		1835	1961		Stapp
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61, V	E -	1416	661		J. Huffman .
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69, Y	28.00	1816 .	1970	\$1	Titus ·
70, V	- *	1814	1783		H. Huffman
89.V		.1832	0317		Deck
90, V		1821	0599		Richardson
91, 7	300	1833	0878		Watkins.
92,γ		1818	1208	46 0	Chi lds
93, V		1814	1642		Riske
94,y .	96. 9	1834	1788		Cordon
95,∨		1835	1365		Crain
97,γ		1834	1793	27.4	Lenz
98,7		1426	298		Ninear .
99, y		1835	0276		Hergo
100, V		1834	1791	5.5	Stenseng
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G,VI		1832 .	1407	***	Roth
7, 71		1742	0662	v • • · · · · · · · · · · · · · · · · ·	Buchmann
32.VI.		1831	1516		Thomas .
39, IV	¥				
39,17		1836	1972		Melanson
42,17		1836	1974		Melanson
41, IV		1852	0681		Doehring
96,7		1861	0497	2 1	Reilley.
-64, IV		1831	1893.		Kettles
26,17		1852	277		Vincents
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15, VI		1832	0018		Olsan
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18,VI	off-	4000	nena	100	& Robinson
19, vi		1827	0538	77	Doughty ·
20, VI		1827	0540		Wilson
22, 71		1833	0540 1433	*	Wilson
23, 71	A STATE OF THE STA	1832	0420		llinson
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24,VI		1823	1021	T.	Nayer
25,71		1824	0366		Alexander
26, YI		1806	1178		Krehenak
27,VI		1819	1888	\$ 5	McKechnie & Wilson
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					& Inko Honros Day.(
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AND LESS:

Unit Four, Volucia County, Florida, more particularly described as follows: From the SE corner of Section 8, Township 198, Range 31E, ran North 1130.15 feet along the East line of Section 8 to a point on the North side of a 60 foot road; thence run 8 89°20'45" W, 39.26 feet along the North side of the road to the Point of Beginning; thence run 8 89°20'45" W, 125.0 feet; thence run N 00°39'15" W, 125.0 feet; thence run N 89°20'45" E, 125.0 feet; thence run . 80°39'15" E, 125.0 feet; thence run .

(Quail Hollow Enterprises)

55 VIII

AND LESS:

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Lot 21 in the unrecorded plat of Stone Island Estates Unit Fo Volusia County, Florida, more particularly described as follo From the Southeast corner of Section 8, T195, R31E run North 1130.15 feet along the East line of Sec. 8; thence run S 89°20'45" W 914.26 feet; thence run S 89°29'15" W 1049.10 fee to the Point of Beginning; thence run N 67°07' W 187.55 feet; thence run N 30° E 85.48 feet; thence run S 85°41' E 125.0 feet; thence run S 2°15' E 137.65 feet to the Point of Beginn subject to 7.5 foot easements along all lot lines. (Martin)

### AND LESS:

Lot 40 in the unrecorded plat of Stone Island Estates Unit Four, Volusia County, Florida, more particularly described as follows:

From the North 1 corner of Section 8, T19S, R31E, run S 2° 08' 14" W 4007.37 feet along the West line of Government Lot 2 extended to the Northwesterly line of Kettledrum Trail; thence run S 54° 43' W 13.02 feet; thence run S 50° 12' W 126.49 feet; thence run S 48° 31 W 259.51 feet; thence run S 54° 01' W 129.88 feet to the Point of Beginning; thence run S 66° 44' W 129.63 feet; thence run N 49° 45' W 125.80 feet; thence run N 65° 38' E 130.61 feet; thence run S 48°.53' E 127.60 feet to the Point of Beginning; subject to 7.5 foot easements along all lot lines. (Mathews)

AND LESS:

Lot 84 in the unrecorded plat of Stone Island Estates Unit Four, Volusia County, Florida, more particularly described

From the Southeast corner of Section 8, T195, R31E, run North 1130.15 feet along the East line of Section 8 to a point on the North side of a 60 foot road; thence run S 89°20'45" W 914.26 feet along the North line of the road; thence run S 89°21'5" W 995.67 feet along the North line of the road; thence bear S 10°54'30" W 421.60 feet to the Point of beginning; thence run S 10°54'30" W 120.0 feet; thence run N 70°00'00" W 158.0 feet; thence run N 70°12'00" E 120.40 feet; thonce run S 78°50'00" E 165.78 feet to the point of beginning; subject to 7.5 foot easements along all let lines. (Green)

ND LESS

described as follows: From the SW corner of Section 9, 7193, R31E, run N 1130.15 feet along the West Line of Sec. 9 to a point on the North line of a 60 foot road; thence run 189°20°45° E 460.74 feet along the North side of the road; thence run 8 69°14°35° E 103.40 feet; thence run N 38°54° E 75.95 feet; thence run N 34° 46°30° E 105.0 feet along the Northwesterly line of Stone Island Road; thence run along the Northwesterly line of Stone Island Road; thence run along the road N 29°36°30° E 105.0 feet N 24°55'30° E 210.0 feet and N 22°00° E 210.0 feet; thence run N 07° 54'18° V 167.87 feet to a point on the South Line of Lot 3 in the unrecorded plat of Stone Island Estates, Unit Three and the Point of Beginning; thence run N 77°02'50° W 82.13 feet 2105 feet; thence run S 86°48'19° E 82.84 feet to the Point of Beginning. (Litsey and Majors)

### AND LESS:

From the NW corner of Section 9, Township 19 South, Range 31
East, run South along the West boundary of Section 9, 1801.38
feet to a point in the center line of a canal of 100 foot rightof-way, thence run South 74°50' East along said canal center line.
836.0 feet; thence run S 60°00' East along said center line
840 feet; thence Southerly parallel with the center line of the
Stone Island Road, 50 feet to Point of Beginning; thence run
Southerly parallel to the center line of the Stone Island Road
125 feet; thence S 60°00' East 76 feet more or less, to a point
on the West right-of-way line of said Stone Island Road; thence
Northerly along the West right-of-way line of said road 125 feet;
thence run N 60°00' West 76 feet, more or less to Point of
Beginning.