

BOOK PAGE
3765 0480

VOLUSIA CO. FL
THIRD AMENDMENT TO DECLARATION OF COVENANTS AND RESTRICTIONS
THE ORMOND GREEN
ORMOND BEACH, FLORIDA

This Amendment to Declaration of Covenants and Restrictions made this 6th day of August, 1992, by THE ORMOND GREEN DEVELOPMENT, INC., a Florida corporation, hereinafter referred to as the "Developer"

W I T N E S S E T H:

WHEREAS, Developer originally filed and recorded in Official Record Book 3610, page 1299, Public Records of Volusia County, Florida, a Declaration of Covenants and Restrictions, The Ormond Green, Ormond Beach, Florida, setting forth uniform protective covenants, affecting the property more particularly described therein; and

WHEREAS, pursuant to Article IX, Section 3, Developer reserves the right to amend, modify or rescind such parts of the Declaration of Covenants and Restrictions, as it, in its sole discretion, deems necessary or desirable; and

WHEREAS, the Developer, in its sole discretion deems it necessary and desirable to amend the Declaration of Covenants and Restrictions, The Ormond Green, Ormond Beach, Florida, as set forth below;

NOW THEREFORE, Developer hereby amends the Declaration of Covenants and Restrictions, The Ormond Green, Ormond Beach, Florida, recorded as referenced above, as follows:

1. Amend Article IV, RESTRICTIONS, Section 2 DWELLINGS, found on page 16 of the Declaration of Covenants and Restrictions, to conform with Resolution Number 92-78, adopted by the City

FILED FOR RECORD
RECORD VERIFIED
109613

CLERK OF THE CIRCUIT
CIVIL COURT VOLUSIA CO., FL.
109613 AM 9:53
[Signature]

BOOK PAGE
3765 0481

VOLUSIA CO. FL

Commission, City of Ormond Beach, Florida and recorded in Official Record Book 3742, page 0465, Public Records of Volusia County, Florida by adding the following sentence to said section:

"Applicable building set backs for improvements shall be set forth in the Land Development Code (as same may be amended from time to time or its successor code) of the City of Ormond Beach, Florida, for each parcel for which a building permit is sought."

2. Amend Article V, ARCHITECTURAL CONTROL, Section 1, Architectural Control, Subparagraph b, by increasing the minimum well depth from fifty (50) feet to one hundred (100) feet. The last sentence of subparagraph b is amended to read as follows:

"All wells must be "deep" wells defined as in excess of one hundred (100) feet."

3. Amend Article VII, EXTERIOR MAINTENANCE, Section 1, Owner's Responsibility, by increasing the minimum well depth from fifty (50) feet to one hundred (100) feet. The sentence shall read as follows:

"All irrigation wells installed shall be "deep" wells defined as in excess of one hundred (100) feet."

4. Developer's Right to Amend. The Developer, or a successor Developer, reserves the right to amend any of the provisions contained herein consistent with Article IX, Section 3, Amendment.

IN WITNESS WHEREOF, the Developer has caused this Amendment to Declaration of Covenants and Restrictions to be executed this 6th day of August, 1992.

THE ORMOND GREEN DEVELOPMENT, INC.
a Florida corporation

Debbie Gormley
Debbie Gormley
Catherine M. Huber
Catherine M. Huber

By: Paul F. Holub, Jr.
Paul F. Holub, Jr., President

ATTEST: Paul F. Holub, Sr.
Paul F. Holub, Sr., Secretary

[CORPORATE SEAL]

BOOK PAGE
3765 0482
VOLUSIA CO. FL.

COUNTY OF VOLUSIA
STATE OF FLORIDA

The foregoing instrument was acknowledged before me this 6th day of August, 1992, by Paul Holub, Jr. and Paul Holub, Sr., President and Secretary respectively of The Ormond Green Development, Inc., a Florida corporation, on behalf of the corporation. They are personally known to me or have produced their driver licenses as identification and they did take and oath.

Catherine M. Huber
Notary Public, State of Florida

Catherine M. Huber
CC 058765

NOTARY PUBLIC STATE OF FLORIDA AT LARGE
MY COMMISSION EXPIRES OCTOBER 24, 1994
BONDED THRU ASHLEY SECURITY INC

d\og.3

109613