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Chrg. *Stt*  
RT.

This instrument prepared by:  
Robert G. Cuff  
RT Community Development Corporation  
1 Corporate Drive  
Palm Coast, Florida 3215.

**AMENDMENT TO RESTRICTIVE COVENANTS AND EASEMENTS**

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THIS AMENDMENT TO RESTRICTIVE COVENANTS AND EASEMENTS is made this 15<sup>th</sup> day of November, 1991, by PALM COAST CONSTRUCTION COMPANY, a Florida Corporation, hereinafter referred to as the "Company".

WHEREAS, the Company originally caused to be filed that certain Declaration of Restrictive Covenants and Easements for the property generally known as Sea Colony, which Declaration is recorded at OR Book 275, Page 150 et seq. of the Public Records of Flagler County, Florida; and

WHEREAS, the Company reserved the right to amend the Declaration so long as it owned any of the land described in Exhibit A to the Declaration and has subsequently amended the above referenced Restrictive Covenants and Easements, pursuant to the authority retained by the Company in the Restrictive Covenants and Easements; and

WHEREAS, the Company, as of the date of this Amendment still holds title to a portion of the land described in the Declaration and desires to further amend the Restrictive Covenants and Easement pursuant to the authority reserved to the Company in Article XII, Section 6 of the Declaration.

NOW, THEREFORE, the Company hereby amends the above referenced Restrictive Covenants and Easement, as amended from time to time, and declares that the real property described in Exhibit A, attached hereto, shall be held, sold, conveyed, transferred and occupied subject to the covenants, restrictions, reservations and easements herein set forth:

(1) Article XIII, Section 6. Amendment. of the Declaration is hereby amended to read:

Excepting supplemental Declarations and in addition to any other manner herein provided for the amendment of this Declaration, the covenants, restrictions, easements, charges, and liens of this agreement may be amended, changed, added to, derogated, or deleted at any time and from time to time, upon the execution and recordation of any instrument executed by: (1) Company, for so long as it holds titled to any Lot affected by this Declaration and said amendment by the Company shall not require the consent of any mortgagees, owners or partial owners of

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Lots nor the Association, either now or in the future; or, alternatively, (2) by Owners holding not less than two-thirds vote of the membership in the Association or by an instrument signed by the President and Secretary of the Association attesting that such instrument was approved by Members entitled to vote two-thirds of the votes of the Association at a meeting of the Members called for such purpose; provided, that so long as the Company is the owner of any Lot affected by this Declaration, the Company's consent must be obtained. Provided, however, that no such amendment will be permitted if it modifies the obligations imposed by the Development Order unless such amendment is consented to, in writing by the appropriate governmental entity. And further, provided that no such amendment may voluntarily dissolve or otherwise terminate the existence of the Association. Any amendment must be properly recorded in the Public Records of Flagler County, Florida to be effective.

2. Except as specifically modified herein, all other terms and conditions of said Restrictive Covenants and Easements shall remain in full force and effect.

IN WITNESS WHEREOF, PALM COAST CONSTRUCTION COMPANY has caused this Amendment to Restrictive Covenants and Easements to be signed in its name by its officers and its corporate seal affixed hereto:

Witnesses:

PALM COAST CONSTRUCTION COMPANY

[Signature]  
Kathy Pines  
Victoria P. Gaed  
Victoria Gaed

By: [Signature]  
Robert DeVore, President  
Attest: [Signature]  
Robert G. Cuff, Secretary

STATE OF FLORIDA  
COUNTY OF FLAGLER

1 Corporate Drive  
Palm Coast, Florida 32151

The foregoing Amendment to Restrictive Covenants and Easements was acknowledged before me on November 15, 1991 by Robert DeVore and Robert G. Cuff, the President and Secretary of Palm Coast Construction Company, a Florida corporation, on behalf of and as the act and deed of the corporation.

Victoria P. Gaed  
Notary Public - Victoria Gaed

My Commission expires: 2-1-92  
Notary Public, State of Florida  
My Commission Expires June 1, 1992  
Beverly Hills Law Firm - Insurance Inc.

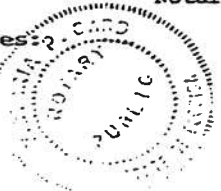


EXHIBIT A

All of that land described on the Subdivision Plat of Sea Colony,  
as recorded at Map Book 27, Pages 30 - 39 of the Public Records of  
Flagler County, Florida.

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NO. FILED & RECEIVED  
O.R. BOOK 27, PAGE 1593  
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31 NOV 15, P 3:06

*M. Williams, Jr.*  
CLERK OF CIRCUIT COURT  
FLAGLER COUNTY, FLORIDA

