

213

**SIXTH SUPPLEMENTAL DECLARATION OF
RESTRICTIVE COVENANTS FOR ALAQUA**

This Sixth Supplemental Declaration of Restrictive Covenants is made and entered into this 24 day of August, 1999 by ALAQUA, a Florida joint venture (hereinafter referred to as the "Developer").

WITNESSETH:

WHEREAS, Developer imposed certain restrictive covenants on real property located in Seminole County, Florida, by that certain Declaration of Restrictive Covenants for Alaqua, recorded in Official Records Book 1692, Page 1631 of the Public Records of Seminole County, Florida, as amended by the First Supplemental Declaration of and First Clarifying Amendment to the Restrictive Covenants for Alaqua, recorded in Official Records Book 1897, Page 0697; the First Amendment to First Supplemental Declaration of and First Clarifying Amendment to Restrictive Covenants for Alaqua recorded in Official Records Book 1925, Page 0682; Second Supplemental Declaration of Restrictive Covenants for Alaqua recorded in Official Records Book 2104, Page 1206; Third Supplemental Declaration of Restrictive Covenants for Alaqua recorded in Official Records Book 2244, Page 1608; Fourth Supplemental Declaration of Restrictive Covenants for Alaqua recorded in Official Records Book 2600, Page 1709; and Fifth Supplemental Declaration of Restrictive Covenants for Alaqua recorded in Official Records Book 2947, Page 1242, all of the Public Records of Seminole County, Florida (herein collectively referred to as the "Declaration").

WHEREAS, Article IX of the Declaration reserves the right of the Developer to amend the Declaration;

WHEREAS, Developer wishes to delete certain restrictions ("Additional Restrictions") imposed upon certain lots designated in the Fourth Supplemental Declaration of Restrictive Covenants for Alaqua ("Fourth Supplement");

WHEREAS, Developer wishes to add the Additional Restrictions imposed upon certain lots in the Fourth Supplement to an additional lot.

NOW, THEREFORE, the Declaration is hereby amended as follows:

- 1) The Fourth Supplement is hereby amended to delete Lots 93, 94, 95, 96, 97, 98, 99, 100, 101 and 102 of Alaqua Phase III, according to the plat thereof as recorded in Plat Book 42, Pages 1 through 8 of the Public Records of Seminole County, Florida ("Released Lots"), from those lots referred to in said Fourth Supplement as the "Waterfront Lots" and to release said Released Lots from any Additional Restrictions imposed upon the Waterfront Lots.

Holland & Knight

430997

SEMINOLE COUNTY
CLERK OF CIRCUIT COURT

SEP 7 11 08 AM '99

SEMINOLE COUNTY
RECORDED & VERIFIED

2) The Fourth Supplement is hereby amended to add Lot 49 of Alaqua Phase III, according to the plat thereof as recorded in Plat Book 42, Pages 1 through 8 of the Public Records of Seminole County, Florida, as a "Waterfront Lot" and to impose upon said Lot 49 those Additional Restrictions which apply to the Waterfront Lots. The Waterfront Lots are Lots: 40, 41, 42, 43, 45, 46, 47, 48, 49, 50, 51, 89, 90, 91 and 92 of Alaqua Phase III, according to the plat thereof as recorded in Plat Book 42 Pages 1 through 8 of the Public Records of Seminole County, Florida.

IN WITNESS WHEREOF, the Association has caused this instrument to be executed as of the day and year first written above.

WITNESSED:

ALAUQA, A FLORIDA JOINT VENTURE

By: WESTBURY DEVELOPMENT, INC.,
formerly known as GND
DEVELOPMENT, INC., a Florida
corporation

ABrown
Witness
ABrown
Print or Type Name

Jim Chan
Witness
JERRY DEKARAK
Print or Type Name

By: [Signature]
Print Name: MIKE DEGRADY
Its: PRESIDENT

[SEAL]

WESTBURY DEVELOPMENT, INC. 3718
CORPORATE SEC. 5301
ACRONGREEVE CO. FL
1834

OFFICIAL RECORDS
BOOK PAGE

WITNESSED:

By: WESTBURY ALAUQA, INC., a
Florida corporation

ABrown
Witness
ABrown
Print or Type Name

Jim Chan
Witness
JERRY DEKARAK
Print or Type Name

By: [Signature]
Print Name: MIKE DEGRADY
Its: PRESIDENT

[SEAL]

WESTBURY ALAUQA, INC. 3718
CORPORATE SEC. 5301
ACRONGREEVE CO. FL
1834

PROVINCE OF ONTARIO)
) SS
REGIONAL MUNICIPALITY OF HALTON)

The foregoing instrument was acknowledged before me this 24th day of ^{August} ~~July~~, 1999 by MIKE DEGRADTE, as PRESIDENT of Westbury Development, Inc., f/k/a GND Development, Inc., a Florida corporation, on behalf of the corporation. He is personally known to me or ~~has produced~~ _____ (type of identification) as identification and ~~did (did not) take an oath.~~



Halliwell Soule
Notary Public

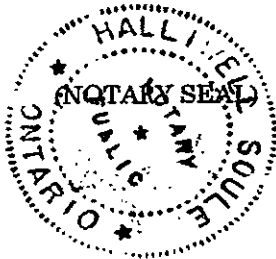
HALLIWELL SOULE
Name printed or typed

Commission is ~~for Life~~ EXPIRES AT THE PLEASURE OF THE LIEUTENANT GOVERNOR OF ONTARIO

OFFICIAL RECORDS BOOK 3718 18350 EMINOLE CO. FL

PROVINCE OF ONTARIO)
) SS
REGIONAL MUNICIPALITY OF HALTON)

The foregoing instrument was acknowledged before me this 24th day of ^{August} ~~July~~, 1999 by MIKE DEGRADTE, as PRESIDENT of Westbury Alaqua, Inc., a Florida corporation, on behalf of the corporation. He is personally known to me or ~~has produced~~ _____ (type of identification) as identification and ~~did (did not) take an oath.~~



Halliwell Soule
Notary Public

HALLIWELL SOULE
Name printed or typed

Commission is ~~for Life~~ EXPIRES AT THE PLEASURE OF THE LIEUTENANT GOVERNOR OF ONTARIO