

SIXTH SUPPLEMENTAL DECLARATION OF AND AMENDMENT
TO RESTRICTIVE AND PROTECTIVE COVENANTS

WHEREAS, BIG TREE LAKES, a partnership existing under the laws of the State of Florida, with offices at 412 NE 16th Avenue, Gainesville, Florida, hereinafter referred to as the "Developer", did file an instrument titled "Declaration of Restrictive and Protective Covenants" dated October 4, 1982 at Official Records Book 689, Pages 193-199 of the public records of Clay County, Florida, hereinafter referred to as the "Declaration", to make, declare and impose upon the lands described therein certain conditions, restrictions, limitations and easements, and

WHEREAS, said Declaration was amended and modified by a Supplemental Declaration of and Amendment to Restrictive and Protective Covenants dated October 6, 1982 and filed at Official Records Book 689, Pages 550-554 of the Public Records of Clay County, Florida, and

WHEREAS, said Declaration was further amended and modified by a Second Supplemental Declaration of and Amendment to Restrictive and Protective Covenants dated October 6, 1982 and filed at Official Records Book 706, Pages 467-471 of the Public Records of Clay County, Florida, and

WHEREAS, said Declaration was further amended and modified by a Third Supplemental Declaration of and Amendment to Restrictive and Protective Covenants dated January 6, 1983 and filed at Official Records Book 712, Pages 75-78 of the Public Records of Clay County, Florida, and

WHEREAS, said Declaration was further amended and modified by a Fourth Amendment to Restrictive and Protective Covenants dated March 10, 1983 and filed at Official Records Book 716, Pages 116-117 of the Public Records of Clay County, Florida, and

WHEREAS, said Declaration was further amended and modified by a Fifth Supplemental Declaration of and Amendment to Restrictive and Protective Covenants dated September 5, 1983 and filed at Official Records Book 775, Pages 121-123 of the Public Records of Clay County, Florida, and

WHEREAS, pursuant to Article XVII(a) of said Declaration the Developer reserved the sole and exclusive right without notice to amend said Declaration for the purpose of curing any ambiguity in or any inconsistencies between the provisions contained within said Declaration; and

WHEREAS, Articles IV(d) and (e) of the Declaration contain such ambiguities and inconsistencies; and

WHEREAS, the Developer desires to correct and cure said ambiguities and inconsistencies,

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that that certain Declaration of Restrictive and Protective Covenants dated October 4, 1982 and recorded at Official Records Book 689, Pages 193-199 of the public records of Clay County, Florida, as may have been heretofore amended, is hereby further amended as follows:

- 1. Articles IV(d) and (e) are hereby deleted.
- 2. Article IV(d) is amended to read as follows:

"(d) Each lot owner shall be entitled to one (1) vote at every duly called meeting of the members of the Association, including one (1) vote in electing directors to serve on the Board of Directors of the Association, provided that the owner has good title; and provided that a valid Agreement for Deed or other security instrument that may encumber the lot is kept in good standing; and further provided that the owner of the lot is in good standing with the Property Owners' Association, and the payment of all dues and assessments in connection therewith."

3. All other terms, provisions and conditions contained in the Declaration, as previously amended, except as may be expressly amended herein, are hereby ratified and confirmed, and are incorporated herein by this reference, to the same extent and effect as if those said provisions, terms and conditions were set forth herein in their entirety.

IN WITNESS WHEREOF, the undersigned, being the Developer herein, has executed this instrument on this 17th day of January, 1986 at Gainesville, Alachua County, Florida.

WITNESSES:

BIG TREE LAKES, a partnership existing under the laws of the State of Florida

[Signature]
[Signature]

BY: [Signature]
DENNIS G. LEE, as Partner

STATE OF FLORIDA
COUNTY OF ALACHUA

BEFORE ME, the undersigned authority, personally appeared DENNIS G. LEE, as Partner in BIG TREE LAKES, a partnership existing under the laws of the State of Florida, well known to me to be the person described in the foregoing instrument and he acknowledged that he freely and voluntarily executed the foregoing Sixth Supplemental Declaration of and Amendment to Restrictive and Protective Covenants on the 17th day of January, 1986.

[Signature]
NOTARY PUBLIC
State of Florida at Large
My commission expires: 2-20-87

THIS INSTRUMENT PREPARED BY:
STEPHEN A. SCOTT
P. O. Box 2218
Gainesville, FL 32602

FILE NO. 86-01572
OFFICIAL RECORDS NO. 221
PAGE 38 RECORD VERIFIED
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CLERK OF DISTRICT COURT

