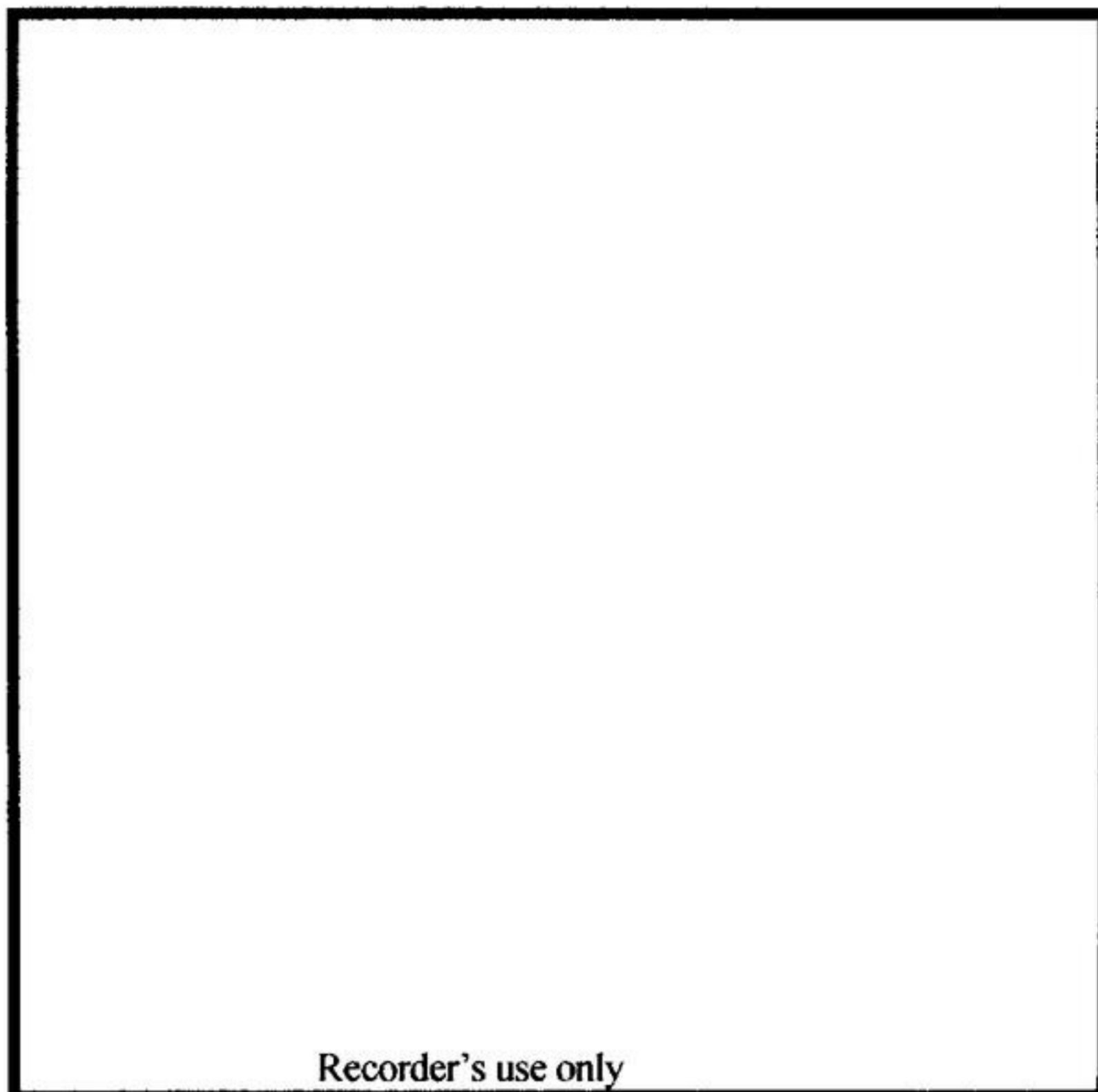


✓ This instrument prepared by:
✓ Record and return to:
✓ H. Edward Garvin
✓ PO Box 23831
Gainesville, FL 32602

