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This Instrument Prepared by:

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**FIRST AMENDMENT TO DECLARATION OF
COVENANTS, RESTRICTIONS AND EASEMENTS FOR
OLD MILL PRESERVE**

THIS FIRST AMENDMENT TO DECLARATION OF COVENANTS, RESTRICTIONS AND EASEMENTS FOR OLD MILL PRESERVE ("First Amendment") is made this 27th day of July, 2011, by TAYLOR MORRISON OF FLORIDA, INC., a Florida corporation ("Declarant"), whose principal office is located at 501 North Cattlemen Road, Suite 100, Sarasota, Florida 34232 ("Declarant").

WHEREAS, that certain Declaration of Covenants, Restrictions and Easements for Old Mill Preserve was recorded May 5, 2010, in Official Records Book 2337, Pages 5021 through 5164, of the Public Records of Manatee County, Florida (the "Declaration"); and

WHEREAS, Declarant is desirous of amending Section 2.D of Article VIII to change the height requirement on fences; and

WHEREAS, the Declaration provides in Article XIV, Section 8, Paragraph 1, that until the Turnover Date (as defined in the Declaration), all amendments or modifications shall only be made by Declarant without the requirement of the Association's consent, the consent of the

Owners or the consent of any mortgagee so long as such amendments or modifications do not materially impair the common plan of development of Old Mill Preserve; and

WHEREAS, as of the date of this First Amendment, the Turnover Date has not occurred.

NOW, THEREFORE, Declarant hereby amends the Declaration as follows:

1. The above recitals are true and correct and are incorporated herein by reference.
2. Article VIII, Section 2, Paragraph D is hereby amended to read as follows:

D. Unless otherwise required by applicable governmental laws, statutes, ordinances, rules or regulations, all fences, walls, hedges or mass plantings shall not exceed a height of ~~four (4)~~ six (6) feet above the finished graded surface of the grounds upon which it is located and shall not be constructed, planted, placed or maintained upon any Lot without the written consent and approval of the Committee. No fences, walls, hedges or mass plantings of any type shall be built further forward on a Lot than ten (10) feet behind the front building line of any Home, and shall not exceed ~~four (4)~~ six (6) feet in height, except as otherwise provided herein. All fences built on the street side of any corner Lot shall have a minimum setback requirement equal to the side setback of the residence. On Lots abutting lakes, no fence shall be placed beyond the top of the bank and shall not exceed four (4) feet in height. All fences to be constructed within Old Mill Preserve shall be of design and materials approved in advance by the Committee. No fence may be constructed of wire, chain link or cyclone style on any Lot.

(Words bolded and double underlined are added; words ~~struck through~~ are deleted)

3. This First Amendment shall become effective upon recording amongst the Public Records of Manatee County, Florida.
4. As modified hereby, the Declaration shall remain in full force and effect in accordance with the terms thereof.

