

RECORD VERIFIED
Richard Ake
Clerk of Circuit Court
Hillsborough County, Fla.
By: Lisa M. Sutton, D.C.

AMENDMENT TO DECLARATION
FOR BRANDON BROOK

EAS/WF
BORKSON, SIMON & MOSKOWITZ, P.A.
RECORD & RETURN TO:
1500 N. W. 49th STREET, SUITE 401
FORT LAUDERDALE, FLORIDA 33309
✓ *EAS*

THIS AMENDMENT to the Brandon Brook Homeowners Association, Inc., Declaration, filed in Official Records Book 5297 at Page 414 hereinafter referred to as "Declaration", is made this 15th day of April, 1988, by Lennar Homes, inc., a Florida corporation, hereinafter referred to as "Developer".

W I T N E S S E T H:

WHEREAS, The Federal Housing Administration has requested that Developer amend Article VI, Section 11 and Article XI, Section 9 of the Declaration; and

WHEREAS, Article XI, Section 10 of the Declaration permits the Developer to amend the Declaration at the request of the Federal Housing Administration; and

WHEREAS, Developer wishes to amend the Declaration to conform to the requirements of the Federal Housing Administration.

NOW, THEREFORE, for value and consideration, the receipt of which is hereby acknowledged, Developer hereby covenants as follows:

- 1. Article VI, Section 11 is hereby amended to read as follows:

"Section 11. RESPONSIBILITY OF ANY OWNER FOR OCCUPANTS, TENANTS, GUESTS AND INVITEES. To the extent provided by law, each OWNER shall be responsible for the acts and omissions, whether negligent or willful, of any person residing in his UNIT, and for all guests and invitees of the OWNER or any such resident, and in the event the acts or omissions of any of the foregoing or the OWNER shall result in any damage to the COMMON OPEN SPACE, or any liability to the ASSOCIATION, the OWNER shall be assessed for same as in the case of any other ASSESSMENT, limited where applicable to the extent that the expense or liability is not met by the proceeds of insurance carried by the ASSOCIATION. Furthermore, any violation of any of the provisions of this DECLARATION, of the ARTICLES or the BY-LAWS, by any resident of any UNIT, or any guest or invitee of an OWNER or any resident of a UNIT, shall also be deemed a violation by the OWNER, and shall subject the OWNER to the same liability as if such violation was that of the OWNER.

- 2. Article XI, Section 9 is hereby amended to read as follows:

"Section 9. FHA/VA APPROVAL. As long as there is Class B Membership, the following actions will require the prior approval of the Federal Housing Administration or the Veterans Administration: (a) ANNEXATION of additional properties not part of the UNDEVELOPED PARCEL, (b) dedication of COMMON OPEN SPACE, (c) mergers and consolidations, (d) mortgaging of COMMON OPEN SPACE, (e) except for Amendments made by Developer to clarify any ambiguities or conflicts which do not materially adversely affect the UNIT OWNERS, as set forth in Section 8, above, an amendment of this Declaration, and (f) dissolution of the ASSOCIATION.

- 3. In all other respects, the aforescribed Declaration with Exhibits attached thereto, and amendment(s) thereto, shall remain in its original form as recorded and in full force and effect.

1988 MAY 11 AM 11:52

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RICHARD AKE
CLERK OF CIRCUIT COURT
HILLSBOROUGH COUNTY

IN WITNESS WHEREOF, Lennar Homes, Inc. has caused these presents to be executed and the corporate seal affixed and attested the same date as above written.

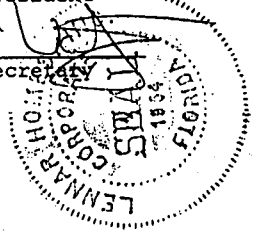
Signed, sealed and delivered in the presence of:

LENNAR HOMES, INC.

Janet S English
Paul M. Carter

By: M. E. Salda
Vice President

Attest: M. J. [Signature]
ass't Secretary

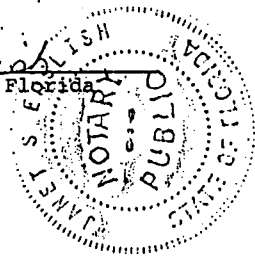


STATE OF FLORIDA
COUNTY OF LEE

BEFORE ME, the undersigned authority, duly authorized to administer oaths and take acknowledgements, personally appeared M. E. Salda and Morris J. Watsky, as Vice President and Assistant Secretary of Lennar Homes, Inc. who, after being duly cautioned and sworn under oath, deposed and said that they had read and executed on behalf of said Corporation, the foregoing Amendment to Declaration for Brandon Brook for the purposes therein expressed, having authority to do so.

IN WITNESS WHEREOF, I have set my hand and official seal at the county and state above named, this 15th day of April, 1988.

Janet S English
Notary Public, State of Florida



My Commission Expires:

NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXP. AUG 10, 1988
BONDED THRU GENERAL INS. UNO.