

THIRD SUPPLEMENTAL DECLARATION OF AND AMENDMENT TO
RESTRICTIVE AND PROTECTIVE COVENANTS

WHEREAS, BIG TREE LAKES, a partnership existing under the laws of the State of Florida, with offices at 412 NE 16th Avenue, Gainesville, Florida, hereinafter referred to as the "Developer", did file an instrument titled "Declaration of Restrictive and Protective Covenants" dated October 4, 1982 at Official Records Book 689, Pages 193-199 of the public records of Clay County, Florida, hereinafter referred to as the "Declaration", to make, declare and impose upon the lands described therein certain conditions, restrictions, limitations and easements, and

WHEREAS, said Declaration was amended and modified by a Supplemental Declaration of and Amendment to Restrictive and Protective Covenants dated October 6, 1982 and filed at Official Records Book 689, Pages 550-554 of the Public Records of Clay County, Florida, and

WHEREAS, said Supplemental Declaration was further amended and modified by a Second Supplemental Declaration of and Amendment to Restrictive and Protective Covenants dated October 6, 1982 and filed at Official Records Book 706, Pages 467-471 of the Public Records of Clay County, Florida, and

WHEREAS, pursuant to Article XVI(b) of said Declaration the Developer reserved the right to make additional land subject to said Declaration, and

WHEREAS, the Developer desires to make additional lands subject to said Declaration in accordance therewith,

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that that certain Declaration of Restrictive and Protective Covenants dated October 4, 1982 and recorded at Official Records Book 689, Pages 193-199 of the public records of Clay County, Florida, as may have been heretofore amended, is hereby further amended as follows:

1. In addition to the property already subject to said Declaration, as is described in the Declaration, as amended, the Developer does by this instrument hereby make, declare and impose upon the following lands, for the benefit and protection thereof, the conditions, restrictions, limitations and easements set forth in the Declaration, as amended, which shall be and constitute the covenants running with the land, binding upon said owner, its successors and assigns, all persons deraigning title through said owner or claiming any right, title or interest in said land, all subsequent purchasers thereof, their heirs, personal representatives, successors and assigns:

SEE ATTACHED EXHIBIT "A" WHICH IS BY THIS REFERENCE INCORPORATED HEREIN AND MADE A PART HEREOF.

2. Article II, Paragraph (n) is amended to read as follows:

(n) No mobile or modular homes may be constructed on the following lots:

(i) On the following lots in the Replat of Florida Frontier, Unit 1:

| <u>Lot No.</u> | <u>Required Minimum Total Square Footage</u> |
|----------------|---|
| 1-39 | 1400 Square feet living space (enclosed and heated) |
| 41-64 | 1000 Square feet living space (enclosed and heated) |
| 65-77 | 1400 Square feet living space (enclosed and heated) |
| 78-95 | 1000 Square feet living space (enclosed and heated) |
| 96-126 | 1400 Square feet living space (enclosed and heated) |
| 127-131 | 1000 Square feet living space (enclosed and heated) |

LAW OFFICES OF
STEPHEN A. SCOTT
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(ii) Lots No. 87-91, 188-190, 194-208, and 226-229 of Silver Sands Estates, a subdivision as per the plat thereof filed at Plat Book 7, Pages 8-11, inclusive, of the public records of Clay County, Florida.

(iii) Lots No. 1, and 19-26 in Block 25; Lots No. 1, 2, 24 and 25 in Block 26; Lots No. 4-8 in Block 27; Lots No. 9-11 in Block 28; Lots No. 17-19 in Block 31; Lots No. 1-6 and 25 in Block 32; Lots No. 1-7, 24 and 25 in Block 33; Lots No. 1-13 in Block 34; and Lots No. 1-20 in Block 35 of Big Tree Lakes, Section "A", a subdivision as per the plat thereof filed at Plat Book 11, Pages 54-61, inclusive, of the public records of Clay County, Florida.

(iv) Lots No. 10-22 in Block 6; Lots No. 2-15, and 18-25 in Block 7; Lot No. 17 in Block 8; Lot No. 1 in Block 9; Lots No. 1-27 in Block 12; All of Blocks 13 and 14; Lots No. 1-6 in Block 18; All of Blocks 19-30; and Lots No. 1-10 in Block 31 of Big Tree Lakes, Section "B", a subdivision as per the plat thereof filed at Plat Book 12, Pages 1-9, inclusive, of the public records of Clay County, Florida.

