

THIRD AMENDMENT TO DECLARATION

FOR HUCKLEBERRY FIELDS

WHEREAS, the Declaration of the above described project was recorded in Official Records Book 3625 commencing at Page 2037 of the Public Records of Orange County, Florida ("Declaration"); and

WHEREAS, due to a scrivener's error, Article VII, Section 1 describes exhibits attached to the Declaration erroneously, in that the described Exhibit "B" is in reality Exhibit "2" and the described Exhibit "C" is in reality Exhibit "3"; and

WHEREAS, due to a scrivener's error portions of Article II, describing when Common Open Space (as defined in the Declaration) is to be conveyed to the Association (as defined in the Declaration) were omitted; and

WHEREAS, Southeast Bank, N.A., as Trustee, as owner of all of the Lots in the Project (as defined in the Declaration), is desirous of amending the aforescribed Declaration pursuant to Article XI, Section 3 thereof to correct said scrivener's errors;

NOW, THEREFORE, the undersigned hereby covenants as follows:

- 1. That the Declaration be and is hereby amended whereby the first paragraph of Article VII, Section 1, reads in its entirety:

"Section 1. ANNEXATION AND DEVELOPMENT. Additional property which is legally described in Exhibit "2" attached hereto may be annexed by the Developer in whole or in part without the consent of members within five (5) years of the date of this instrument, provided that the Annexation is in accordance with the General Plan of Development attached hereto as Exhibit "3" and heretofore approved by the Federal Housing Administration or the Veterans Administration. Such Annexations, if they are made, will subject the annexed property to these Covenants and Restrictions."

- 2. That the Declaration be and is hereby amended whereby Article II, Section 4 is added, and reads as follows:

"Section 4. CONVEYANCE OF COMMON OPEN SPACE TO THE ASSOCIATION. At such time that Developer closes title to the first Unit in the Project, Developer shall be obligated to convey title to all of the Common Open Space, if any, located in the Project to the Association, which shall be obligated to accept such conveyance (and the conveyances described hereinbelow). Thereafter, those portions of the Common Open Space, if any, located within the Undeveloped Parcel (more particularly described in Exhibit "2" attached hereto), presently owned by Owner are to be conveyed to the Association at such times as Developer closes title to the first Unit in each of the Stages or portions of the Stages subjected to this Declaration by Annexation, provided, however, Developer shall not be obligated to annex and/or develop all or any portion of the Undeveloped Parcel."

- 2. That in all other respects, the aforescribed Declaration with Exhibits attached thereto, and where applicable, amendment(s) thereto, shall remain in its original form as recorded and in full force and effect.

IN WITNESS WHEREOF, the undersigned has caused these presents to be signed in its name by its proper officer this 24<sup>th</sup> day of May, 1985.

Signed, sealed and delivered in the presence of:

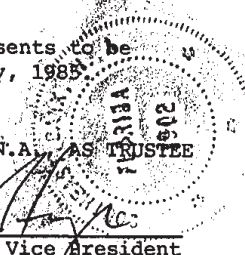
Gary Schneider

Audrey E. Singleton

SOUTHEAST BANK, N.A., AS TRUSTEE

By: A. R. [Signature]  
Vice President

Attest: [Signature]  
Senior Trust Officer



Huckleberry  
Sally Hawley  
PO Bx 29959  
Orlando FL 32767-7157

Signed, sealed and delivered  
presence of:

HUCKLEBERRY HOUSING JOINT in the  
VENTURE

By: Lennar Woodbury, Inc.

Janet S English  
Carol M. Gunter

By: [Signature]  
Allan J. Pekar, Vice President

Attest: [Signature]  
Morris J. Watsky,  
Assistant Secretary

By: Huckleberry Inc.

[Signature]  
[Signature]

By: [Signature]  
Vice President

Attest: [Signature]  
Secretary

STATE OF FLORIDA  
COUNTY OF DADE

The foregoing Amendment to Declaration was acknowledged before me this 28 day of May, 1985, by HOWARD R. STRAUCHMAN and VIVIAN C. CERECEDO, the Vice President and SENIOR TR. OFFICER, respectively, of SOUTHEAST BANK, N.A., a National Banking Association, on behalf of Southeast Bank.

My Commission Expires:  
NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXP. OCT 20, 1987  
BONDED THRU GENERAL INS. UND.

[Signature]  
Notary Public, State of Florida

STATE OF FLORIDA  
COUNTY OF DADE

The foregoing Amendment to Declaration was acknowledged before me this 24th day of May, 1985, by Allan J. Pekar and Morris J. Watsky, the Vice President and Assistant Secretary, respectively, of LENNAR-WOODBURY, INC., Florida corporation, on behalf of the corporation.

My Commission Expires:  
NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXP. AUG 10, 1988  
BONDED THRU GENERAL INS. UND.

Janet S English  
Notary Public, State of Florida

PROVINCE OF ONTARIO

The foregoing Amendment to Declaration was acknowledged before me this 30th day of May, 1985, by J. L. Armstrong and G. E. Whitley, the Vice President and \_\_\_\_\_ Secretary, respectively, of HUCKLEBERRY, INC., a Florida corporation, on behalf of the corporation.

My Commission Expires:  
**RECORDED & RECORD VERIFIED**

[Signature]  
Notary Public, State of Florida  
PROVINCE OF ONTARIO - NICODEMO SCARFO

Thomas H. Walker  
County Comptroller, Orange Co., FL

My Commission is unlimited  
as to time