

**AMENDMENT AND MODIFICATION OF DECLARATION OF
COVENANTS, RESTRICTIONS, AND EASEMENTS
FOR VILLAGE PHASE III**

THIS AMENDMENT made this 3rd day of April, 1993, by THE VILLAGE DRIVE OWNERS ASSOCIATION, INC., a not-for-profit Florida Corporation, hereinafter referred to as "Association".

WHEREAS, VILLAGE CONCEPTS, INC., hereinafter referred to as "Developer", filed the Declaration of Covenants, Restrictions and Easements Village Phase III, in Official Record Book 221 at page 528 et.seq., Public Records of Flagler County, Florida setting forth uniform Protective Covenants, affecting the following described property, situated in Flagler County, Florida, to wit:

Lots 1 through 65, VILLAGE PHASE III SUBDIVISION, as filed at Plat Book 27, page 5, Public Records of Flagler County, Florida.

WHEREAS, said Declaration provided for and specifically reserved the right to the Owners of seventy-five percent (75%) of the Lots, with written consent of Developer if the Developer then owns any Lots, to amend said Declaration.

WHEREAS, the Developer did not own any Lot on April 3, 1993.

WHEREAS, the Owners of seventy-five percent (75%) of the lots desire to amend said Declaration.

NOW, THEREFORE, the Owners of seventy-five percent (75%) of the lots hereby amend the said Declaration as follows:

1. Article III, Protective Covenants and Restrictions, Section 8, is amended so as to add the following additional provision:

"In order to promote the health, safety, and appearance of the community, the Association does hereby establish that if an Owner elects to keep a pet, allowed by this section, the owner shall be responsible for curbing said animal and for picking up and removing any feces. This is a condition precedent to keeping a pet and any violation of this provision shall require the owner to remove the pet from the community. Tenant occupied units are not permitted to have any pets.

All other terms and conditions of said Declaration referenced above shall remain in full force and effect.

STATE OF FLORIDA
COUNTY OF FLAGLER

We, JOHN JONES, duly elected President of the Village Drive Owners Association, Inc. and WILLIAM ROBERTS, duly elected Secretary of the Village Drive Owners Association, Inc. do hereby certify that the above stated Amendment to Declaration of Covenants, Restrictions, and Easements for Village Phase III has been duly adopted and approved by vote of the owners of at least seventy-five percent (75%) of the Lots at a meeting duly called on April 3, 1993 at which a quorum was present in person or by proxy.

IN WITNESS WHEREOF, we hereunto set our hand,

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