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FIRST AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR VILLAGES OF FIRESIDE

Prepared By:
James K. Howard
710. 7302 578
Orange Park, Fla.
32067-0577

THIS FIRST AMENDMENT TO DECLARATION is made this 30th day of November, 1988 by VILLAGES OF FIRESIDE CORPORATION, a Florida corporation, ("Developer" which term shall include its successors and assigns provided, however that any rights of the Developer pursuant hereto shall not pass by virtue of its deed or instrument of conveyance except to the extent specifically provided and set forth herein).

BACKGROUND

BOOK 1195 PAGE 040

A. Developer did heretofore cause to be recorded an instrument entitled DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR VILLAGES OF FIRESIDE (the "Declaration").

B. Developer is the owner in fee simple of the real property referred to in the Declaration as the Exhibit A Property as well as the real property referred to in the Declaration as the Committed Property.

C. Developer desires to amend the Declaration as hereafter set forth.

NOW, THEREFORE, for and in consideration of the premises and benefit of itself and of persons claiming by, through or under it, the Developer does hereby amend the Declaration as follows:

The following paragraph appearing on page 15 of the Declaration which page is recorded in Official Records Book 1192 at Page 597 of the public records of Clay County, Florida is deleted:

"D. No residence may be erected or maintained on Exhibit C-1 Property"

and the following paragraph is substituted in lieu thereof:

"D. No residence may be erected or maintained on Exhibit C-1 Property from the date hereof through and including the expiration of 30 years following the date hereof."

Except as herein specifically provided, the Declaration is not amended or modified in any way.

IN WITNESS WHEREOF, this First Amendment to Declaration of Covenants, Conditions, Restrictions and Easements for Villages of Fireside has been executed by Developer on the day and year first above set forth.

Signed, sealed and delivered in the presence of:

Patricia M. Whipple

James K. Howard
As to Developer

VILLAGES OF FIRESIDE CORPORATION, a Florida corporation

By: James K. Howard
Its President

"DEVELOPER"

THIS INSTRUMENT WAS PREPARED BY
JAMES K. HOWARD
ASSOCIATE ATTORNEY AT LAW
125 N. SOUTHPOINT BLVD.
JACKSONVILLE, FLORIDA 32216

RETURN TO: ANSSAOMER & SCHNEIDER, P.A.
100 NATIONAL FINANCIAL BUILDING
4215 SOUTHPOINT BLVD.
JACKSONVILLE, FLORIDA 32216

STATE OF FLORIDA
COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this 30th day of November, 1988 by James R. Menard, President of Villages of Fireside Corporation, a Florida corporation, on behalf of the corporation.

James Wells Taylor
Notary Public, State of Florida
My Commission Expires: NOTARY PUBLIC, STATE OF FLORIDA
My commission expires Mar. 29, 1991
Bonded thru Patterson-Becht Agency

JOINDER, 1195 PAGE 041

THE UNDERSIGNED, who is the owner and holder of Exhibit C Property as described in the Declaration does hereby join in this First Amendment of Declaration of Covenants, Conditions, Restrictions and Easements for Villages of Fireside for the purpose of consenting thereto.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed in the manner and form required by law this 30 day of November, 1988.

PJH DEVELOPMENT, LTD., a Florida Limited Partnership

By: Perry J. Hopper
Its: Managing General Partner

STATE OF FLORIDA
COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this 30th day of November, 1988 by P. J. Hopper, as Managing General Partner of PJH DEVELOPMENT, LTD., a Florida Limited Partnership, on behalf of PJH DEVELOPMENT, LTD.

Katerina C. Masulis
Notary Public, State of Florida
My Commission Expires: NOTARY PUBLIC, STATE OF FLORIDA
MY COMMISSION EXPIRES MAY 31, 1992.
BONDED THRU NOTARY PUBLIC ASSOCIATES

JOINDER

THE UNDERSIGNED, who is the owner and holder of Exhibit C-1 Property as described in the Declaration does hereby join in this First Amendment to Declaration of Covenants, Conditions, Restrictions and Easements for Villages of Fireside for the purpose of consenting thereto.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed in the manner and form required by law this 30 day of November, 1988.

PJH DEVELOPMENT, LTD., a Florida Limited Partnership

By: Perry J. Hopper
Its: Managing General Partner

STATE OF FLORIDA
COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this 30th day of November, 1988 by P. J. Hopper, as Managing General Partner of PJH DEVELOPMENT, LTD., a Florida Limited Partnership, on behalf of PJH DEVELOPMENT, LTD.

Katerina C. Masulis
Notary Public, State of Florida
My Commission Expires:

JOINDER OF MORTGAGEE

THE UNDERSIGNED, CLAY COUNTY BANK, the owner and holder of that certain Mortgage recorded in Official Records Volume 1086, page 072 of the public records of Clay County, Florida (the "Mortgagee"), does hereby join in the execution of the forgoing First Amendment to Declaration of Covenants, Conditions, Restrictions and Easements for Villages of Fireside and does agree that the lien of the Mortgage is now and shall hereafter be subject to the provisions of the First Amendment to Declaration of Covenants, Conditions, Restrictions and Easements for Villages of Fireside.

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Nothing herein contained shall be construed to release, exonerate or discharge property encumbered by the Mortgage from the lien, operation, force and effect of the Mortgage nor from any right, remedy or privilege of the owners thereof except to the extent herein specifically set forth.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed in the manner and form required by law this 30th day of November, 1988.

CLAY COUNTY BANK

By: Earl E. Hartsfield
Its Vice President

STATE OF FLORIDA
COUNTY OF CLAY

The foregoing instrument was acknowledged before me this 30th day of November, 1988 by EARL E. HARTSFIELD, Vice President of CLAY COUNTY BANK, a banking corporation organized and existing under the laws of the United States of America, on behalf of such corporation.

Lorena C. Marides
Notary Public, State of Florida
My Commission Expires:

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OFFICIAL RECORDS NO. 1195
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