**NINTH SUPPLEMENTAL DECLARATION OF AND
AMENDMENT
TO RESTRICTIVE AND PROTECTIVE
COVENANTS**



WHEREAS, BIG TREE LAKES, LTD., a Florida limited partnership (formerly Big Tree Lakes) with offices at 412 NE 16th Avenue, Gainesville, Florida (hereinafter referred to as "**Developer**"), executed an instrument titled "Declaration of Restrictive and Protective Covenants" dated October 4, 1982 and recorded in the official records of Clay County, Florida in O.R. Book 689, Pages 193-199 (hereinafter referred to as "**the Declaration**"); and,

WHEREAS, Developer subsequently amended the **Declaration** by those certain Supplemental Declarations recorded in the official records of Clay County, Florida in O.R. Book 689, Pages 550-554; O.R. Book 706, Pages 467-471; O.R. Book 712, Pages 75-78; O.R. Book 716, Pages 116-117; O.R. Book 775, Pages 121-123; O.R. Book 921, Pages 88-89; and O. R. Book 1891, Pages 1663-1666; and O.R. Book 1895, Pages 0150-0151; and,

WHEREAS, pursuant to Article XVI(b) of the **Declaration, Developer** reserved the right to make additional land subject to the **Declaration**; and,

WHEREAS, Developer desires to make additional lands subject to the **Declaration**, as amended, and to impose certain additional restrictions on said additional lands.

NOW THEREFORE, in consideration of the premises and other valuable consideration received, **Developer** does hereby make, declare and impose upon the following lands, for the benefit and protection thereof, the conditions, restrictions, limitations and easements set forth in the **Declaration**, as amended, which shall be and constitute covenants running with the land, binding upon said owner, its successors and assigns, all persons derailing title through said owner or claiming any right, title or interest in said land, all subsequent purchasers thereof, their heirs, personal representatives, successors and assigns:

Tract "D", Replat of Florida Frontier, Unit One as per plat thereof recorded in Plat Book 13, pages 54-67 of the Public Records of Clay County, Florida.

And **Developer** does further declare and impose upon Tract "D" the following additional restrictions and limitations as covenants running with the land, binding upon said owner, its successors and assigns, all persons derailing title through said owner or claiming any right, title or interest in said land, all subsequent purchasers thereof, their heirs, personal representatives, successors and assigns:

1. No permanent dwelling is permitted upon any such parcel which has a ground floor area, exclusive of open porches or garages, of less than seven hundred fifty (750) square feet.
2. No mobile homes, manufactured homes or modular homes are permitted.

All other terms, provisions and conditions contained in the **Declaration**, as amended, are hereby ratified and confirmed, and are incorporated herein by this reference. This incorporation by reference shall be for the purpose of, inter alia, complying with the requirements of Article XVI(b) of the **Declaration** that any additional or supplemental declarations which add land or property contain essentially the same substance as the original **Declaration**.

BIG TREE LAKES, LTD.

Signed, sealed and delivered in our presence as witnesses:

Linda F. McDavid

Witness #1 - Sign Name

Linda F. McDavid

Witness #1 - Print Name

Barbara Rea

Witness #2 - Sign Name

Barbara Rea

Witness #2 - Print Name

By: Dennis G. Lee

Dennis G. Lee, President of Florida Woodland, Inc. as general partner

STATE OF FLORIDA
COUNTY OF ALACHUA

THE FOREGOING instrument was acknowledged before me this 12th day of January, 2006, by **DENNIS G. LEE**, President of Florida Woodland, Inc., as general partner of **BIG TREE LAKES, LTD.**, who is personally known to me.

(SEAL)

LINDA F. McDAVID
Notary Public, State of Florida
My comm. exp. Mar. 1, 2007
Comm. No. DD 185701

Linda F. McDavid

Linda F. McDavid
Notary Public, State of Florida