Modular and mobile homes will be allowed on the following lots only in the event they are constructed with wooden or lapped siding (non-metallic in appearance) and asphalt shingles (non-metallic in appearance), or other such criteria which, in the opinion of the Developer or the Association, meets the quality and intent to fulfill this standard:

(i) Lots No. 132-353 of Replat of Florida Frontier, Unit 1;

(ii) All lots in Florida Frontier, Unit 2 which front on Monongahela Avenue;

(iii) Lot No. 20, Block 19 of Florida Frontier, Unit 2;

(iv) Lots No. 6-9, Block 23; Lots No. 1-10, Block 24; Lots No. 12 and 13, Block 25; Lots No. 3-23, Block 26; Lots No. 1-3 and 9-11, Block 27; Lots No. 1-8, Block 28; All of Blocks 29 and 30; Lots No. 1-16, Block 31; Lots No. 7-24, Block 32; Lots No. 8-14, Block 33; Lots No. 14-20, Block 34; Lots No. 21, 32 and 33, Block 35; Lots No. 1 and 7-10, Block 36; Lots No. 11 and 12, Block 37; and Lots No. 1 and 21-31, Block 38 of Big Tree Lakes, Section "A", a subdivision as per the plat thereof filed at Plat Book 11, Pages 54-61, inclusive, of the public records of Clay County, Florida.

(v) Lots No. 7-16 in Block 8; Lots No. 1, and 16-19 in Block 10; All of Block 11; Lots No. 28 through 36 in Block 12; Lot No. 1 in Block 15; Lots No. 1-4 in Block 16; Lots No. 1-8 in Block 17; Lots No. 7-12 in Block 18; Lots No. 11-18 in Block 31; and Lots No. 1-9, and 17-19 in Block 32 of Big Tree Lakes, Section "B", a subdivision as per the plat thereof filed at Plat Book 12, Pages 1-9, inclusive, of the public records of Clay County, Florida.

3. All other terms, provisions and conditions contained in the Declaration, except as may be expressly amended herein, are hereby ratified and confirmed, and are incorporated herein by this reference, to the same extent and effect as if those said provisions, terms and conditions were set forth herein in their entirety. This incorporation by reference shall be for the purpose of, inter alia, complying with the requirements of Article XVI(b) of the Declaration that any additional or supplemental declarations which add land or property for the purpose of making said additional land or property subject to this Declaration shall contain essentially the same substance as in the original Declaration.

IN WITNESS WHEREOF, the undersigned, being the Developer herein, has executed this instrument on this 6th day of January, 1983 at Gainesville, Alachua County, Florida.

WITNESSES:

Patricia Karp
Mary Reed
 AS to BTL

BIG TREE LAKES, a partnership existing under the laws of the State of Florida

By: Dennis G. Lee
 Dennis G. Lee, as Partner

By: Jim Jean
 Jim Jean, as Partner

STATE OF FLORIDA
 COUNTY OF ALACHUA

BEFORE ME, the undersigned authority, personally appeared DENNIS G. LEE and JIM JEAN, as Partners in BIG TREE LAKES, a partnership existing under the laws of the State of Florida, well known to me to be the persons described in the foregoing instrument, and they acknowledged that they freely and voluntarily executed the foregoing Supplemental Declaration of and Amendment to Restrictive and Protective Covenants on the 6th day of January, 1983 at Gainesville, Alachua County, Florida.

Patricia Karp
 Notary Public
 State of Florida at Large

My Commission Expires: _____

NOTARY PUBLIC, STATE OF FLORIDA AT LARGE
 MY COMMISSION EXPIRES DEC. 15, 1986

This Instrument
 Prepared By:
 STEPHEN A. SCOTT, ESQUIRE
 P.O. BOX 2218
 GAINESVILLE, FL 32602

LAW OFFICES OF
 STEPHEN A. SCOTT
 POST OFFICE BOX 2218
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 TELEPHONE (904) 378-3056

EXHIBIT "A" TO THIRD SUPPLEMENTAL DECLARATION OF AND AMENDMENT
TO RESTRICTIVE AND PROTECTIVE COVENANTS EXECUTED BY BIG TREE
LAKES, A FLORIDA PARTNERSHIP, ON JANUARY 6, 1983

All of Blocks 1-7; Lots No. 1-16 in Block 8;
Lot No. 2-6 in Block 9; Lots No. 2-15 in Block
10; Lots No. 1-10 in Block 11; Lots No. 1-27,
and 33-35 in Block 12; All of Blocks 13 and 14;
Lots No. 2-11 in Block 15; Lots No. 5-9 in Block
16; Lots No. 9-22 in Block 17; Lots No. 1-6 in
Block 18; All of Blocks 19-23; Lots No. 1-3 in
Block 24; Lots No. 1-3, and 8 in Block 25; Lots
No. 1-11 and 17-25 in Block 26; All of Blocks
27 and 28; Lots No. 1 and 5-7 in Block 29; Lots
No. 1-8 and 13-20 in Block 30; Lots No. 1-7 in
Block 31; and Lots No. 10-16 and 20-24 in Block
32, inclusive, of Big Tree Lakes, Section "B",
a subdivision as per the plat thereof filed at
Plat Book 12, Pages 1-9, inclusive, of the
public records of Clay County, Florida.

FILE NO. 83-03052
OFFICIAL RECORDS NO. 712
PAGE 25 RECEIVED
MAR 4 1 24 PM '83
FILED AND
RECORDED
CLERK CIRCUIT COURT

