

1st Amendment

This document prepared by and return to:
Pineda Partners, L.L.C.
1688 W. Hibiscus Blvd.
Melbourne, FL 32901

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Scott Ellis
Clerk Of Courts, Brevard County
#Names: 2
Rec: 9.00
Serv: 0.00
Excise: 0.00
Int Tax: 0.00
#Pgs: 2
Trust: 1.50
Mtg: 0.00

SUPPLEMENTAL DECLARATION
OF COVENANTS, CONDITIONS AND RESTRICTIONS
(For Chastain Manor at Grand Haven)

THIS SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS, (the "Supplemental Declaration") is made as of the 1st day of November, 2001, by **PINEDA PARTNERS, L.L.C.**, a Florida limited liability company, with mailing address at 1688 W. Hibiscus Blvd., Melbourne, FL 32901 (hereinafter referred to as "Developer" or "Declarant").

WITNESSETH:

WHEREAS, The Developer originally platted the property (the "Property") as Grand Haven Phase Two, according to the Plat thereof as recorded in Plat Book 47, Pages 29 through 32, inclusive, Public Records of Brevard County, Florida, and which Property is subject to the Master Declaration of Covenants, Conditions and Restrictions for Grand Haven as recorded in Official Records Book 4312, Page 3183, of the Public Records of Brevard County, Florida, and all amendments thereto, (the "Master Declaration"); and subject to the Articles of Incorporation filed with the Secretary of State, State of Florida on March 19, 2001, and recorded in Official Records Book 4312, Page 3216, Public Records of Brevard County, Florida; and subject to the By-Laws as recorded in Official Records book 4312, Page 3228, Public Records of Brevard County, Florida; and

WHEREAS, the Developer recorded that certain Supplemental Declaration of Covenants, Conditions and Restrictions (For Chastain Manor at Grand Haven) as recorded in Official Records Book 4430, Page 1900, Public Records of Brevard County, Florida; and

WHEREAS, pursuant to Article X, Section 10.5 – Amendment, of the Master Declaration, the Declaration and Supplemental Declarations may be amended, changed or added to at any time and from time to time upon the execution and recordation of any instrument executed by the Developer, for so long as there is a Class B Member of the Association, or alternatively, by approval at a meeting of Owners holding not less than two-thirds (2/3) of the votes of the membership of the Association, provided that so long as the Developer is the Owner of any Lot affected by the Declaration, the Developer's consent must be obtained if such amendment, in the sole opinion of the Developer, affects its interest.

NOW, THEREFORE, in consideration of the premises and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Developer hereby makes this Supplemental Declaration, as follows:

1. The following language shall be added to the end of sub-section (a), Section 2. Construction Plan Review, of ARTICLE I, ARCHITECTURAL AND AESTHETIC REQUIREMENTS:

The Committee may charge an administrative fee in the amount of \$25.00, payable to the Association, for the review and/or processing of plans, specifications, and inspection of the proposed improvements. Said fee shall be paid to the Association at the time submission of the application for addition, change or alteration is made.

2. All other terms and conditions of the Declaration shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the Developer has executed this Supplemental Declaration as of the date first above written.

Signed, sealed and delivered
in the presence of:

Bonnie L. Kennedy
Witness

Bonnie L. Kennedy
Print Witness Name

Judith A. Delaut
Witness

Judith A. Delaut
Print Witness Name

PINEDA PARTNERS, L.L.C., a Florida
limited liability company

By: **BIG HAT, LLC.**,
a Florida Limited Liability Company
Its managing member

By: Arthur F. Evans, III



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STATE OF FLORIDA)
)
COUNTY OF BREVARD)

The foregoing instrument was acknowledged before me this 1st day of Nov., 2001, by **ARTHUR F. EVANS, III**, as a Member of **BIG HAT, L.L.C.**, a Florida Limited Liability Company, as **Managing Member of PINEDA PARTNERS, L.L.C.**, a Florida limited liability company, on behalf of the company, who [] is personally known to me or [] produce _____ as identification.

Bonnie L. Kennedy
NOTARY PUBLIC
My Commission Expires: _____

